

HOUSE JOURNAL

PROCEEDINGS

OF THE

House of Representatives

OF

The Legislature

OF THE

STATE OF KANSAS

REGULAR 2018 SESSION

JANUARY 8 THROUGH ADJOURNMENT MAY 4, 2018

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

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2018

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Governor
JEFF COLYER, Overland Park*

Lieutenant Governor
TRACEY MANN, Salina**

OFFICERS OF THE HOUSE

Session of 2018

Ron Ryckman.....	Speaker
Scott Schwab	Speaker Pro Tem
Don Hineman.....	Majority Leader
Jim Ward	Minority Leader
Susan Kannarr	Chief Clerk
Foster Chisholm.....	Sergeant-at-Arms

* Jeff Colyer was sworn in on January 31, 2018 to replace Sam Brownback as Governor

** Tracey Mann was sworn in on February 14, 2018 to replace Jeff Colyer as Lieutenant Governor.

HOUSE OF REPRESENTATIVES—2018

The 2018 Kansas House of Representative consisted of 85 Republican members and 40 Democrat members. An alphabetical list of members is below.

<i>Name</i>	<i>Party</i>	<i>Dist.</i>	<i>Occupation</i>
Alcala, John , Shawnee	Dem.	57	Retired
Alford, Steve , Grant	Rep.	124	Farmer
Arnberger, Tory Marie , Barton	Rep.	112	--
Aurand, Clay , Republic	Rep.	106	Farmer / Stockman
Awerkamp, Francis , Pottawatomie	Rep.	61	Business owner
Baker, Dave , Morris	Rep.	68	Self-employed
Ballard, Barbara , Douglas	Dem.	44	University Administrator
Barker, John , Dickinson	Rep.	70	Retired Judge
Becker, Steven , Reno	Rep.	104	Ret. District Court Judge
*Bergquist, Emil , Sedgwick	Rep.	91	Aviation Manufacturing
Bishop, Elizabeth , Sedgwick	Dem.	88	Retired
Blex, Doug , Montgomery	Rep.	12	Self-employed
Brim, Shelee , Johnson	Rep.	39	--
Burris, Jesse , Sumner	Rep.	82	Attorney
Burroughs, Tom , Wyandotte	Dem.	33	Ret. Colgate-Palmolive
Carlin, Sydney , Riley	Dem.	66	Investments, Property manager
Carmichael, John , Sedgwick	Dem.	92	Attorney
Carpenter, Blake , Sedgwick	Rep.	81	Contractor - Rockwell Collins
Clacys, J. R. , Saline	Rep.	69	Nonprofit Management
Clark, Lonnie , Geary	Rep.	65	Retired
Clayton, Stephanie , Johnson	Rep.	19	Social Media Consultant
Concannon, Susan , Mitchell	Rep.	107	Former Exec. Director- Medical Foundation
Corbet, Ken , Shawnee	Rep.	54	Small Business Owner
Cox, Tom , Johnson	Rep.	17	Vice President- Marketing-SPMI
Crum, Steven , Sedgwick	Dem.	98	Teacher
Curtis, Pam , Wyandotte	Dem.	32	Community Relations
Davis, Erin , Johnson	Rep.	15	Attorney
Deere, Debbie , Leavenworth	Dem.	40	--
Delperdang, Leo , Sedgwick	Rep.	94	Retired
Dierks, Diana , Saline	Rep.	71	Realtor
Dietrich, Brenda , Shawnee	Rep.	52	Retired Superintendent
Dove, Willie , Wyandotte	Rep.	38	Insurance Sales
Elliott, Roger , Sedgwick	Rep.	87	--
Ellis, Ronald , Jefferson	Rep.	47	Rancher
Eplee, John , Atchison	Rep.	63	Family Physician
Esau, Keith , Johnson	Rep.	14	Software Engineer
Finch, Blaine , Franklin	Rep.	59	Attorney
Finney, Gail , Sedgwick	Dem.	84	Small Business Owner
Francis, Shannon , Seward	Rep.	125	Developer
Frownfelter, Stan , Wyandotte	Dem.	37	Sales
Gallagher, Linda , Johnson	Rep.	23	Freelance writer and editor

Garber, Randy, Nemaha	Rep.	62	Retired Navy/ Construction Worker
Gartner, Jim, Shawnee	Dem.	53	--
Good, Mary Martha, Butler	Rep.	75	Retired
Hawkins, Daniel, Sedgwick	Rep.	100	Insurance Agent
Helgerson, Henry, Sedgwick	Dem.	83	Businessman
Henderson, Broderick, Wyandotte	Dem.	35	Parking Controller Office
Hibbard, Larry, Woodson	Rep.	13	Stockman/Rancher
Highberger, Dennis "Boog", Douglas	Dem.	46	Attorney
Highland, Ron, Pottawatomie	Rep.	51	Retired Veterinarian
Hineman, Don, Lane	Rep.	118	Farmer
Hodge, Tim, Harvey	Dem.	72	Lawyer
Hoffman, Kyle, Comanche	Rep.	116	Farmer/Rancher
Holscher, Cindy, Johnson	Dem.	16	--
Horn, Eileen, Douglas	Dem.	10	Sustainability Director
Houser, Michael, Cherokee	Rep.	1	Construction Estimator
Huebert, Steve, Sedgwick	Rep.	90	Self-employed
Humphries, Susan, Sedgwick	Rep.	99	Attorney
Jacobs, Trevor, Bourbon	Rep.	4	Welder
Jennings, Russell, Kearny	Rep.	122	Government Consulting
Johnson, Steven, Saline	Rep.	108	Farmer
Jones, Kevin, Franklin	Rep.	5	Entrepreneur
Judd-Jenkins, Anita, Cowley	Rep.	80	Retired
Karleskint, Jim, Leavenworth	Rep.	42	Retired Educator
Kelly, Jim, Montgomery	Rep.	11	Banker
Kessinger, Jan, Johnson	Rep.	20	Consultant
Koesten, Joy, Johnson	Rep.	28	Educator-consultant
Kuether, Annie, Shawnee	Dem.	55	--
Landwehr, Brenda, Sedgwick	Rep.	105	Business Owner
Lewis, Greg, Stafford	Rep.	113	Farmer/Rancher
Lusk, Nancy, Johnson	Dem.	22	Small Business Owner
Lusker, Adam, Cherokee	Dem.	2	Owner, A. Lusker Masonry LLC
Markley, Patty, Johnson	Rep.	8	--
Mason, Les, McPherson	Rep.	73	Business Owner
Mastroni, Leonard, Rush	Rep.	117	County Commissioner/ Ret. District Court Judge
Miller, Vic, Shawnee	Dem.	58	Retired
Murnan, Monica, Crawford	Dem.	3	Education Service
Neighbor, Cindy, Johnson	Dem.	18	--
Ohaebosim, KC, Sedgwick	Dem.	89	--
Orr, Boyd, Meade	Rep.	115	Farmer/Rancher
Osterman, Les, Sedgwick	Rep.	97	Retired
Ousley, Jarrod, Johnson	Dem.	24	Paint Contractor
Parker, Brett, Johnson	Dem.	29	Teacher
Patton, Fred, Shawnee	Rep.	50	Attorney
Phelps, Eber, Ellis	Dem.	111	Sales / Marketing
Phillips, Tom, Riley	Rep.	67	Community Development Consultant
Pittman, Jeff, Leavenworth	Dem.	41	Logistics Engineer
Powell, Randy, Johnson	Rep.	30	Financial Advisor
Probst, Jason, Reno	Dem.	102	Self-employed

COMMITTEE AND INDIVIDUAL MEMBER INFORMATION

Proehl, Richard , Labette	Rep.	7	Banker
Rafic, Abraham , Johnson	Rep.	48	Diagnostic Radiologist
Rahjes, Ken , Phillips	Rep.	110	Agricultural Communications
Ralph, Bradley , Ford	Rep.	119	Lawyer
Resman, John , Johnson	Rep.	121	Retired Deputy Sheriff
Rooker, Melissa , Johnson	Rep.	25	Retired film executive
Ruiz, Louis , Wyandotte	Dem.	31	Retired; Lucent
Ryckman, Ron , Johnson	Rep.	78	Business Consultant/Contractor
Sawyer, Tom , Sedgwick	Dem.	95	Accountant
Schreiber, Mark , Lyon	Rep.	60	Retired
Schroeder, Don , McPherson	Rep.	74	Farmer
Schwab, Scott , Johnson	Rep.	49	Healthcare Sales
Seiwert, Joe , Reno	Rep.	101	Agricultural Business
Sloan, Tom , Douglas	Rep.	45	Farmer/Strategic Consultant
Smith, Eric , Coffey	Rep.	76	Deputy Sheriff
Smith, Adam , Wallace	Rep.	120	Farmer/Rancher
Stogsdill, Jerry , Johnson	Dem.	21	Real Estate Investor
Sutton, Bill , Johnson	Rep.	43	Steelworker
Swanson, Susie , Clay	Rep.	64	Social Worker
Tarwater, Sean , Johnson	Rep.	27	Business Owner
Thimesch, Jack , Kingman	Rep.	114	Farmer/Construction
Thompson, Kent , Allen	Rep.	9	Real Estate/Rancher
**Trimboli, Frank , Johnson	Rep.	26	Healthcare Administrator
Trimmer, Ed , Cowley	Dem.	79	Retired Teacher
Vickrey, Jene , Miami	Rep.	6	Floor Covering
Victors, Ponka-We , Sedgwick	Dem.	103	Doctoral Student
Ward, Jim , Sedgwick	Dem.	86	Attorney
Waymaster, Troy , Russell	Rep.	109	Farmer/Office Manager
Weber, Chuck , Sedgwick	Rep.	85	Film producer/writer
Weigel, Virgil , Shawnee	Dem.	56	Retired
Wheeler, John , Finney	Rep.	123	Retired Lawyer
Whipple, Brandon , Sedgwick	Dem.	96	College Instructor
Whitmer, John , Sedgwick	Rep.	93	Small Business Owner
Williams, Kristey , Butler	Rep.	77	Former mayor/former teacher
Winn, Valdenia , Wyandotte	Dem.	34	College Professor
Wolfe Moore, Kathy , Wyandotte	Dem.	36	Business Director/KU Hospital

* Rep. Bergquist sworn on January 23 to replace Rep. Lakin who resigned effective January 8.

** Rep. Trimboli sworn on February 20 to replace Rep. Campbell who resigned effective February 5.

**STANDING COMMITTEES OF THE HOUSE
LEGISLATIVE SESSION, 2018**

Agriculture: Hoffman, Chairperson; Thompson, Vice-chairperson; Baker, Blex, Clark, Ellis, Hibbard, Highland, Jacobs, Karleskint, Lewis, Orr, Schroeder, Seiwert, Sloan, Smith, E.. Carlin, Ranking Minority Member; Deere, Horn, Lusker, Neighbor, Pittman, Weigel.

Appropriations: Waymaster, Chairperson; Proehl, Vice-chairperson; Aurand, Claeys, Concannon, Hoffman, Johnson, Jones, Kessinger, Landwehr, Patton, Ralph, Schroeder, Sutton, Tarwater, Williams.

Wolfe Moore, Ranking Minority Member; Alcalá, Ballard, Burroughs, Carlin, Helgerson, Phelps.

Calendar and Printing: Hineman, Chairperson; Ryckman, Vice-chairperson; Phillips, Schwab.

Ward, Ranking Minority Member; Frownfelter.

Children and Seniors: Davis, Chairperson; Gallagher, Vice-chairperson; Baker, Dietrich, Good, Judd-Jenkins, Markley, Mastroni, Resman.

Ousley, Ranking Minority Member; Curtis, Deere, Murnan.

Commerce, Labor and Economic Development: Mason, Chairperson; Corbet, Vice-chairperson; Baker, Claeys, Clayton, Davis, Elliott, Kessinger, Phillips, Ralph, Seiwert, Tarwater.

Whipple, Ranking Minority Member; Carmichael, Probst, Ruiz, Stogsdill.

Corrections and Juvenile Justice: Jennings, Chairperson; Whitmer, Vice-chairperson; Becker, Delperdang, Finch, Humphries, Koesten, Smith, E., Swanson.

Highberger, Ranking Minority Member; Deere, Kuether, Weigel.

Education: Aurand, Chairperson; Dierks, Vice-chairperson; Arnberger, Dietrich, Dove, Good, Powell, Rooker, Schreiber, Sutton, Tarwater, Vickrey.

Winn, Ranking Minority Member; Crum, Ousley, Stogsdill, Trimmer.

Elections: Esau, Chairperson; Carpenter, Vice-chairperson; Awerkamp, Burris, Garber, Good, Orr, Thimesch, Williams.

Miller, Ranking Minority Member; Alcalá, Curtis, Parker.

Energy, Utilities and Telecommunications: Seiwert, Chairperson; Garber, Vice-chairperson; Alford, Corbet, Cox, Davis, Delperdang, Finch, Markley, Mason, Schreiber, Thimesch.

Kuether, Ranking Minority Member; Carmichael, Deere, Gartner, Lusker.

Federal and State Affairs: Barker, Chairperson; Highland, Vice-chairperson; Arnberger, Awerkamp, Carpenter, Clayton, Ellis, Houser, Humphries, Jacobs, Karleskint, Rafie, Rooker, Smith, E., Weber, Whitmer.

Ruiz, Ranking Minority Member; Henderson, Highberger, Horn, Lusk, Miller, Sawyer.

Financial Institutions and Pensions: Kelly, Chairperson; Powell, Vice-chairperson; Blex, Dietrich, Dove, Elliott, Eplee, Hawkins, Jennings, Thompson, Trimboli, Vickrey.

Finney, Ranking Minority Member; Hodge, Trimmer, Weigel, Whipple.

Government, Technology and Security: Sloan, Chairperson; Lewis, Vice-chairperson; Baker, Becker, Bergquist, Esau, Gallagher, Koesten, Resman.

Curtis, Ranking Minority Member; Ohaebosim, Pittman, Probst.

Health and Human Services: Hawkins, Chairperson; Concannon, Vice-chairperson; Barker, Bergquist, Blex, Dove, Ellis, Eplee, Kelly, Osterman, Powell, Rafie.

Murnan, Ranking Minority Member; Crum, Henderson, Holscher, Horn.

Insurance: Vickrey, Chairperson; Dove, Vice-chairperson; Corbet, Cox, Elliott, Eplee, Hawkins, Kelly, Orr, Powell, Smith, A., Trimboli.

Neighbor, Ranking Minority Member; Bishop, Finney, Hodge, Parker.

Interstate Cooperation: Ryckman, Chairperson; Schwab, Vice-chairperson; Hineman, Phillips, Thompson.

Ward, Ranking Minority Member; Holscher.

Judiciary: Finch, Chairperson; Ralph, Vice-chairperson; Alford, Becker, Bergquist, Cox, Elliott, Garber, Huebert, Humphries, Jennings, Mastroni, Osterman, Patton, Wheeler, Whitmer. Carmichael, Ranking Minority Member; Bishop, Curtis, Highberger, Hodge, Kuether, Miller.

Legislative Budget (House): Waymaster, Chairperson; Proehl, Vice-chairperson; Hineman, Ryckman, Schwab.

Ward, Ranking Minority Member; Frownfelter, Wolfe Moore.

Local Government: Williams, Chairperson; Thimesch, Vice-chairperson; Awerkamp, Carpenter, Cox, Lewis, Markley, Orr, Thompson.

Alcala, Ranking Minority Member; Bishop, Finney, Phelps.

Rules and Journal: Finch, Chairperson; Sawyer, Vice-chairperson; Aurand, Davis, Patton, Schwab.

Ranking Minority Member; Trimmer.

Taxation: Johnson, Chairperson; Phillips, Vice-chairperson; Concannon, Corbet, Davis, Eplee, Francis, Hawkins, Kelly, Mason, Proehl, Rafie, Rahjes, Smith, A., Thimesch, Williams.

Sawyer, Ranking Minority Member; Alcala, Burroughs, Gartner, Helgerson, Ohaebosim, Wolfe Moore.

Transportation: Proehl, Chairperson; Francis, Vice-chairperson; Alford, Brim, Gallagher, Highland, Houser, Jacobs, Mastroni, Rahjes, Schreiber, Wheeler.

Lusker, Ranking Minority Member; Ballard, Ohaebosim, Pittman, Victors.

Veterans and Military: Osterman, Chairperson; Clark, Vice-chairperson; Brim, Burris, Delperdang, Dierks, Esau, Phillips, Wheeler.

Weigel, Ranking Minority Member; Gartner, Pittman, Stogsdill.

Water and Environment: Sloan, Chairperson; Rahjes, Vice-chairperson; Blex, Francis, Garber, Hibbard, Lewis, Mason, Schreiber, Seiwert, Swanson, Thompson.

Victors, Ranking Minority Member; Crum, Holscher, Kuether, Probst.

Budget Committees

Agriculture and Natural Resources Budget: Schroeder, Chairperson; Hibbard, Vice-chairperson; Arnberger, Clark, Sloan, Trimboli.

Carlin, Ranking Minority Member; Gartner, Ousley.

General Government Budget: Sutton, Chairperson; Weber, Vice-chairperson; Dierks, Dietrich, Judd-Jenkins, Resman.

Burroughs, Ranking Minority Member; Hodge, Neighbor.

Higher Education Budget: K. Jones, Chairperson; S. Swanson, Vice-chairperson; Brim, Burris, B. Carpenter, Markley.

Phelps, Ranking Minority Member; Probst, Whipple.

K-12 Education Budget: Patton, Chairperson; Huebert, Vice-chairperson; Aurand, Hoffman, Johnson, Jones, Karleskint, Landwehr, Rooker, Schwab, Smith, A., Vickrey.

Trimmer, Ranking Minority Member; Helgerson, Lusk, Sawyer, Winn.

Social Services Budget: Landwehr, Chairperson; Clayton, Vice-chairperson; Esau, Gallagher, Judd-Jenkins, Weber.

Ballard, Ranking Minority Member; Lusk, Murnan.

Transportation and Public Safety Budget: Claeys, Chairperson; Houser, Vice-chairperson; Awerkamp, Delperdang, Kessinger, Koesten.
Parker, Ranking Minority Member; Finney, Holscher.

JOINT COMMITTEES

Administrative Rules and Regulations: Highland, Vice-chairperson; Carmichael, Cox, Huebert, Sutton, Ward, Winn.

Senate members: V. Schmidt, Chairperson; Faust-Goudeau, Hawk, McGinn, Tyson.

Corrections and Juvenile Justice Oversight: Jennings, Vice-chairperson; Carlin, Finney, Highberger, Humphries, Resman, Smith, E..

Senate members: Baumgardner, Chairperson; Berger, Faust-Goudeau, Pilcher-Cook, Taylor, Wilborn.

Information Technology: Carpenter, Vice-chairperson; Curtis, Esau, Hoffman, Whipple.

Senate members: Petersen, Chairperson; Francisco, Sykes, Tyson.

Kansas Security: Jones, Vice-chairperson; Houser, Ousley, Ruiz, Smith, E..

Senate members: Fitzgerald, Chairperson; Goddard, Pettey, Rogers.

Legislative Coordinating Council: Ryckman, Chairperson; Hineman, Schwab, Ward.

Senate members: Wagle, Vice-chairperson; Denning, Hensley.

Legislative Post Audit Committee: Hawkins, Vice-chairperson; Barker, Burroughs, Schroeder, Trimmer.

Senate members: Olson, Chairperson; Bowers, Hensley, Lynn, Rogers.

Pensions, Investments, and Benefits: Johnson, Vice-chairperson; Barker, Hawkins, Henderson, Kelly, Kuether, Proehl, Sawyer.

Senate members: Longbine, Chairperson; Alley, Kelly, Masterson, Rogers.

Robert G. (Bob) Bethell Home and Community Based Services and KanCare Oversight: Hawkins, Chairperson; Ballard, Concannon, Eplee, Ward, Weber.

Senate members: V. Schmidt, Vice-chairperson; Bollier, Estes, Hilderbrand, Kelly.

Special Claims Against the State: Davis, Vice-chairperson; Ralph, Whitmer, Wolfe Moore.

Senate members: Haley, Kerschen, Pyle.

State -Tribal Relations: Awerkamp, Garber, Lusk, Osterman, Victors.

Senate members: Estes, Givens, Haley, Hilderbrand, Pettey.

State Building Construction: Claeys, Vice-chairperson; Alcalá, Alford, Huebert, Lusker.

Senate members: Billinger, Chairperson; Francisco, Kelly, McGinn, Skubal.

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: 1-3-2013**

	District: 57	Democrat	
Appropriations	Member	9:00 am Daily	112-N
Ag & Natural Resources Budget	Member	12:00 pm	159-S
Elections	Member	1:30 pm Mon/Wed	281-N
Local Government	*RM Member	1:30 pm Tue/Thu	281-N
Taxation	Member	3:30 pm Daily	346-S

Alford, Steve**Term: 2011**

	District: 124	Republican	
Energy, Utilities & Telecomm.	Member	9:00 am Mon/Wed	582-N
Ag & Natural Resources Budget	Member	12:00 pm	159-S
Transportation	Member	1:30 pm Daily	582-N
Judiciary	Member	3:30 pm Daily	112-N

Arnberger, Tory**Term: 2017**

	District: 112	Republican	
Federal and State Affairs	Member	9:00 am Daily	346-S
Ag & Natural Resources Budget	Member	1:30 pm Daily	142-S
Education	Member	3:30 pm Daily	546-S

Aurand, Clay**Term: 1995-2012; 2017**

	District: 106	Republican	
Appropriations	Member	9:00 am Daily	112-N
K-12 Education Budget	Member	1:30 pm Daily	346-S
Education	Chair	3:30 pm Daily	546-S
Rules and Journal	Member	On Call	On Call

Awerkamp, Francis**Term: 2017**

	District: 61	Republican	
Federal and State Affairs	Member	9:00 am Daily	346-S
Elections	Member	1:30 pm Mon/Wed	281-N
Local Government	Member	1:30 pm Tue/Thu	281-N
Transportation & Pub. Safety Budget	Member	3:30 pm Daily	142-S
State -Tribal Relations (Joint)	Member	On Call	On Call

Baker, Dave**Term: 2017**

	District: 68	Republican	
Children and Seniors	Member	9:00 am Tue/Thu	218-N
Gov't, Technology & Security	Member	9:00 am Mon/Wed	218-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Agriculture	Member	3:30 pm Daily	582-N

Ballard, Barbara**Term: 1993**

Appropriations	District: 44 Member	Democrat 9:00 am Daily	112-N
Transportation	Member	1:30 pm Daily	582-N
Social Services Budget	*RM Member	3:30 pm Daily	144-S
Robert G. (Bob) Bethell Jt. Comm. on	Member	On Call	
HCBS & KanCare Oversight			

Barker, John**Term: 2013**

Federal and State Affairs	District: 70 Chair	Republican 9:00 am Daily	346-S
Health and Human Services	Member	1:30 pm Daily	546-S
Jt. Pensions, Investments & Benefits	Member	On Call	On Call
Legislative Post Audit Committee	Member	On Call	On Call

Becker, Steven**Term: 2013**

Gov't, Technology & Security	District: 104 Member	Republican 9:00 am Mon/Wed	218-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Judiciary	Member	3:30 pm Daily	112-N

Bergquist, Emil**Term: 1-23-18**

Gov't, Technology & Security	District: 91 Member	Republican 9:00 am Mon/Wed	218-N
Health and Human Services	Member	1:30 pm Daily	546-S
Judiciary	Member	3:30 pm Daily	112-N

Bishop, Elizabeth**Term: 2017**

Insurance	District: 88 Member	Democrat 9:00 am Tue/Thu	281-N
Local Government	Member	1:30 pm Tue/Thu	281-N
Judiciary	Member	3:30 pm Daily	112-N

Blex, Doug**Term: 2017**

Financial Institutions and Pensions	District: 12 Member	Republican 9:00 am Mon/Wed	281-N
Water and Environment	Member	9:00 am Tue/Thu	582-N
Health and Human Services	Member	1:30 pm Daily	546-S
Agriculture	Member	3:30 pm Daily	582-N

Brim, Shelee**Term: 2017**

Veterans and Military	District: 39 Member	Republican 9:00 am Tue/Thu	152-S
Transportation	Member	1:30 pm Daily	582-N
Higher Education Budget	Member	3:30 pm Daily	281-N

Burris, Jesse**Term: 6-1-2017**

Veterans and Military	District: 82 Member	Republican 9:00 am Tue/Thu	152-S
Elections	Member	1:30 pm Mon/Wed	281-N
Higher Education Budget	Member	3:30 pm Daily	281-N

Burroughs, Tom**Term: 1997**

Appropriations	District: 33 Member	Democrat 9:00 am Daily	112-N
General Government Budget	*RM Member	1:30 pm Daily	218-N
Taxation	Member	3:30 pm Daily	346-S
Legislative Post Audit Committee	Member	On Call	On Call

Campbell, Larry**Term: 1997-2004; 7/10/12 - 2/5/18**

Appropriations	District: 26 Vice-Chair	Republican 9:00 am Daily	112-N
K-12 Education Budget	Chair	1:30 pm Daily	346-S
Legislative Budget (House)	Vice-Chair	On Call	On Call

Carlin, Sydney**Term: 2003**

Appropriations	District: 66 Member	Democrat 9:00 am Daily	112-N
Ag & Natural Resources Budget	*RM Member	1:30 pm Daily	142-S
Agriculture	*RM Member	3:30 pm Daily	582-N
Jt. Corrections & Juv. Justice Oversight	Member	On Call	On Call

Carmichael, John**Term: 10-16-2013**

Energy, Utilities & Telecomm.	District: 92 Member	Democrat 9:00 am Mon/Wed	582-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Judiciary	*RM Member	3:30 pm Daily	112-N
Jt. Admin. Rules & Regulations	Member	On Call	On Call

Carpenter, Blake**Term: 2015**

Federal and State Affairs	District: 81 Member	Republican 9:00 am Daily	346-S
Elections	Vice-Chair	1:30 pm Mon/Wed	281-N
Local Government	Member	1:30 pm Tue/Thu	281-N
Higher Education Budget	Member	3:30 pm Daily	281-N
Information Technology (Joint)	Vice-Chair	On Call	On Call

Claeys, J. R.**Term: 2013**

Appropriations	District: 69 Member	Republican 9:00 am Daily	112-N
Ag & Natural Resources Budget	Vice-Chair	12:00 pm	159-S
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Transportation & Pub. Safety Budget	Chair	3:30 pm Daily	142-S

Clark, Lonnie**Term: 2015**

Veterans and Military	District: 65 Vice-Chair	Republican 9:00 am Tue/Thu	152-S
Ag & Natural Resources Budget	Member	1:30 pm Daily	142-S
Agriculture	Member	3:30 pm Daily	582-N

Clayton, Stephanie**Term: 2013**

Federal and State Affairs	District: 19 Member	Republican 9:00 am Daily	346-S
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Social Services Budget	Vice-Chair	3:30 pm Daily	144-S

Concannon, Susan**Term: 2013**

	District: 107	Republican	
Appropriations	Member	9:00 am Daily	112-N
Health and Human Services	Vice-Chair	1:30 pm Daily	546-S
Taxation	Member	3:30 pm Daily	346-S
Robert G. (Bob) Bethell Jt. Comm. on	Member	On Call	
HCBS & KanCare Oversight			

Corbet, Ken**Term: 2013**

	District: 54	Republican	
Energy, Utilities & Telecomm.	Member	9:00 am Mon/Wed	582-N
Insurance	Member	9:00 am Tue/Thu	281-N
Commerce, Labor & Eco. Dev.	Vice-Chair	1:30 pm Daily	112-N
Taxation	Member	3:30 pm Daily	346-S

Cox, Tom**Term: 2017**

	District: 17	Republican	
Energy, Utilities & Telecomm.	Member	9:00 am Mon/Wed	582-N
Insurance	Member	9:00 am Tue/Thu	281-N
Local Government	Member	1:30 pm Tue/Thu	281-N
Judiciary	Member	3:30 pm Daily	112-N
Jt. Admin. Rules & Regulations	Member	On Call	On Call

Crum, Steven**Term: 2017**

	District: 98	Democrat	
Water and Environment	Member	9:00 am Tue/Thu	582-N
Health and Human Services	Member	1:30 pm Daily	546-S
Education	Member	3:30 pm Daily	546-S

Curtis, Pam**Term: 3-6-2014**

	District: 32	Democrat	
Children and Seniors	Member	9:00 am Tue/Thu	218-N
Gov't, Technology & Security	*RM Member	9:00 am Mon/Wed	218-N
Elections	Member	1:30 pm Daily	281-N
Judiciary	Member	3:30 pm Daily	112-N
Information Technology (Joint)	Member	On Call	On Call

Davis, Erin**Term: 1-10-2014**

	District: 15	Republican	
Children and Seniors	Chair	9:00 am Tue/Thu	218-N
Energy, Utilities & Telecomm.	Member	9:00 am Mon/Wed	582-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Taxation	Member	3:30 pm Daily	346-S
Jt. Special Claims Against the State	Vice-Chair	On Call	On Call
Rules and Journal	Member	On Call	On Call

Deere, Debbie**Term: 2017**

	District: 40	Democrat	
Children and Seniors	Member	9:00 am Tue/Thu	218-N
Energy, Utilities & Telecomm.	Member	9:00 am Mon/Wed	582-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Agriculture	Member	3:30 pm Daily	582-N

Delperdang, Leo**Term: 2017**

Energy, Utilities & Telecomm.	District: 94 Member	Republican 9:00 am Mon/Wed	582-N
Veterans and Military	Member	9:00 am Tue/Thu	152-S
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Transportation & Pub. Safety Budget	Member	3:30 pm Daily	142-S

Dierks, Diana**Term: 2013**

Veterans and Military	District: 71 Member	Republican 9:00 am Tue/Thu	152-S
General Government Budget	Member	1:30 pm Daily	218-N
Education	Vice-Chair	3:30 pm Daily	546-S

Dietrich, Brenda**Term: 2017**

Children and Seniors	District: 52 Member	Republican 9:00 am Tue/Thu	218-N
Financial Institutions and Pensions	Member	9:00 am Mon/Wed	281-N
General Government Budget	Member	1:30 pm Daily	218-N
Education	Member	3:30 pm Daily	546-S

Dove, Willie**Term: 2013**

Financial Institutions and Pensions	District: 38 Member	Republican 9:00 am Mon/Wed	281-N
Insurance	Vice-Chair	9:00 am Tue/Thu	281-N
Health and Human Services	Member	1:30 pm Daily	546-S
Education	Member	3:30 pm Daily	546-S

Elliott, Roger**Term: 2017**

Financial Institutions and Pensions	District: 87 Member	Republican 9:00 am Mon/Wed	281-N
Insurance	Member	9:00 am Tue/Thu	281-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Judiciary	Member	3:30 pm Daily	112-N

Ellis, Ronald**Term: 2017**

Federal and State Affairs	District: 47 Member	Republican 9:00 am Daily	346-S
Health and Human Services	Member	1:30 pm Daily	546-S
Agriculture	Member	3:30 pm Daily	582-N

Eplee, John**Term: 2017**

Financial Institutions and Pensions	District: 63 Member	Republican 9:00 am Mon/Wed	281-N
Insurance	Member	9:00 am Tue/Thu	281-N
Health and Human Services	Member	1:30 pm Daily	546-S
Taxation	Member	3:30 pm Daily	346-S
Robert G. (Bob) Bethell Jt. Comm. on HCBS & KanCare Oversight	Member	On Call	

Esau, Keith**Term: 2013**

Gov't, Technology & Security	District: 14	Republican	
Veterans and Military	Member	9:00 am Mon/Wed	218-N
Elections	Member	9:00 am Tue/Thu	152-S
Social Services Budget	Chair	1:30 pm Mon/Wed	281-N
Information Technology (Joint)	Member	3:30 pm Daily	144-S
		On Call	On Call

Finch, Blaine**Term: 2013**

Energy, Utilities & Telecomm.	District: 59	Republican	
Corrections and Juvenile Justice	Member	9:00 am Mon/Wed	582-N
Judiciary	Member	1:30 pm Daily	152-S
Rules and Journal	Chair	3:30 pm Daily	112-N
	Chair	On Call	On Call

Finney, Gail**Term: 2009**

Financial Institutions and Pensions	District: 84	Democrat	
Insurance	*RM Member	9:00 am Mon/Wed	281-N
Local Government	Member	9:00 am Tue/Thu	281-N
Transportation & Pub. Safety Budget	Member	1:30 pm Tue/Thu	281-N
Jt. Corrections & Juv. Justice Oversight	Member	3:30 pm Daily	142-S
	Member	On Call	On Call

Francis, Shannon**Term: 2015**

Water and Environment	District: 125	Republican	
Transportation	Member	9:00 am Tue/Thu	582-N
Taxation	Vice-Chair	1:30 pm Daily	582-N
	Member	3:30 pm Daily	346-S

Frownfelter, Stan**Term: 2007**

Calendar and Printing	District: 37	Democrat	
Legislative Budget (House)	Member	On Call	On Call
	Member	On Call	On Call

Gallagher, Linda**Term: 2015**

Children and Seniors	District: 23	Republican	
Gov't, Technology & Security	Vice-Chair	9:00 am Tue/Thu	218-N
Transportation	Member	9:00 am Mon/Wed	218-N
Social Services Budget	Member	1:30 pm Daily	582-N
	Member	3:30 pm Daily	144-S

Garber, Randy**Term: 2011**

Energy, Utilities & Telecomm.	District: 62	Republican	
Water and Environment	Vice-Chair	9:00 am Mon/Wed	582-N
Elections	Member	9:00 am Tue/Thu	582-N
Judiciary	Member	1:30 pm Mon/Wed	281-N
State -Tribal Relations (Joint)	Member	3:30 pm Daily	112-N
	Member	On Call	On Call

Gartner, Jim**Term: 2017**

Energy, Utilities & Telecomm.	District: 53	Democrat	
Veterans and Military	Member	9:00 am Mon/Wed	582-N
Ag & Natural Resources Budget	Member	9:00 am Tue/Thu	152-S
Taxation	Member	1:30 pm Daily	142-S
	Member	3:30 pm Daily	346-S

Good, Mary Martha**Term: 2017**

Children and Seniors	District: 75	Republican	
Elections	Member	9:00 am Tue/Thu	218-N
Education	Member	1:30 pm Mon/Wed	281-N
	Member	3:30 pm Daily	546-S

Hawkins, Daniel**Term: 2013**

Financial Institutions and Pensions	District: 100	Republican	
Insurance	Member	9:00 am Mon/Wed	281-N
Health and Human Services	Member	9:00 am Tue/Thu	281-N
Taxation	Chair	1:30 pm Daily	546-S
Jt. Pensions, Investments & Benefits	Member	3:30 pm Daily	346-S
Legislative Post Audit Committee	Member	On Call	On Call
Robert G. (Bob) Bethell Jt. Comm. on	Vice-Chair	On Call	On Call
HCBS & KanCare Oversight	Chair	On Call	

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

Appropriations	District: 83	Democrat	
K-12 Education Budget	Member	9:00 am Daily	112-N
Taxation	Member	1:30 pm Daily	346-S
	Member	3:30 pm Daily	346-S

Henderson, Broderick**Term: 1995**

Federal and State Affairs	District: 35	Democrat	
Health and Human Services	Member	9:00 am Daily	346-S
Jt. Pensions, Investments & Benefits	Member	1:30 pm Daily	546-S
	Member	On Call	On Call

Hibbard, Larry**Term: 2013**

Water and Environment	District: 13	Republican	
Ag & Natural Resources Budget	Member	9:00 am Tue/Thu	582-N
Agriculture	Vice-Chair	1:30 pm Daily	142-S
	Member	3:30 pm Daily	582-N

Highberger, Dennis "Boog"**Term: 2015**

Federal and State Affairs	District: 46	Democrat	
Corrections and Juvenile Justice	Member	9:00 am Daily	346-S
Judiciary	*RM Member	1:30 pm Daily	152-S
Jt. Corrections & Juv. Justice Oversight	Member	3:30 pm Daily	112-N
	Member	On Call	On Call

Highland, Ron**Term: 2013**

Federal and State Affairs	District: 51	Republican	
Transportation	Vice-Chair	9:00 am Daily	346-S
Agriculture	Member	1:30 pm Daily	582-N
Jt. Admin. Rules & Regulations	Member	3:30 pm Daily	582-N
	Vice-Chair	On Call	On Call

Hineman, Don**Term: 2009**

Calendar and Printing	District: 118	Republican	
Interstate Cooperation	Chair	On Call	On Call
Legislative Budget (House)	Member	On Call	On Call
Legislative Coordinating Council	Member	On Call	On Call

Hodge, Tim**Term: 2017**

Financial Institutions and Pensions	District: 72	Democrat	
Insurance	Member	9:00 am Mon/Wed	281-N
General Government Budget	Member	9:00 am Tue/Thu	281-N
Judiciary	Member	1:30 pm Daily	218-N
	Member	3:30 pm Daily	112-N

Hoffman, Kyle**Term: 2011**

Appropriations	District: 116	Republican	
K-12 Education Budget	Member	9:00 am Daily	112-N
Agriculture	Member	1:30 pm Daily	346-S
Information Technology (Joint)	Chair	3:30 pm Daily	582-N
	Member	On Call	On Call

Holscher, Cindy**Term: 2017**

Water and Environment	District: 16	Democrat	
Health and Human Services	Member	9:00 am Tue/Thu	582-N
Transportation & Pub. Safety Budget	Member	1:30 pm Daily	546-S
Interstate Cooperation	Member	3:30 pm Daily	142-S
	Member	On Call	On Call

Horn, Eileen**Term: 8-30-2017**

Federal and State Affairs	District: 10	Democrat	
Health and Human Services	Member	9:00 am Daily	346-S
Agriculture	Member	1:30 pm Daily	546-S
	Member	3:30 pm Daily	582-N

Houser, Michael**Term: 2013**

Federal and State Affairs	District: 1	Republican	
Transportation	Member	9:00 am Daily	346-S
Transportation & Pub. Safety Budget	Member	1:30 pm Daily	582-N
Kansas Security (Joint)	Vice-Chair	3:30 pm Daily	142-S
	Member	On Call	On Call

Huebert, Steve**Term: 2001**

Ag & Natural Resources Budget	District: 90	Republican	
K-12 Education Budget	Member	12:00 pm	159-S
Judiciary	Vice-Chair	1:30 pm Daily	346-S
Jt. Admin. Rules & Regulations	Member	3:30 pm Daily	112-N
	Member	On Call	On Call

Humphries, Susan**Term: 2017**

Federal and State Affairs	Member	9:00 am Daily	346-S
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Judiciary	Member	3:30 pm Daily	112-N
Jt. Corrections & Juv. Justice Oversight	Member	On Call	On Call

District: 99**Republican****Jacobs, Trevor****Term: 2017**

Federal and State Affairs	Member	9:00 am Daily	346-S
Transportation	Member	1:30 pm Daily	582-N
Agriculture	Member	3:30 pm Daily	582-N

District: 4**Republican****Jennings, Russell****Term: 2013**

Financial Institutions and Pensions	Member	9:00 am Mon/Wed	281-N
Corrections and Juvenile Justice	Chair	1:30 pm Daily	152-S
Judiciary	Member	3:30 pm Daily	112-N
Jt. Corrections & Juv. Justice Oversight	Vice-Chair	On Call	On Call

District: 122**Republican****Johnson, Steven****Term: 2011**

Appropriations	Member	9:00 am Daily	112-N
K-12 Education Budget	Member	1:30 pm Daily	346-S
Taxation	Chair	3:30 pm Daily	346-S
Jt. Pensions, Investments & Benefits	Vice-Chair	On Call	On Call

District: 108**Republican****Jones, Kevin****Term: 2013**

Appropriations	Member	9:00 am Daily	112-N
K-12 Education Budget	Member	1:30 pm Daily	346-S
Higher Education Budget	Chair	3:30 pm Daily	281-N
Kansas Security (Joint)	Vice-Chair	On Call	On Call

District: 5**Republican****Judd-Jenkins, Anita****Term: 2017**

Children and Seniors	Member	9:00 am Tue/Thu	218-N
General Government Budget	Member	1:30 pm Daily	218-N
Social Services Budget	Member	3:30 pm Daily	144-S

District: 80**Republican****Karleskint, Jim****Term: 2017**

Federal and State Affairs	Member	9:00 am Daily	346-S
K-12 Education Budget	Member	1:30 pm Daily	346-S
Agriculture	Member	3:30 pm Daily	582-N

District: 42**Republican****Kelly, Jim****Term: 2011**

Financial Institutions and Pensions	Chair	9:00 am Mon/Wed	281-N
Insurance	Member	9:00 am Tue/Thu	281-N
Health and Human Services	Member	1:30 pm Daily	546-S
Taxation	Member	3:30 pm Daily	346-S
Jt. Pensions, Investments & Benefits	Member	On Call	On Call

District: 11**Republican**

Kessinger, Jan**Term: 2017**

Appropriations	District: 20 Member	Republican 9:00 am Daily	112-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Transportation & Pub. Safety Budget	Member	3:30 pm Daily	142-S

Koesten, Joy**Term: 2017**

Gov't, Technology & Security	District: 28 Member	Republican 9:00 am Mon/Wed	218-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Transportation & Pub. Safety Budget	Member	3:30 pm Daily	142-S

Kuether, Annie**Term: 1997**

Energy, Utilities & Telecomm.	District: 55 *RM Member	Democrat 9:00 am Mon/Wed	582-N
Water and Environment	Member	9:00 am Tue/Thu	582-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Judiciary	Member	3:30 pm Daily	112-N
Jt. Pensions, Investments & Benefits	Member	On Call	On Call

Lakin, Greg**Term: 2017 - 1/8/2018***No committee assignments***District: 91** **Republican****Landwehr, Brenda****Term: 1995-2012; 2017**

Appropriations	District: 105 Member	Republican 9:00 am Daily	112-N
K-12 Education Budget	Member	1:30 pm Daily	346-S
Social Services Budget	Chair	3:30 pm Daily	144-S

Lewis, Greg**Term: 3-23-2015**

Gov't, Technology & Security	District: 113 Vice-Chair	Republican 9:00 am Mon/Wed	218-N
Water and Environment	Member	9:00 am Tue/Thu	582-N
Local Government	Member	1:30 pm Tue/Thu	281-N
Agriculture	Member	3:30 pm Daily	582-N

Lusk, Nancy**Term: 2013**

Federal and State Affairs	District: 22 Member	Democrat 9:00 am Daily	346-S
K-12 Education Budget	Member	1:30 pm Daily	346-S
Social Services Budget	Member	3:30 pm Daily	144-S
State -Tribal Relations (Joint)	Member	On Call	On Call

Lusker, Adam**Term: 12-12-2014**

Energy, Utilities & Telecomm.	District: 2 Member	Democrat 9:00 am Mon/Wed	582-N
Ag & Natural Resources Budget	Member	12:00 pm	159-S
Transportation	*RM Member	1:30 pm Daily	582-N
Agriculture	Member	3:30 pm Daily	582-N

Markley, Patty**Term: 2017**

Children and Seniors
 Energy, Utilities & Telecomm.
 Local Government
 Higher Education Budget

District: 8

Member
 Member
 Member
 Member

Republican

9:00 am Tue/Thu 218-N
 9:00 am Mon/Wed 582-N
 1:30 pm Tue/Thu 281-N
 3:30 pm Daily 281-N

Mason, Les**Term: 2-19-2014**

Energy, Utilities & Telecomm.
 Water and Environment
 Commerce, Labor & Eco. Dev.
 Taxation

District: 73

Member
 Member
 Chair
 Member

Republican

9:00 am Mon/Wed 582-N
 9:00 am Tue/Thu 582-N
 1:30 pm Daily 112-N
 3:30 pm Daily 346-S

Mastroni, Leonard**Term: 2017**

Children and Seniors
 Transportation
 Judiciary

District: 117

Member
 Member
 Member

Republican

9:00 am Tue/Thu 218-N
 1:30 pm Daily 582-N
 3:30 pm Daily 112-N

Miller, Vic**Term: 1979-1984; 2017**

Federal and State Affairs
 Elections
 Judiciary

District: 58

Member
 *RM Member
 Member

Democrat

9:00 am Daily 346-S
 1:30 pm Mon/Wed 281-N
 3:30 pm Daily 112-N

Murnan, Monica**Term: 2017**

Children and Seniors
 Health and Human Services
 Social Services Budget

District: 3

Member
 *RM Member
 Member

Democrat

9:00 am Tue/Thu 218-N
 1:30 pm Daily 546-S
 3:30 pm Daily 144-S

Neighbor, Cindy**Term: 2003-2004; 2007-2010; 2017**

Insurance
 General Government Budget
 Agriculture

District: 18

*RM Member
 Member
 Member

Democrat

9:00 am Tue/Thu 281-N
 1:30 pm Daily 218-N
 3:30 pm Daily 582-N

Ohaebosim, KC**Term: 2017**

Gov't, Technology & Security
 Transportation
 Taxation

District: 89

Member
 Member
 Member

Democrat

9:00 am Mon/Wed 218-N
 1:30 pm Daily 582-N
 3:30 pm Daily 346-S

Orr, Boyd**Term: 2017**

Insurance
 Elections
 Local Government
 Agriculture

District: 115

Member
 Member
 Member
 Member

Republican

9:00 am Tue/Thu 281-N
 1:30 pm Mon/Wed 281-N
 1:30 pm Tue/Thu 281-N
 3:30 pm Daily 582-N

Osterman, Les**Term: 2011**

Veterans and Military	District: 97	Republican	
Health and Human Services	Chair	9:00 am Tue/Thu	152-S
Judiciary	Member	1:30 pm Daily	546-S
State -Tribal Relations (Joint)	Member	3:30 pm Daily	112-N
		On Call	On Call

Ousley, Jarrod**Term: 10-4-2014**

Children and Seniors	District: 24	Democrat	
Ag & Natural Resources Budget	*RM Member	9:00 am Tue/Thu	218-N
Education	Member	1:30 pm Daily	142-S
Kansas Security (Joint)	Member	3:30 pm Daily	546-S
		On Call	On Call

Parker, Brett**Term: 2017**

Insurance	District: 29	Democrat	
Elections	Member	9:00 am Tue/Thu	281-N
Transportation & Pub. Safety Budget	Member	1:30 pm Mon/Wed	281-N
	*RM Member	3:30 pm Daily	142-S

Patton, Fred**Term: 2015**

Appropriations	District: 50	Republican	
K-12 Education Budget	Member	9:00 am Daily	112-N
Judiciary	Chair	1:30 pm Daily	346-S
Rules and Journal	Member	3:30 pm Daily	112-N
		On Call	On Call

Phelps, Eber**Term: 1997-2012; 2017**

Appropriations	District: 111	Democrat	
Local Government	Member	9:00 am Daily	112-N
Higher Education Budget	Member	1:30 pm Tue/Thu	281-N
	*RM Member	3:30 pm Daily	281-N

Phillips, Tom**Term: 2-2-2012**

Veterans and Military	District: 67	Republican	
Commerce, Labor & Eco. Dev.	Member	9:00 am Tue/Thu	152-S
Taxation	Member	1:30 pm Daily	112-N
Calendar and Printing	Vice-Chair	3:30 pm Daily	346-S
Interstate Cooperation	Member	On Call	On Call
	Member	On Call	On Call

Pittman, Jeff**Term: 2017**

Gov't, Technology & Security	District: 41	Democrat	
Veterans and Military	Member	9:00 am Mon/Wed	218-N
Transportation	Member	9:00 am Tue/Thu	152-S
Agriculture	Member	1:30 pm Daily	582-N
	Member	3:30 pm Daily	582-N

Powell, Randy**Term: 2015**

Financial Institutions and Pensions	District: 30	Republican	
Insurance	Vice-Chair	9:00 am Mon/Wed	281-N
Health and Human Services	Member	9:00 am Tue/Thu	281-N
Education	Member	1:30 pm Daily	546-S
	Member	3:30 pm Daily	546-S

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

Gov't, Technology & Security	Member	9:00 am Mon/Wed	218-N
Water and Environment	Member	9:00 am Tue/Thu	582-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Higher Education Budget	Member	3:30 pm Daily	281-N

District: 102**Democrat****Proehl, Richard****Term: 12-21-2005**

Appropriations	Vice-Chair	9:00 am Daily	112-N
Transportation	Chair	1:30 pm Daily	582-N
Taxation	Member	3:30 pm Daily	346-S
Jt. Pensions, Investments & Benefits	Member	On Call	On Call
Legislative Budget (House)	Vice-Chair	On Call	On Call

District: 7**Republican****Rafie, Abraham****Term: 1-10-2017**

Federal and State Affairs	Member	9:00 am Daily	346-S
Health and Human Services	Member	1:30 pm Daily	546-S
Taxation	Member	3:30 pm Daily	346-S

District: 48**Republican****Rahjes, Ken****Term: 12-29-2017**

Water and Environment	Vice-Chair	9:00 am Tue/Thu	582-N
Transportation	Member	1:30 pm Daily	582-N
Taxation	Member	3:30 pm Daily	346-S

District: 110**Republican****Ralph, Bradley****Term: 2017**

Appropriations	Member	9:00 am Daily	112-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Judiciary	Member	3:30 pm Daily	112-N
Judiciary	Vice-Chair	3:30 pm Daily	112-N
Jt. Special Claims Against the State	Member	On Call	On Call

District: 119**Republican****Resman, John****Term: 2-16-2017**

Children and Seniors	Member	9:00 am Tue/Thu	218-N
Gov't, Technology & Security	Member	9:00 am Mon/Wed	218-N
General Government Budget	Member	1:30 pm Daily	218-N
Jt. Corrections & Juv. Justice Oversight	Member	On Call	On Call

District: 121**Republican****Rooker, Melissa****Term: 2013**

Federal and State Affairs	Member	9:00 am Daily	346-S
K-12 Education Budget	Member	1:30 pm Daily	346-S
Education	Member	3:30 pm Daily	546-S

District: 25**Republican****Ruiz, Louis****Term: 2005**

Federal and State Affairs	*RM Member	9:00 am Daily	346-S
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Kansas Security (Joint)	Member	On Call	On Call

District: 31**Democrat**

Ryckman, Ron**Term: 2013**

	District: 78	Republican	
Calendar and Printing	Vice-Chair	On Call	On Call
Interstate Cooperation	Chair	On Call	On Call
Legislative Budget (House)	Member	On Call	On Call
Legislative Coordinating Council	Chair	On Call	On Call

Sawyer, Tom**Term: 1987-1998; 2003-2009; 2013**

	District: 95	Democrat	
Federal and State Affairs	Member	9:00 am Daily	346-S
K-12 Education Budget	Member	1:30 pm Daily	346-S
Taxation	*RM Member	3:30 pm Daily	346-S
Jt. Pensions, Investments & Benefits	Member	On Call	On Call
Rules and Journal	Vice-Chair	On Call	On Call

Schreiber, Mark**Term: 2017**

	District: 60	Republican	
Energy, Utilities & Telecomm.	Member	9:00 am Mon/Wed	582-N
Water and Environment	Member	9:00 am Tue/Thu	582-N
Transportation	Member	1:30 pm Daily	582-N
Education	Member	3:30 pm Daily	546-S

Schroeder, Don**Term: 2007**

	District: 74	Republican	
Appropriations	Member	9:00 am Daily	112-N
Ag & Natural Resources Budget	Chair	1:30 pm Daily	142-S
Agriculture	Member	3:30 pm Daily	582-N
Legislative Post Audit Committee	Member	On Call	On Call

Schwab, Scott**Term: 2003-2007; 5-27-2008**

	District: 49	Republican	
K-12 Education Budget	Member	1:30 pm Daily	346-S
Calendar and Printing	Member	On Call	On Call
Interstate Cooperation	Vice-Chair	On Call	On Call
Legislative Budget (House)	Member	On Call	On Call
Legislative Coordinating Council	Member	On Call	On Call
Rules and Journal	Member	On Call	On Call

Seiwert, Joe**Term: 2009**

	District: 101	Republican	
Energy, Utilities & Telecomm.	Chair	9:00 am Mon/Wed	582-N
Water and Environment	Member	9:00 am Tue/Thu	582-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Agriculture	Member	3:30 pm Daily	582-N

Sloan, Tom**Term: 1995**

	District: 45	Republican	
Gov't, Technology & Security	Chair	9:00 am Mon/Wed	218-N
Water and Environment	Chair	9:00 am Tue/Thu	582-N
Ag & Natural Resources Budget	Member	1:30 pm Daily	142-S
Agriculture	Member	3:30 pm Daily	582-N

Smith, Eric**Term: 2017**

Federal and State Affairs	District: 76 Member	Republican 9:00 am Daily	346-S
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Agriculture	Member	3:30 pm Daily	582-N
Jt. Corrections & Juv. Justice Oversight	Member	On Call	On Call
Kansas Security (Joint)	Member	On Call	On Call

Smith, Adam**Term: 2017**

Insurance	District: 120 Member	Republican 9:00 am Tue/Thu	281-N
K-12 Education Budget	Member	1:30 pm Daily	346-S
Taxation	Member	3:30 pm Daily	346-S

Stogsdill, Jerry**Term: 2017**

Veterans and Military	District: 21 Member	Democrat 9:00 am Tue/Thu	152-S
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Education	Member	3:30 pm Daily	546-S

Sutton, Bill**Term: 8-29-2012**

Appropriations	District: 43 Member	Republican 9:00 am Daily	112-N
General Government Budget	Chair	1:30 pm Daily	218-N
Education	Member	3:30 pm Daily	546-S
Jt. Admin. Rules & Regulations	Member	On Call	On Call

Swanson, Susie**Term: 2015**

Water and Environment	District: 64 Member	Republican 9:00 am Tue/Thu	582-N
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Higher Education Budget	Vice-Chair	3:30 pm Daily	281-N

Tarwater, Sean**Term: 2017**

Appropriations	District: 27 Member	Republican 9:00 am Daily	112-N
Commerce, Labor & Eco. Dev.	Member	1:30 pm Daily	112-N
Education	Member	3:30 pm Daily	546-S

Thimesch, Jack**Term: 2013**

Energy, Utilities & Telecomm.	District: 114 Member	Republican 9:00 am Mon/Wed	582-N
Elections	Member	1:30 pm Mon/Wed	281-N
Local Government	Vice-Chair	1:30 pm Tue/Thu	281-N
Taxation	Member	3:30 pm Daily	346-S

Thompson, Kent**Term: 10-16-2013**

Financial Institutions and Pensions	District: 9 Member	Republican 9:00 am Mon/Wed	281-N
Water and Environment	Member	9:00 am Tue/Thu	582-N
Local Government	Member	1:30 pm Tue/Thu	281-N
Agriculture	Vice-Chair	3:30 pm Daily	582-N
Interstate Cooperation	Member	On Call	On Call

Trimboli, Frank**Term: 2-20-18**

Financial Institutions and Pensions	District: 26 Member	Republican 9:00 am Mon/Wed	281-N
Insurance	Member	9:00 am Tue/Thu	281-N
Ag & Natural Resources Budget	Member	1:30 pm Daily	142-S

Trimmer, Ed**Term: 8-19-2005**

Financial Institutions and Pensions	District: 79 Member	Democrat 9:00 am Mon/Wed	281-N
K-12 Education Budget	*RM Member	1:30 pm Daily	346-S
Education	Member	3:30 pm Daily	346-S
Legislative Post Audit Committee	Member	On Call	On Call
Rules and Journal	Member	On Call	On Call

Vickrey, Jene**Term: 1993**

Financial Institutions and Pensions	District: 6 Member	Republican 9:00 am Mon/Wed	281-N
Insurance	Chair	9:00 am Tue/Thu	281-N
K-12 Education Budget	Member	1:30 pm Daily	346-S
Education	Member	3:30 pm Daily	346-S

Victors, Ponka-We**Term: 2011**

Water and Environment	District: 103 *RM Member	Democrat 9:00 am Tue/Thu	582-N
Transportation	Member	1:30 pm Daily	582-N
State -Tribal Relations (Joint)	Member	On Call	On Call

Ward, Jim**Term: 2003**

Calendar and Printing	District: 86 *RM Member	Democrat On Call	On Call
Interstate Cooperation	*RM Member	On Call	On Call
Jt. Admin. Rules & Regulations	Member	On Call	On Call
Legislative Budget (House)	*RM Member	On Call	On Call
Legislative Coordinating Council	Member	On Call	On Call
Robert G. (Bob) Bethell Jt. Comm. on	Member	On Call	
HCBS & KanCare Oversight			

Waymaster, Troy**Term: 2013**

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

Weber, Chuck**Term: 1-11-2016**

Federal and State Affairs	District: 85 Member	Republican 9:00 am Daily	346-S
General Government Budget	Vice-Chair	1:30 pm Daily	218-N
Social Services Budget	Member	3:30 pm Daily	144-S
Robert G. (Bob) Bethell Jt. Comm. on	Member	On Call	
HCBS & KanCare Oversight			

Weigel, Virgil**Term: 2013-2014; 2017**

Financial Institutions and Pensions	District: 56 Member	Democrat 9:00 am Mon/Wed	281-N
Veterans and Military	*RM Member	9:00 am Tue/Thu	152-S
Corrections and Juvenile Justice	Member	1:30 pm Daily	152-S
Agriculture	Member	3:30 pm Daily	582-N

Wheeler, John**Term: 2017**

Veterans and Military	District: 123 Member	Republican 9:00 am Tue/Thu	152-S
Transportation	Member	1:30 pm Daily	582-N
Judiciary	Member	3:30 pm Daily	112-N

Whipple, Brandon**Term: 2013**

Financial Institutions and Pensions	District: 96 Member	Democrat 9:00 am Mon/Wed	281-N
Commerce, Labor & Eco. Dev.	*RM Member	1:30 pm Daily	112-N
Higher Education Budget	Member	3:30 pm Daily	281-N
Information Technology (Joint)	Member	On Call	On Call

Whitmer, John**Term: 10-2-2014**

Federal and State Affairs	District: 93 Member	Republican 9:00 am Daily	346-S
Corrections and Juvenile Justice	Vice-Chair	1:30 pm Daily	152-S
Judiciary	Member	3:30 pm Daily	112-N
Jt. Special Claims Against the State	Member	On Call	On Call

Williams, Kristey**Term: 2015**

Appropriations	District: 77 Member	Republican 9:00 am Daily	112-N
Elections	Member	1:30 pm Mon/Wed	281-N
Local Government	Chair	1:30 pm Tue/Thu	281-N
Taxation	Member	3:30 pm Daily	346-S

Winn, Valdenia**Term: 2001**

K-12 Education Budget	District: 34 Member	Democrat 1:30 pm Daily	346-S
Education	*RM Member	3:30 pm Daily	546-S
Jt. Admin. Rules & Regulations	Member	On Call	On Call

Wolfe Moore, Kathy**Term: 2011**

Appropriations	District: 36 *RM Member	Democrat 9:00 am Daily	112-N
Taxation	Member	3:30 pm Daily	346-S
Jt. Special Claims Against the State	Member	On Call	On Call
Legislative Budget (House)	Member	On Call	On Call
Legislative Budget Committee	*RM Member	On Call	On Call

**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

2017 - 2018

January 2017

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JOINT RULES OF THE
SENATE AND HOUSE OF REPRESENTATIVES
2017-2018

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 $\frac{2}{3}$ 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 less 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 $\frac{2}{3}$ 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, 2017, during the 2017 regular session and on January 29, 2018, during the 2018 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, 2017, during the 2017 regular session and on February 7, 2018, during the 2018 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, 2017, during the 2017 regular session and on February 5, 2018, during the 2018 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, 2017, during the 2017 regular session and on February 9, 2018, during the 2018 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 23, 2017, during the 2017 regular session and on February 22, 2018, during the 2018 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 30, 2017, during the 2017 regular session and March 29, 2018, during the 2018 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 7, 2017, during the 2017 regular session and after April 6, 2018, during the 2018 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.

Joint rule 6. Floor amendments to bills making appropriations. (a) Unless by majority consent to correct an error in drafting, no amendment from the floor in either house of the legislature 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. Notwithstanding any rule in either house of the legislature, those portions of a motion to amend a bill as described in this rule shall be indivisible.

(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.

**RULES OF THE
KANSAS HOUSE
OF REPRESENTATIVES**



**2017 - 2018
BIENNIUM**

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RULES OF THE HOUSE OF REPRESENTATIVES 2017-2018

Changes from 2015-2016 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) Veri-

fied 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.

(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.

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. 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.....	23
2. Appropriations.....	23
3. Children and Seniors.....	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. Government, Technology and Security.....	13
13. Health and Human Services.....	17
14. Insurance	17
15. Interstate Cooperation	7
16. Judiciary	23
17. Local Government.....	13
18. Rules and Journal	7
19. Taxation	23
20. Transportation	17

21. *Veterans and Military*..... 13
 22. *Water and Environment*..... 17

(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 energy, utilities and telecommunications 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.*

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 committee 9
- 2. General government budget committee 9
- 3. *Higher education budget committee* 9
- 4. *K-12 education budget committee*..... 17
- 5. Legislative budget committee 8
- 6. Social services budget committee 9
- 7. Transportation and public safety budget committee 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;
- (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 committee may introduce bills and resolutions while the Legislature is in session respecting any matters referred to it. Unless approved by the Speaker, a standing committee may introduce bills and resolutions 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.

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 which strike out all of the material in the bill or resolution subsequent to the enacting clause or resolving clause and inserts new material, 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.

(b) Also, the order of a bill or resolution on General Orders may be changed by vote of a majority of all members then elected (or appointed) and qualified of the House on a motion made as provided in this subsection (b). 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.

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

(d) 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 section by section, and as each section is considered, amendments from the floor are in order to that section. If the committee report is not adopted, or if the committee has recommended no amendments, the bill, without committee amendments, shall be considered section by section, and as each section is considered, amendments from the floor are in order to that section. After a section has been once considered, no amendment thereto shall be in order until the whole bill shall have been considered section by section. After the original bill, together with standing committee amendments if any, has been considered section by section, the chairperson shall announce, "Amendments to the bill generally are in order," and amendments not

before offered may be made to any part of the bill. 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 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 (2010 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 his 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 4:00 p.m. upon the day the vote is taken or if the vote is taken subsequent to 3:30 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.

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

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

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, it shall be reprinted showing the amendments.

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.

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.

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 reorgani-

zation 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

2018 REGULAR SESSION
JANUARY 9 THROUGH ADJOURNMENT MAY 4, 2018

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

FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, January 8, 2018, 2:00 p.m.

This being the day fixed by the constitution of the State of Kansas for the assembling of the 2018 session of the legislature, the House was called to order at 2:00 p.m. by Speaker Ron Ryckman.

Speaker Ryckman announced the appointment of Susan Kannarr as Chief Clerk, Foster Chisholm as Sgt. At Arms and the Rev. Eunice Brubaker as the House Chaplain for 2018.

The roll was called with 124 members present.
Rep. Henderson was excused on verified illness.

Prayer by Chaplain Brubaker:

Our gracious Lord in heaven,
Thank you for this new day You have given us
and for the privilege to be servants of You
and the people of this great state.
As our leaders begin this new session,
my prayer for them is that they will lead
as King David lead the Israelites thousands of years ago -
with integrity of heart.
So many issues will come up and heated passions will arise,
but through it all,
help them to maintain integrity of heart.
Your Word promises that
“the Lord bestows favor and honor;
no good thing does he withhold from those whose walk is blameless.”
Instruct and teach them in the paths of decisions,
counsel them and watch over them throughout this session.
In Christ's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Lakin.

PERSONAL PRIVILEGE

Rep. Lakin announced his resignation, effective today, and thanked the membership for their friendship and support.

COMMUNICATIONS FROM STATE OFFICERS

To all to whom these presents shall come, Greetings:

I, Kris Kobach, Secretary of State of the State of Kansas, do hereby certify that Eileen Horn, Lawrence, Kansas, was appointed by the Governor effective August 30, 2017, for the unexpired term of State Representative for the 10th Legislative District, to fill the vacancy created by the resignation of John Wilson.

IN TESTIMONY WHEREOF, I set my hand and cause to be affixed my official seal.
Done at the City of Topeka, this 30th day of August, A.D. 2017.

Kris W. Kobach
Secretary of State

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 2017 Regular Session of the Legislature:

From Alan D. Conroy, Executive Director, Kansas Public Employees Retirement System, the required annual report regarding KPERS investments in Sudan.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 50-628, the calendar year 2016 annual report of the Consumer Protection & Antitrust Division.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 22a-243, the 2017 annual report of the Kansas State Child Death Review Board.

From the Johnson County Education Research Triangle, in accordance with the requirements of K.S.A. 19-5005(e), the annual report regarding financial activities.

From the Board of Indigents' Defense Services, the annual report for fiscal year 2017

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 75-7c16(b), the statistical report of concealed carry handgun licenses issued, revoked, suspended and denied during fiscal year 2017.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 75-723, the fiscal year 2017 annual report of the Abuse, Neglect and Exploitation Unit.

From Jon A. Roberts, Chairperson, the Fiscal Year 2017 Annual Report of the Central Interstate Low-Level Radioactive Waste Commission.

From Dale M. Dennis, Deputy Commissioner of Education, the 2017 Senate Bill 19 Special Report on State Aid for Career and Technical Education Pathways/Courses based on Program Cost.

From Kirk D. Thompson, Director, Kansas Bureau of Investigation, in compliance with K.S.A. 60-4117, the status of the KBI State Forfeiture Fund.

From the Office of Governor Sam Brownback:

Executive Directive No. 17-479, Authorizing expenditure of Federal Funds.

Executive Directive No. 17-480, Authorizing Personnel Transactions and Expenditure of Federal Funds, with an additional attachment.

Executive Directive No. 17-481, Authorizing Expenditure of Federal Funds.

Executive Directive No. 17-482, Authorizing Personnel Transactions.

Executive Directive No. 17-483, Authorizing Expenditure of Federal Funds.

Executive Directive No. 17-484, Authorizing the Transfer of Funds between State

General Fund Budget Units.

Executive Directive No. 17-485, Authorizing expenditure of Federal Funds.

Executive Order No. 17-03, for Regional Emergency.

Executive Order No. 18-01, for Regional Emergencies

Pursuant to my authority under Article 1, Section of the Constitution of the State of Kansas, Issuance of a Pardon.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Hineman, **HR 6038**, by Reps. Ryckman, Hineman and Ward, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6038**—

A RESOLUTION relating to the organization of the House of Representatives.

Be it resolved by the House of Representatives of the State of Kansas: That the Chief Clerk of the House of Representatives notify the Senate that the House is organized with the following officers:

Ron Ryckman, speaker,
 Scott Schwab, speaker pro tem,
 Don Hineman, majority leader,
 Jim Ward, 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. Hineman, **HR 6039**, by Reps. Ryckman, Hineman and Ward, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6039**—

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 2018 regular session of the legislature shall occupy the same seats assigned pursuant to 2017 House Resolution No. 6037 with the following exceptions: Burris, seat No. 87; Carpenter, seat No. 116; Horn, seat No. 34; Ralph, seat No. 39.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following prefiled bills and concurrent resolution were introduced and read by title:

HB 2435, AN ACT concerning emergency telephone services; relating to the Kansas 911 act; audits by the division of legislative post audit; amending K.S.A. 2017 Supp. 12-5377 and repealing the existing section, by Committee on Legislative Post Audit Committee.

HB 2436, AN ACT designating a portion of United States highway 69 as the Brandon Collins memorial highway, by Representatives Resman and Tarwater.

HB 2437, AN ACT concerning days of commemoration; relating to the national day of the cowboy; amending K.S.A. 2017 Supp. 35-208 and repealing the existing section, by Representative Becker.

HB 2438, AN ACT concerning information technology projects; prohibiting state agencies from using the same vendor to plan and implement projects in certain cases, exceptions; amending K.S.A. 2017 Supp. 75-7209 and repealing the existing section, by Committee on Legislative Post Audit Committee.

HB 2439, AN ACT concerning crimes, punishment and criminal procedure; relating to involuntary manslaughter; involving certain violations of driving under the influence of alcohol or drugs; amending K.S.A. 2017 Supp. 8-262, 8-2,144, 8-1025, 8-1567, 21-5405, 21-6811, 38-2312 and 75-52,148 and repealing the existing sections, by Representatives Jennings, Brim, Delperdang, Mastroni, Ryckman, Schwab, Smith, E., Tarwater and Wheeler.

HB 2440, AN ACT concerning the legislative division of post audit; relating to K-12 education performance audits; special education; amending K.S.A. 2017 Supp. 72-5173 and repealing the existing section, by Committee on Legislative Post Audit Committee.

HB 2441, AN ACT concerning audits of state agencies; financial-compliance audits; Kansas lottery security audit; selection of auditor, contracts with; creating the Kansas lottery audit contract committee and the department of administration audit contract committee; creating the department of administration audit services fund; amending K.S.A. 46-1108, 46-1112, 46-1115, 46-1116, 46-1122, 46-1123, 46-1125, 46-1126, 46-1127 and 74-2424 and K.S.A. 2017 Supp. 39-709b, 46-1106, 46-1114, 46-1118, 46-1128, 46-1135, 74-4921, 75-5133 and 79-3234 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 46-1121 and 46-1134, by Committee on Legislative Post Audit Committee.

HB 2442, AN ACT concerning crimes, punishment and criminal procedure; relating to firearms; prohibiting the possession of certain devices or attachments used for the simulation of an automatic firearm; amending K.S.A. 2017 Supp. 21-6301 and repealing the existing section, by Representative Miller.

HB 2443, AN ACT concerning crimes, punishment and criminal procedure; relating to firearms; creating the crime of unlawful abandonment of a firearm, by Representative Highberger.

HB 2444, AN ACT repealing K.S.A. 2017 Supp. 74-4921c and 74-4921d; concerning retirement and pensions; relating to the Kansas public employees retirement system; investments by the KPERS board; new investments and divestment of current investment in companies with operations in Sudan, by None.

HB 2445, AN ACT concerning education; relating to the financing thereof; relating to the Kansas school equity and enhancement act; amending K.S.A. 2017 Supp. 72-5132, 72-5133, 72-5143, 72-5145, 72-5148, 72-5149, 72-5150, 72-5151, 72-5155, 72-53,113 and 72-53,116 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 72-1171, 72-6463, 72-6464, 72-6465, 72-6466, 72-6467, 72-6468, 72-6469, 72-6470, 72-6471, 72-6472, 72-6473, 72-6474, 72-6475, 72-6477, 72-6478, 72-6479, 72-6480 and 72-6481, by Representative Rooker.

HB 2446, AN ACT concerning the joint committee on Kansas security; relating to membership thereon; amending K.S.A. 2017 Supp. 46-3301 and repealing the existing section, by Committee on Joint Committee on Kansas Security.

HOUSE CONCURRENT RESOLUTION No. **HCR 5017**—
by Representative Stogsdill

A PROPOSITION to amend section 2 of article 2 of the constitution of the state of Kansas, relating to members of the senate and house of 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~~ 125 representatives and ~~forty~~ 40 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.

(b) *Senators elected at the general election held in 2020 from odd-numbered districts shall be elected for a two-year term for one term only. At the general election in 2022, such senators shall be elected for a four-year term and at each succeeding general election every fourth year for a four-year term. Senators elected from even-numbered districts at the general election in 2020 and thereafter shall be elected for a four-year term.*"

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 stagger terms of members of the senate of the legislature.

"A vote for this amendment favors staggering the terms of members of the senate of the legislature by extending the terms of 1/2 of the members of the senate to two years for one term only and thereafter returning such senators to a four-year term.

"A vote against this amendment favors retaining current constitutional provisions which do not provide for staggering terms of members of the senate."

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 2018, 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.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2447, AN ACT concerning highways; relating to access from U.S. highway 36, by Representative Garber.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On emergency motion of Rep. Hineman, **HCR 5018**, by Reps. Ryckman, Hineman and Ward, as follows, was introduced and adopted:

HOUSE CONCURRENT RESOLUTION No. **HCR 5018--**

A CONCURRENT RESOLUTION relating to a committee to inform the governor that the two houses of the legislature are duly organized and ready to receive communications.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the governor, and inform the governor that the two houses of the legislature are duly organized and are ready to receive any communications the governor may have to present.

In accordance with **HCR 5018**, Speaker Ryckman appointed Reps. Powell, Dietrich and Murnan to wait upon the Governor.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On emergency motion of Rep. Hineman, **HCR 5019**, by Reps. Ryckman, Hineman and Ward, as follows, was introduced and adopted:

HOUSE CONCURRENT RESOLUTION No. **HCR 5019--**

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.

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 meet in joint session in Representative Hall at 4:30 p.m. on January 9, 2018, for the purpose of hearing the message of 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 5019**, Speaker Ryckman appointed Reps. Powell, Dietrich and Gartner to escort the Governor.

Reps. Hawkins, Mason and Horn to escort the Lt. Governor.

Reps. Rafie, Ralph and Hodge to escort the Supreme Court.

Reps. Jennings, Gallagher and Probst to escort the Senate.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Appropriations: **HB 2435**

Corrections and Juvenile Justice: **HB 2439**

Elections: **HCR 5017**

Federal and State Affairs: **HB 2437, H 2438, HB 2441, HB 2442, HB 2443**

Financial Institutions and Pensions: **HB 2444**

Government, Technology and Security: **HB 2446**

K-12 Education Budget: **HB 2440, HB 2445**

Transportation: **HB 2436**

**STANDING COMMITTEES OF THE HOUSE
2018 LEGISLATIVE SESSION**

Agriculture: Hoffman, *Chairperson*; Thompson, *Vice Chairperson*; Baker, Blex, Clark, Ellis, Hibbard, Highland, Jacobs, Karleskint, Lewis, Orr, Schroeder, Seiwert, Sloan, Smith, E. Carlin, *Ranking Minority Member*; Deere, Horn, Lusker, Neighbor, Pittman, Weigel

Agriculture and Natural Resources Budget: Schroeder, *Chairperson*; Hibbard, *Vice Chairperson*; Arnberger, Clark, Johnson, Sloan
Carlin, *Ranking Minority Member*; Gartner, Ousley

Appropriations: Waymaster, *Chairperson*; Campbell, *Vice Chairperson*; Aurand, Claeys, Concannon, Hoffman, Johnson, Jones, Kessinger, Landwehr, Proehl, Ralph, Schroeder, Sutton, Tarwater, Williams

Wolfe Moore, *Ranking Minority Member*; Alcalá, Ballard, Burroughs, Carlin, Helgerson, Phelps

Calendar and Printing: Hineman, *Chairperson*; Ryckman, *Vice Chairperson*; Phillips, Schwab Ward, *Ranking Minority Member*; Frownfelter

Children and Seniors: Alford, *Chairperson*; Gallagher, *Vice Chairperson*; Baker, Dietrich, Good, Judd-Jenkins, Markley, Mastroni, Resman

Ousley, *Ranking Minority Member*; Curtis, Deere, Murnan

Commerce, Labor and Economic Development: Mason, *Chairperson*; Corbet, *Vice Chairperson*; Baker, Claeys, Clayton, Davis, Elliott, Kessinger, Phillips, Ralph, Seiwert, Tarwater Whipple, *Ranking Minority Member*; Carmichael, Probst, Ruiz, Stogsdill

Corrections and Juvenile Justice: Jennings, *Chairperson*; Whitmer, *Vice Chairperson*; Becker, Delperdang, Finch, Humphries, Koesten, Smith, E., Swanson

Highberger, *Ranking Minority Member*; Deere, Kuether, Weigel

Education: Aurand, *Chairperson*; Dierks, *Vice Chairperson*; Arnberger, Dietrich, Dove, Good, Powell, Rooker, Schreiber, Sutton, Tarwater, Vickrey

Winn, *Ranking Minority Member*; Crum, Ousley, Stogsdill, Trimmer

Elections: Esau, *Chairperson*; Carpenter, *Vice Chairperson*; Awerkamp, Burris, Garber, Good, Orr, Thimesch, Williams

Miller, *Ranking Minority Member*; Alcalá, Curtis, Parker

Energy, Utilities and Telecommunications: Seiwert, *Chairperson*; Garber, *Vice Chairperson*; Alford, Corbet, Cox, Davis, Delperdang, Finch, Markley, Mason, Schreiber, Thimesch
Kuetner, *Ranking Minority Member*; Carmichael, Deere, Gartner, Lusker

Federal and State Affairs: Barker, *Chairperson*; Highland, *Vice Chairperson*; Arnberger, Awerkamp, Carpenter, Clayton, Ellis, Houser, Humphries, Jacobs, Karleskint, Lakin, Rooker, Smith, E., Weber, Whitmer
Ruiz, *Ranking Minority Member*; Henderson, Highberger, Horn, Lusk, Miller, Winn

Financial Institutions and Pensions: Kelly, *Chairperson*; Powell, *Vice Chairperson*; Blex, Dietrich, Dove, Elliott, Eplee, Hawkins, Jennings, Patton, Thompson, Vickrey
Finney, *Ranking Minority Member*; Hodge, Trimmer, Weigel, Whipple

General Government Budget: Sutton, *Chairperson*; Weber, *Vice Chairperson*; Dierks, Dietrich, Judd-Jenkins, Resman
Burroughs, *Ranking Minority Member*; Hodge, Neighbor

Government, Technology and Security: Sloan, *Chairperson*; Lewis, *Vice Chairperson*; Baker, Becker, Esau, Gallagher, Koesten, Rafie, Resman
Curtis, *Ranking Minority Member*; Ohaebosim, Pittman, Probst

Health and Human Services: Hawkins, *Chairperson*; Concannon, *Vice Chairperson*; Barker, Blex, Dove, Ellis, Eplee, Kelly, Lakin, Osterman, Powell, Rafie
Murnan, *Ranking Minority Member*; Crum, Henderson, Holscher, Horn

Higher Education Budget: Jones, *Chairperson*; Swanson, *Vice Chairperson*; Brim, Burris, Carpenter, Markley
Phelps, *Ranking Minority Member*; Probst, Whipple

Insurance: Vickrey, *Chairperson*; Dove, *Vice Chairperson*; Corbet, Cox, Elliott, Eplee, Hawkins, Kelly, Orr, Patton, Powell, Smith, A.
Neighbor, *Ranking Minority Member*; Bishop, Finney, Hodge, Parker

Interstate Cooperation: Ryckman, *Chairperson*; Schwab, *Vice Chairperson*; Hineman, Phillips, Thompson
Ward, *Ranking Minority Member*; Holscher

Judiciary: Finch, *Chairperson*; Patton, *Vice Chairperson*; Alford, Becker, Cox, Elliott, Garber, Huebert, Humphries, Jennings, Lakin, Mastroni, Osterman, Ralph, Wheeler, Whitmer
Carmichael, *Ranking Minority Member*; Bishop, Curtis, Highberger, Hodge, Kuetner, Miller

K-12 Education Budget: Campbell, *Chairperson*; Huebert, *Vice Chairperson*; Aurand, Hoffman, Jones, Karleskint, Landwehr, Patton, Rooker, Schwab, Smith, A., Vickrey
Trimmer, *Ranking Minority Member*; Helgerson, Lusk, Sawyer, Winn

Legislative Budget (House): Waymaster, *Chairperson*; Davis, *Vice Chairperson*; Hineman, Ryckman, Schwab
Ward, *Ranking Minority Member*; Frownfelter, Wolfe Moore

Local Government: Williams, *Chairperson*; Thimesch, *Vice Chairperson*; Awerkamp, Carpenter, Cox, Lewis, Markley, Orr, Thompson
Alcala, *Ranking Minority Member*; Bishop, Finney, Phelps

Rules and Journal: Finch, *Chairperson*; Aurand, Davis, Patton, Schwab
Sawyer, *Vice Chairperson*; Trimmer

Social Services Budget: Landwehr, *Chairperson*; Clayton, *Vice Chairperson*; Esau, Gallagher, Judd-Jenkins, Weber
Ballard, *Ranking Minority Member*; Lusk, Murnan

Taxation: Johnson, *Chairperson*; Phillips, *Vice Chairperson*; Concannon, Corbet, Davis, Eplee, Francis, Hawkins, Kelly, Mason, Proehl, Rafie, Rahjes, Smith, A., Thimesch, Williams
Sawyer, *Ranking Minority Member*; Alcala, Burroughs, Gartner, Ohaebosim, Ruiz, Wolfe Moore

Transportation: Proehl, *Chairperson*; Francis, *Vice Chairperson*; Alford, Brim, Gallagher, Highland, Houser, Jacobs, Mastroni, Rahjes, Schreiber, Wheeler
Lusker, *Ranking Minority Member*; Ballard, Ohaebosim, Pittman, Victors

Transportation and Public Safety Budget: Claeys, *Chairperson*; Houser, *Vice Chairperson*; Awerkamp, Delperdang, Kessinger, Koesten
Helgerson, *Ranking Minority Member*; Finney, Parker

Veterans and Military: Osterman, *Chairperson*; Clark, *Vice Chairperson*; Brim, Burris, Delperdang, Dierks, Esau, Phillips, Wheeler
Weigel, *Ranking Minority Member*; Gartner, Pittman, Stogsdill

Water and Environment: Sloan, *Chairperson*; Rahjes, *Vice Chairperson*; Blex, Francis, Garber, Hibbard, Lewis, Mason, Schreiber, Seiwert, Swanson, Thompson
Victors, *Ranking Minority Member*; Crum, Holscher, Kuether, Probst

INTRODUCTION OF GUESTS

Speaker Ryckman introduced Dr. John Feehan, President of the Kansas Association of Family Physicians.

Dr. Feehan celebrated 30 years of practicing at Olathe Family Practice this year. He has held numerous leadership positions with Olathe Medical Center, including President of the Medical Staff.

He is a 1976 Bishop Miege High School graduate where he attributes his learned work ethic and discipline due to his being a highly competitive athlete. He continues to nourish this as coach for little league and high school sports. He attended the University of Kansas and received his medical degree from the University of Kansas Medical Center. Dr. Feehan completed his residency in Family Medicine at Goppert Family Medicine in Kansas City. He completed a one-year course through the Society of Teachers of Family Medicine to become a program director during a time when his practice was a teaching satellite. He has just been awarded the AAFP degree of Fellow.

The association sponsors the Doctor of the Day program and provides assistance for health concerns of those serving the Statehouse during the session.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Tuesday, January 9, 2018.

Journal of the House

SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 9, 2018, 11:00 a.m.

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

The House is now organized with 124 members, due to the resignation of Rep. Lakin, of District 91, on January 8, 2018.

The roll was called with 120 members present.

Reps. Finney, Henderson and Weber were excused on verified illness.

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

Prayer by Chaplain Brubaker:

Gracious and Loving God,
thank You for the many blessings You have given us.
As these 125 leaders come together the next few weeks
to make serious decisions that impact everyone,
help them to keep the main purpose in mind.
Each one has their own unique personality and preferences in
what needs to be done and how it is to be done.
However, if they keep focused on the purpose,
it will motivate them;
keep their priorities straight;
develop their potential individually and corporately;
and enable them to achieve the purpose for which they are here.
In and of themselves, it may seem impossible—
but with You, all things are possible.
So give them the grace and guidance
in working together to achieve the purpose.
In Christ Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Bishop.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Davis to replace Rep. Alford as Chairman on Committee on Children and Seniors, effective January 9, 2018.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committee as indicated:

Transportation: **HB 2447**.

COMMUNICATIONS FROM STATE OFFICERS

From Joseph House, Paramedic, Executive Director, Kansas Board of Emergency Medical Services; in pursuant to K.S.A. 65-6111, Annual Report on number of reasons for fines imposed by the board and the number of and reasons for subpoenas issued by the board during the previous calendar year.

From Scott W. Miller, Director of Investments, Kansas Pooled Money Investment Board; in compliance with K.S.A. 75-4222(h), Annual Report for Fiscal Year 2017.

From Pat Apple, Chairman, Kansas Corporation Commission; in accordance with K.S.A. 55-194(a), report of active contamination sites and K.S.A. 55-194(b), report concerning the status of abandoned well inventory and a system for ranking wells with respect to potential threat posed to the environment and a multi-year plan dealing with unplugged abandoned wells.

From Pat Apple, Chairman, Kansas Corporation Commission, in accordance with K.S.A. 55-194(a), report concerning the status of active contamination sites; also, in accordance with K.S.A. 55-194(b), report concerning status of abandoned wells.

From Pat Apple, Chairman, Kansas Corporation Commission; Annual Report of Utilities and Common Carriers. From Ryan Hoffman, Director of Conservation, Kansas Corporation Commission; Annual Report of Land-Spreading Procedures and Costs.

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

MESSAGES FROM THE SENATE

Announcing adoption of **SR 1758**, a resolution relating to the organization of the 2017 Senate and selection of the following officers:

Susan Wagle, President,
Jeff Longbine, Vice President,
Jim Denning, Majority Leader,
Anthony Hensley, Minority Leader,
Corey Carnahan, Secretary,
Charles (Nick) Nicolay, Sergeant-at-Arms,

and awaits the pleasure of the House of Representatives.

Announcing adoption of **HCR 5018**, a concurrent resolution relating to a committee to wait upon the Governor and advise him the 2018 session of the Legislature is duly organized and ready to receive communication. Senators Kerschen and Rogers are appointed as Senate members of the committee to wait upon the Governor.

Announcing adoption of **HCR 5019**, a concurrent resolution providing for 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 State:

To escort the Governor: Senators Alley and Faust-Goudeau.

To escort the Lt. Governor: Senators Taylor and Hawk.

To escort the Supreme Court: Senators Baumgardner and Haley.

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 2448, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; affiliation and membership of the department of corrections in the Kansas police and firemen's retirement system; employee and employer contributions, by Representative Jennings.

REPORT ON ENGROSSED BILLS

HR 6038, **HR 6039** reported correctly engrossed January 8, 2018.

On motion of Rep. Hineman, the House recessed until 4:30 p.m.

LATE AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

It being the hour in accordance with **HCR 5019**, to meet in joint session with the Senate to hear the message of the Governor, Reps. Jennings, Gallagher and Probst escorted President Wagle and members of the Senate to seats in the House.

Reps. Rafie, Ralph and Hodge and Senators Baumgardner and Haley escorted the Supreme Court to seats in the House.

Reps. Hawkins, Mason and Horn and Senators Taylor and Hawk escorted the Lieutenant Governor to a seat in the House.

Reps. Powell, Dietrich and Gartner and Senators Alley and Faust-Goudeau escorted the Governor to the rostrum.

Governor Sam Brownback 2018 State of the State Address January 9, 2018

Mr. Speaker, Madam President, Members of the Kansas Supreme Court, Legislators, Cabinet Members, friends all.

Let me start with the elephant in the room. There's a question that has been often asked this past year and it's a legitimate one. Will he be back? I'm pleased to say tonight --- YES! Bill Snyder will be back. He's here with us tonight. Please join me in recognizing the greatest coach in college football history.

Bill Snyder is more than a Coach, he is also a mentor and Chairman of the Kansas Mentoring Council. We honor his mentoring work. It should inspire us all to follow his lead.

2017 was a very exciting year for our beloved Kansas.

We hit another record for most Kansans ever employed, 1.4 million , and the lowest unemployment rate we've seen since 2000.

We opened the longest hiking and biking trail in the state, the Flint Hills Nature Trail, from Herington to Osawatomie, 117 miles of beautiful Kansas. Go try it.

In 2016, Kansas was the only state in the nation to reduce its rate of adult obesity. The rate is still too high but moved in the right direction.

Our state's childhood poverty rate has shrunk to the lowest level we've seen since before the Great Recession.

Our infant mortality rate sits at the lowest point in history.

We opened a new state of the art medical education building at KU Med that will give us the opportunity to educate an additional 50 doctors each year.

We opened the biggest milk drying facility in the US in Garden City, providing us with a great way to export our growing milk production.

The American Royal is moving to Kansas.

This past year also saw the completion of the new National Soccer Training Center in Kansas City.

Our quail population is back, with the highest levels in 20 years.

And our wind energy industry continues to grow dramatically with nearly 30 percent of our electricity now coming from the wind.

Now I have been blessed with the opportunity to travel this state from border to border in various capacities since 1974; when I was elected State President of the Future Farmers of America and me and my Ford F100 3 on the tree pickup started traveling the back roads of Kansas.

Our state is a marvelous place full of beauty and wonder. Our sky is our mountain and our sunsets bear the signature of God. To those who can see it, Kansas is truly amazing.

Now no one ever goes alone on a successful long journey and certainly I have not. My wife Mary and I have traveled this course together.

Would you please join me in recognizing our incredible first lady for her contributions to Kansas?

Family has been there too. My parents, Bob and Nancy, are stooped and gray but still chugging along. Our children have added spice and joy and now three grandchildren.

And our son Mark just became a Marine in December, answering the call to duty. And if Ray Merrick were still here, he would be saying "OOHRAH!!!"

Joining us in the balcony this evening are Major General Joseph Martin and Command Sergeant Major Joseph Cornelison from the 1st Infantry Division at Fort Riley. Please join me in recognizing them.

Would our veterans and current active duty, guard and reservists also please stand and be recognized?

Kansas first responders were quick to answer the call to help our brothers and sisters in Texas in the aftermath of Hurricane Harvey. Over 50 personnel from Kansas went to join the recovery effort. Two of these selfless Kansans are with us today, Paramedic Landon Woodward and Firefighter Chris Stansbury. Please join me in recognizing them.

Topeka Police Officer Aaron Bulmer is also with us this evening. Officer Bulmer saved a 4-year-old child with autism from drowning in a pond last year. When asked about his heroic act, he said "I believe that God put me into that situation. He allowed me to be in the right place at the right time." Please join me in recognizing him as well.

Would any other current or former first responders from law enforcement, firefighters, or paramedics also please stand and be recognized?

Cortney Holloway, Mike Dettmer and Robert Adcock from the Department of Revenue are also here today. In September Cortney was shot while doing his job in Wichita. He didn't panic, but he did pray. Rather than run, Robert and Mike quickly jumped into action to aid their injured coworker. They applied a tourniquet and kept Cortney alert until emergency services arrived. Please join me in recognizing Cortney Holloway, Robert and Mike for their inspiring and heroic actions that day.

I've had many good friends for the journey, as you have. Friends closer than a brother riding with me at a full gallop across the prairie. And finally, I have been blessed with a staff so loyal they have gladly taken the slings and arrows cast my way. I will be forever grateful for the contributions and dedication they have brought to this office. We all have great staff, let's thank them for making this place work.

With all of this, I am the most blessed man I know.

Traveling this state so many years, you meet lots of wonderful people with great stories. Two individuals stand out.

Rose Harris was 101 when I met her in Pittsburg, Kansas. Raised in a very poor family, she thrived through it all with uncommon faith and beauty. I asked her the biggest lesson she had learned in life. Without hesitation, she said it was when she was a young girl and her Dad went off to work in the mines. She was left in charge of the house and younger children. They were all hungry but had no food. So, Rose went to the outhouse and prayed... "God, we need food!" She came back into the house and a neighbor lady was at the door. She asked if Rose would churn her milk into butter. Rose said she would and she did. The neighbor gave her some of the butter and a few coins for her work. With the money, Rose went to the store and bought a few pieces of meat and they had food. Rose said from then on, she always knew God would provide for them.

I also had the pleasure of meeting a 107-year old World War I veteran in Marysville, Kansas when I was in the Senate. Leo Lange was one of the very few World War I veterans still alive at the time. Mentally sharp, but laying in a deteriorated body, I asked him what was the biggest change he had seen in our nation over his many years. Again, without hesitation, he said, "When I was young we didn't have anything but we were a lot happier."

Certainly, our material wealth had progressed in his lifetime but has our happiness kept pace? It's a good question for us as policy makers to ponder.

So, on this, my last State of the State message, I will speak from my heart about dreams I have heard from others and have had myself for our wonderful state.

As a dad, I know that every parent's greatest dream is for their children to grow, learn, and succeed.

So, let me address the biggest issue of the session, school finance.

We have received the decree of the Kansas Supreme Court and are putting forth a proposal to comply, as we have done with the prior decisions.

My budget recommendation includes an additional six-hundred million dollars in funding over the next five years. This multi-year approach will provide the time necessary for school districts to plan and spend this additional money more effectively. My proposal does not include a tax increase.

And let me make one thing very clear, the people of Kansas expect results. The Kansas State Board of Education will be responsible for making sure they get them. I suggest they consider the following goals to do so:

First, we should reach a 95% statewide graduation rate.

Second, a minimum of 75% of our students should be continuing their education after graduation, whether that be through attending college, earning a post-secondary certification or joining the military.

Third, we should accelerate the movement of Kansas schools to the Kansans Can model for school redesign launched by the Kansas Department of Education.

To help us stay on course to achieve these goals, I propose five strategic objectives for K-12 education:

First, Kansas has great teachers. We should have a higher average teacher pay than any of our surrounding states.

Second, we should increase the number of school counselors and school psychologists in Kansas schools by 150 positions each year.

Third, we should have at least 50 schools participating in the Kansans Can school redesign project.

Fourth, every Kansas high school should offer at least 15 credit hours of dual credit coursework to every high school student, at no additional cost to parents. This, through a partnership between high schools and the state's institutions of higher learning.

Fifth, they should also offer every Kansas high school student, at no additional cost to parents, the choice of taking either the ACT college entrance exam or the Work Keys assessment.

These goals should be achieved within the next 5 school years.

Six-hundred million dollars is a very significant investment. And Kansans expect to see students in every school in our state thrive and achieve, particularly our students who the Court cited as being inadequately served under our current funding.

We cannot – we must not – repeat the mistakes of others who have gone down the primrose path of thinking that educational results can be forced by massive infusions of taxpayer money alone. Money by itself will not solve the problem.

For the best illustration of this, one need look no further than the Kansas City, Missouri school district, sometimes called America's most costly educational failure. Federal courts supercharged the district with nearly \$2 billion in a little more than a decade. When it was all spent, there was little to show in academic improvement – test scores were stagnant, achievement gaps remained, and the dropout rate actually went up. We must learn from this history.

Additionally, we must stop the never-ending cycle of litigation on school finance. I urge the legislature to put a Constitutional amendment on the ballot this year addressing our school finance system. The people need to be heard on this central issue of state government.

Kansas is a dreamer's paradise. Our broad horizons tempt the mind to expansion. Our friendly people invite collaboration to accomplish a dream. A spoken word creates. An encouraging word produces encouragement; a negative word negativity. A dream spoken sets up the architecture for the creative efforts of free men and women to build upon. That is, if that dream captures their hopes for the future even if they can't quite see it yet.

Many of us remember the speech Ronald Reagan gave in front of the Brandenburg Gate where he stated the collective dream of those in the West: "Mr. Gorbachev, tear down this wall." There were no bulldozers there ready to tear down the Berlin Wall, but its foundation crumbled that day. The spoken word created.

So, let me speak of dreams for our state. My dream for Kansas is to be the best place in America to raise a family and grow a business. I dream of a Kansas whose population is growing faster than the national average because we have created such a dynamic environment. An environment that has many and diverse job opportunities. An environment with a great and affordable quality of life that calls people to Kansas. This will take time, bold effort and creativity but it is achievable. I dream of a Kansas where poverty is on the run; where jobs are plentiful, challenging and enjoyable; where wages and benefits are climbing.

I dream that education in the state is tailored to each student's needs and desires. So that that student has the maximum chance to succeed. That we have more educational options for each K-12 student like we do now for higher education students. I dream schools will be places of accomplishment, where students and parents choose to go: to learn, to achieve and to be challenged. They will be character-forming places that back up the family and produce a stronger person. Where patriotism flourishes, civic duty is instilled and all students achieve.

Kansans dream of having the best cancer care. Everybody in this room has either been

affected personally by cancer or knows someone who has been. One of our own, Representative Rich Proehl, has just come through cancer surgery and we wish him God's speed in his recovery.

I dream of leading the country in developing new treatments to heal old maladies using your own adult stem cells. Hips and knees for some but also your heart and mind. I dream of ending the shortage of rural physicians and dentists that has chronically plagued this state by producing our own dentists and more doctors.

Lieutenant Governor Jeff Colyer is a man who has not only shaped health care policy in this state, but he has dedicated his life to the service of others as a doctor. Whether it is helping a disabled child in Kansas with a cleft palate or a malnourished refugee in places like Sudan, Rwanda, or Syria, my friend Jeff has served others in ways only dreamed about by many of us. Jeff, please stand. Let's recognize his service to this state and our fellow man.

I dream of a future Kansas exporting wind electricity across America. A Kansas known as the Renewable State. It could well be that in the future, those who have the wind resource will flourish like those who now have oil. We are growing as an energy state. Dream with me of an Ogallala Aquifer that never runs dry because the use is sustainable. Of our reservoirs dredged, renewed and supplying the water we need in times of severe drought. Of us having a legal, binding allotment of water from the Missouri River and of an Arkansas River with water in its whole course.

These are possible. We can do it.

Dream with me of a growing and diversifying Air Capitol of the World. With thousands of new jobs, the latest technology and a magnet for precision manufacturing. We will expand in commercial and general aviation. We will build air frames and engines and do extensive maintenance work. We will grow in defense and commercial aircraft manufacturing and drone technology. All the major aircraft manufacturers will have major operations here because Kansas leads the way in aviation! They will say, "If it flies, it must be from Wichita." We can be an unmanned aerial vehicle hub, where the latest UAV technology is developed, tested and manufactured. We can be to unmanned aerial systems what we are now to general aviation.

I dream that Kansas will continue to be and grow as a major financial services hub. That is happening now in Topeka and Johnson County. We have even more upside in this field.

Dream with me of feeding the world. Meat and bread but we'll expand our place at the table to include the milk you drink and the eggs you eat. Of moving up the value chain. So that the High Plains is known as the place where animal agriculture is done bigger and better than any place else. Agriculture businesses and cattle genetics will headquarter in Kansas City. Around the world of agriculture, Kansas City will be the capital.

The dream for The Legends in Wyandotte County is for it to be a new Kansas City.

If you know our state's history, you know Kansas is where the fight to end slavery began. Now we have another chapter in that saga of man's horrid treatment of each

other. We will fight the scourge of human trafficking like no other state and throw that darkness from our borders. Attorney General Schmidt has been a champion in this fight. Let's recognize his and the legislature's efforts on this issue.

I dream of reconciliation between the races. Where our problems aren't ignored but addressed. Where people of goodwill view the past and the present with clear-eyed honesty and resolve to make things right. This is an honest discussion our country desperately needs.

And finally, I dream of a culture of life where every life at every stage is celebrated and cherished. You have already done much to create this. With all the legislation protecting and honoring life you have passed, there have been 17,000 fewer abortions in the past six years than in the prior six-years. 17,000 we must not go back now!

These are all dreams for Kansas. If they capture any of your own sense for our future, then let us band together, Democrat and Republican, to make them so. It will be a blessing to the people who are so weary of political jousting and just want to see something done.

What say ye? A journey together with a friend is a thing of beauty.

Let me end with a story about one of your former colleagues, Jan Pauls, a friend of mine on the journey. Jan served in this body for over 20 years with distinction and grace. An able legislator with her husband Ron always at her side. She never lost sight of her values and what was important to her. She lost her last election when she wouldn't compromise her values and less than a year later she lost her life. Jan's funeral was a celebration of a warrior gone to her eternal rest.... loved and beloved. Her life was well lived for the God she served. I had seen her alive in a hospital bed three weeks earlier. Gone were the earthly worries that so easily distract us. She was at peace. Can any of us ask for any more? Less than a month after Jan's passing, her replacement in the legislature Patsy Terrell also passed away unexpectedly.

May we have a moment of silence for both of them.

What a striking reminder that life is fleeting. That we must set our sights to fulfilling our purpose without delay. Every day we live in these bodies is important. It is a reminder to live with purpose and to walk in love and service with our brothers and sisters.

Here in Kansas, that is our way of life.

Because of our good people, this good land called Kansas and the blessings of God, I can report to you that the state of our State is indeed strong and promising.

God bless you all.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Wednesday, January 10, 2018.

Journal of the House

THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, January 10, 2018, 11:00 a.m.

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

The roll was called with 106 members present.

Reps. Finney, Thompson and Weber were excused on verified illness.

Reps. Barker, Blex, Concannon, Crum, Dove, Ellis, Eplee, Hawkins, Henderson, Holscher, Horn, Osterman, Powell and Rafie were excused on legislative business.

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

Prayer by Chaplain Brubaker:

Almighty God,
For another new day, a fresh new start, we thank You.
As these leaders work on the vision and purpose
for which they are here, continue to guide them in
clarity, connectedness, integrity, strategy and passion.
Give clarity to their purpose;
may they be willing to rise above political affiliation
to work in a spirit of connectedness.
Help each one to work and speak with integrity.
Give them a strategy and plan to work on;
and may their passion to serve and do
what is best for the greater good
drive them to wise conclusions.
This I pray in Your Son's Name,
Amen.

The Pledge of Allegiance was led by Rep. Huebert.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2449, AN ACT concerning the video competition act; relating to broadband service; amending K.S.A. 2017 Supp. 12-2022 and repealing the existing section, by Representative Sloan.

HB 2450, AN ACT concerning advanced telecommunications services; relating to collocation of broadband equipment; relating to public right-of-way utility facilities; amending K.S.A. 2017 Supp. 17-1902 and repealing the existing section, by Representative Sloan.

HB 2451, AN ACT concerning broadband; enacting the statewide broadband deployment authorization act, by Representative Sloan.

HB 2452, AN ACT concerning property; relating to conservation easements; relating to the duration of certain conservation easements; amending K.S.A. 58-3811 and repealing the existing section, by Committee on Water and Environment.

HB 2453, AN ACT concerning children and minors; relating to the revised Kansas juvenile justice code; immediate intervention program; fees; amending K.S.A. 2017 Supp. 38-2346, 75-52,163, 75-7038 and 75-7044a and repealing the existing sections, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2454, AN ACT concerning children and minors; relating to the revised Kansas juvenile justice code; review hearings; amending K.S.A. 2017 Supp. 38-2343 and repealing the existing section, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2455, AN ACT concerning the Kansas juvenile justice oversight committee; relating to cost avoidance due to reductions in youth out-of-home placements; amending K.S.A. 2017 Supp. 75-52,161 and repealing the existing section, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2456, AN ACT concerning children and minors; relating to the revised Kansas juvenile justice code; overall case length limits; absconders; amending K.S.A. 2017 Supp. 38-2391 and repealing the existing section, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2457, AN ACT enacting the asbestos trust claims transparency act; providing for disclosures regarding asbestos trust claims in civil asbestos actions, by Committee on Judiciary.

HOUSE CONCURRENT RESOLUTION No. **HCR 5020**—
By Representative K. Williams

HCR 5020— A CONCURRENT RESOLUTION urging Congress to take action on the Remote Transactions Parity Act.

WHEREAS, United States Supreme Court decisions in *Bellas Hess* (1967) and *Quill* (1992) have prohibited states from collecting sales and use taxes from out-of-state retailers that do not have a physical presence in the taxing state; and

WHEREAS, In the *Quill* decision, the Court specifically noted that Congress has the power to regulate interstate commerce, and can pass legislation granting states the ability to tax remote transactions; and

WHEREAS, Online retail sales are growing and are estimated to reach 8.9% of total retail spending in the United States in 2018; and

WHEREAS, A 2014 report from the National Taxpayers Union estimated that between 2015 and 2025 states would lose as much as \$340 billion dollars in sales tax revenue due to their inability to collect sales tax from out-of-state retailers; and

WHEREAS, The total estimated uncollected sales and use tax from all remote sales has risen from \$23 billion annually in 2012, to almost \$26 billion annually in 2015; and

WHEREAS, In 2017, H.R. 2193, otherwise known as the Remote Transactions Parity Act of 2017 was introduced in Congress; and

WHEREAS, H.R. 2193 would allow members of the Streamlined Sales and Use Tax Agreement to require remote sellers that do not qualify for a small remote seller exception to collect and remit sales and use taxes with respect to sales sourced to that member state; and

WHEREAS, In May of 2017, H.R. 2193 was referred by the House Committee on the Judiciary to the Subcommittee on Regulatory Reform, Commercial and Antitrust Law: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the Kansas legislature does hereby urge the United States Congress to take action on H.R. 2193 and allow states to collect sales and use taxes from remote sellers; and

Be it further resolved: That the Secretary of State shall send an enrolled copy of this resolution to each member of the Kansas congressional delegation and to the President of the United States.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Financial Institutions and Pensions: **HB 2448**.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Thursday, January 11, 2018.

Journal of the House

FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 11, 2018, 11:00 a.m.

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

The roll was called with 108 members present.

Reps. Alcala, Finney, Henderson, Thompson and Winn were excused on verified illness.

Rep. Highland was excused on legislative business.

Reps. Awerkamp, Ballard, Burroughs, Campbell, Holscher, Huebert, Phillips, Proehl, Ruiz and Wolfe Moore were excused on excused absence by the Speaker.

Prayer by guest chaplain, Rev. Tracy D. Hicks, senior pastor, Antioch Missionary Baptist Church of Topeka, in honor of Martin Luther King's birthday.

Lord, as we gather today in session we ask that You will be in our midst. Help us to make decisions that will be pleasing to You. Help us to be able to discuss the matters at hand in a reasonable way, and to be willing to give up having our own way.

God let this session be productive, as should be the case in all areas of our lives, help us to keep You at the forefront of our minds as we do the work set before us.

In your name

The Pledge of Allegiance was led by Rep. Elliott.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2458, AN ACT concerning crimes, punishment and criminal procedure; relating to mistreatment of a dependent adult and mistreatment of an elder person; inherently dangerous felonies; amending K.S.A. 2017 Supp. 21-5402 and 21-5417 and repealing the existing sections, by Committee on Judiciary.

HB 2459, AN ACT concerning the Kansas standard asset seizure and forfeiture act; establishing the Kansas asset seizure and forfeiture repository; relating to reporting of seizures for forfeiture; forfeiture fund reports; open records; seizure and forfeiture procedure; amending K.S.A. 60-4101, 60-4106, 60-4110 and 60-4114 and K.S.A. 2017 Supp. 45-220, 60-4107, 60-4109, 60-4111, 60-4112, 60-4113 and 60-4117 and repealing the existing sections, by Committee on Judiciary.

HB 2460, AN ACT concerning firearms; relating to firearm safety education programs, by Committee on Federal and State Affairs.

HB 2461, AN ACT concerning labor and employment; relating to unpaid wage claims; costs and attorney fees; amending K.S.A. 2017 Supp. 44-324 and repealing the existing section, by Representative Hodge.

HB 2462, AN ACT concerning advanced telecommunications services; authorizing the use of dark fiber, by Representative Sloan.

HB 2463, AN ACT concerning the department of corrections; relating to the Lansing correctional facility, by Committee on Transportation and Public Safety Budget.

HB 2464, AN ACT concerning military service members; relating to consumer protections; termination of certain contracts, by Committee on Veterans and Military.

HB 2465, AN ACT concerning the Kansas commission on veterans affairs office; relating to drug screening programs; safety sensitive positions; amending K.S.A. 2017 Supp. 75-4362 and repealing the existing section, by Committee on Veterans and Military.

HB 2466, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2018, June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, and June 30, 2023, for the department of education, by Committee on Appropriations.

HB 2467, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2018, and June 30, 2019, for the department of education, by Committee on Appropriations.

HB 2468, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2018, and June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, for the 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. 2017 Supp. 75-2263, 75-4209 and 75-6706 and repealing the existing sections, by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Corrections and Juvenile Justice: **HB 2453, HB 2454, HB 2455, HB 2456.**

Energy, Utilities and Telecommunications: **HB 2449, HB 2451.**

Judiciary: **HB 2457.**

Local Government: **HB 2450.**

Taxation: **HCR 5020.**

Water and Environment: **HB 2452.**

CHANGE OF REFERENCE

Speaker pro tem Schwab announced the withdrawal of **SB 181** from Committee on Appropriations and rereferral to Committee on Judiciary.

REPORT OF STANDING COMMITTEE

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

Request No. 1, by Representative Eber Phelps, commending Lance Jones for dedicated service to city, state and county;

Request No. 2, by Representative Jeff Pittman, congratulating the Lions Club of Leavenworth for 80 years of service;

Request No. 3, by Representative Gail Finney, congratulating Bibleway Community of Faith on their 25th Silver Anniversary;

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. Hineman, the committee report was adopted.

On motion of Rep. Hineman, the House adjourned pro forma until 8:00 a.m., Friday, January 12, 2018.

Journal of the House

FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, January 12, 2018, 8:00 a.m.

The House met session pro forma pursuant to adjournment with Speaker Ryckman in the chair.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2469, AN ACT concerning insurance; relating to property and casualty insurance; exempting certain claims handling operations from certain local ordinances and restrictions during a catastrophic loss event, by Committee on Insurance.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2463**, **HB 2466**, **HB 2467**, **HB 2468**.

Commerce, Labor and Economic Development: **HB 2461**.

Energy, Utilities and Telecommunications: **HB 2462**.

Federal and State Affairs: **HB 2460**.

Judiciary: **HB 2458**, **HB 2459**.

Veterans and Military: **HB 2464**, **HB 2465**.

COMMUNICATIONS FROM STATE OFFICERS

From the Kansas Department of Health and Environment, in accordance with House Bill 2219, 2018 Kansas Diabetes Report.

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

REPORT ON ENROLLED RESOLUTIONS

HR 6038, **HR 6039** reported correctly enrolled and properly signed on January 11, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Tuesday, January 16, 2018.

Journal of the House

SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 16, 2018, 11:00 a.m.

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

The roll was called with 114 members present.

Reps. Frownfelter, Henderson, Powell and Winn were excused on verified illness.

Rep. Clark was excused on legislative business.

Reps. Campbell, Claeys, Houser, Kuether and Ruiz were excused on excused absence by the Speaker.

Prayer by guest chaplain, Rev. Dan Rhodes, pastor, First Baptist Church of Louisburg, and guest of Rep. Jene Vickery.

Dear Heavenly Father,

We thank you for this day, for each breath that we take. You are our strength, our refuge. Today, as this body meets together to do work for the state of Kansas, I pray that you will give them each wisdom. We are so thankful for each person here, they have committed their lives to serving others. We thank You for those that they represent. They have tough decisions to make. Give them guidance. As they make these decisions let them be mindful of the diverse needs across the state. There are those that live in large cities to very small towns. The opinions in this room are diverse. Please bring them unity as decisions are made. May all of the work completed here be to Your glory.

In Jesus Name. Amen

The Pledge of Allegiance was led by Rep. Ohaebosim.

INTRODUCTION OF GUESTS

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

This is Pastor Appreciation Day and I would like to introduce those pastors and their spouses who braved the cold and icy conditions to attend today's events. Having served in their shoes, I understand the daily challenges they encounter and have the utmost respect for what they do. In today's hostile social environment, their commitment to their congregations and communities where they live is extremely important. Shedding

light in darkness is often unrewarding in this life. Only in eternity will they realize how much their sacrifice for their fellow human being has impacted our world. Thank you again for your service to God and your communities.

The following pastors and their wives were introduced:

Pastor Marle Kerr, Baxter Springs; Pastor & Mrs. Ken Harder, Mead; Pastor David Griffis, Towanda; Pastor Steve Barnes, Lenexa Baptist Church; Pastor Jim Fruth, Lenexa Baptist Church; Pastor Steve Scott, Blue Valley Baptist, Overland Park; Pastor John Marra, Living Hope Church of the Nazarene, Olathe; Pastor David Sharpes, College Church of the Nazarene, Olathe; Pastor Steve & Kathy Dinkle, Liberal, Kansas; Pastor Delvin & Rhonda Kinser, Meade; Pastor Rob Rotola, Wichita; Pastor Brad Johnston, Topeka; Pastor Jeff Barkley, Lawrence; Pastor Glen Fletcher, Lawrence; Pastor Francis Nelson, Topeka; Pastor Clarence Bullocks, Topeka; Pastor Craig Wilson, Topeka; Pastor Gary Roten, Topeka; Pastor Victor Hercules, Topeka; Bishop Jackson, Topeka; Pastor Ollie Johnson, Topeka; Pastor Chris & Pam Bedore, Wamego; Pastor Clarence Newton, Topeka; Pastor Eric Snell, Wichita; Pastor Duwah, Wichita; Pastor Mike Conn; Pastor Blackburn, Olathe; Chaplain Charlotte Maxwell, Topeka.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2470, AN ACT concerning alcoholic beverages; dealing with microbreweries; amending K.S.A. 2017 Supp. 41-308b and repealing the existing section, by Committee on Federal and State Affairs.

HB 2471, AN ACT concerning physical therapy; enacting the physical therapy licensure compact; authorizing criminal history record checks, by Committee on Health and Human Services.

HB 2472, AN ACT concerning health and healthcare; relating to anatomical gifts; pertaining to driver's licenses; identification cards; revising the uniform anatomical gift act; amending K.S.A. 2017 Supp. 8-240, 8-243, 8-247, 8-1324, 65-3221, 65-3228, 65-3229 and 65-3237 and repealing the existing sections, by Committee on Health and Human Services.

HB 2473, AN ACT concerning taxation; relating to rural broadband; income tax, credits, modifications; sales and compensating use tax, exemptions; amending K.S.A. 2017 Supp. 79-32,117 and 79-3606 and repealing the existing sections, by Representative Sloan.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On emergency motion of Rep. Hineman, **HCR 5021**, by Reps. Ryckman, Hineman and Ward, as follows, was introduced and adopted:

HOUSE CONCURRENT RESOLUTION No. **HCR 5021** --

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 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 meet in joint session in Representative Hall at 2:45 p.m. on January 17, 2018, 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 Supreme Court Justices.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Insurance: **HB 2469**.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2450** from the Committee on Local Government and referral to the Committee on Energy, Utilities and Telecommunications.

REPORT ON ENROLLED RESOLUTIONS

HCR 5018, HCR 5019 reported correctly enrolled and properly signed on January 16, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Wednesday, January 17, 2018.

Journal of the House

SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, January 17, 2018, 11:00 a.m.

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

The roll was called with 119 members present.

Reps. Henderson and Ruiz were excused on verified illness.

Rep. Sloan was excused on legislative business.

Reps. Campbell and Claeys were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Almighty God,
For another new day and a fresh new start,
we thank You.
As we earlier celebrated the birthday of Martin Luther King,
we were reminded once again of his dream – of his vision.
Vision is everything for a leader.
The greater the vision, the more potential it has to attract people.
The more challenging the vision,
the harder people fight to achieve the vision.
God, I pray today that You will give these leaders
a clear vision for what they need to achieve for
the people of this great state,
and may that vision bring our leaders together
to work in unity and faith for the vision.
It is in Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Weber.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2474, AN ACT concerning the Kansas family law code; relating to marriage; notification by court to the secretary of health and environment; amending K.S.A. 2017 Supp. 23-2511 and repealing the existing section, by Committee on Judiciary.

HB 2475, AN ACT concerning alcoholic beverages; relating to microbreweries; authorizing the on-premises sale of certain large containers of beer for off-premises consumption, labeling requirements thereof; amending K.S.A. 2017 Supp. 41-308b and repealing the existing section, by Committee on Federal and State Affairs.

HB 2476, AN ACT concerning alcoholic beverages; relating to the definition of alcoholic liquor, including alcoholic candy and confectionary products to the definition of alcoholic liquor; amending K.S.A. 2016 Supp. 41-102, as amended by section 4 of chapter 56 of the 2017 Session Laws of Kansas and K.S.A. 2017 Supp. 41-102 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 41-102, as amended by section 1 of this act, by Committee on Federal and State Affairs.

HB 2477, AN ACT concerning agriculture; relating to the Kansas pet animal act; amending K.S.A. 47-1702, 47-1703, 47-1704, 47-1719, 47-1720, 47-1733, 47-1734 and 47-1736 and K.S.A. 2017 Supp. 47-1701, 47-1721 and 47-1723 and repealing the existing sections, by Committee on Agriculture.

HB 2478, AN ACT concerning agriculture; relating to the Kansas department of agriculture; activities requiring a live plant dealer's license; license renewal dates and late fees; amending K.S.A. 47-1208 and K.S.A. 2017 Supp. 2-2120, 2-2440, 2-2440b, 2-2905, 36-505, 47-1001e, 47-1503, 47-1805, 47-2101 and 65-691 and repealing the existing sections, by Committee on Agriculture.

HB 2479, AN ACT concerning criminal procedure; relating to stay of certain criminal cases; appeal of writ of habeas corpus relief, by Committee on Judiciary.

HB 2480, AN ACT concerning the Kansas law enforcement training act; relating to definitions; amending K.S.A. 2017 Supp. 74-5602 and repealing the existing section, by Committee on Judiciary.

HB 2481, AN ACT concerning family law; relating to the Kansas adoption and relinquishment act; amending K.S.A. 59-2112, 59-2113, 59-2114, 59-2116, 59-2117, 59-2120, 59-2121, 59-2124, 59-2126, 59-2127, 59-2128, 59-2134, 59-2138, 59-2141 and 59-2143 and K.S.A. 2017 Supp. 59-2122, 59-2123, 59-2130, 59-2132, 59-2133 and 59-2136 and repealing the existing sections, by Committee on Judiciary.

HB 2482, AN ACT concerning alcoholic beverages; relating to the hours of sale of alcoholic liquor by the drink; amending K.S.A. 2017 Supp. 41-2614 and 41-2640 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2483, AN ACT concerning teachers; relating to contract renewal for certain teachers; amending K.S.A. 2017 Supp. 72-2252, 72-2253, 72-2254 and 72-2260 and repealing the existing sections, by Representative Aurand.

HB 2484, AN ACT concerning education; relating to the provision of assistive technology, sign language and Braille services; amending K.S.A. 2017 Supp. 72-3462 and repealing the existing section, by Committee on Education.

HB 2485, AN ACT concerning school districts; relating to transportation of students; amending K.S.A. 2017 Supp. 72-6487 and repealing the existing section, by Committee on Education.

HB 2486, AN ACT regulating traffic; concerning the operation of golf carts; required lighting for night use; amending K.S.A. 2017 Supp. 8-15,108 and repealing the existing section, by Committee on Transportation.

HB 2487, AN ACT concerning insurance; relating to policies to assure the payment of compensation under the workers compensation act; powers and duties of the commissioner of insurance, by Committee on Insurance.

HB 2488, AN ACT concerning the motor-fuel tax law; relating to definitions, special fuels; amending K.S.A. 2017 Supp. 79-3401 and repealing the existing section, by Committee on Taxation.

HB 2489, AN ACT concerning the multistate tax compact; relating to the apportionment of corporate income, election; amending K.S.A. 79-4301 and 79-4302 and repealing the existing sections, by Committee on Taxation.

HB 2490, AN ACT concerning sales taxation; relating to certain definitions, durable medical equipment; amending K.S.A. 2017 Supp. 79-3602 and repealing the existing section, by Committee on Taxation.

HB 2491, AN ACT concerning sales tax; relating to transactions subject to tax, installation of certain appliances and electronic products; amending K.S.A. 2017 Supp. 79-3603 and 79-3609 and repealing the existing sections, by Committee on Taxation.

HB 2492, AN ACT concerning sales and compensating use tax; relating to countywide retailers' sales tax; rates, Thomas county; amending K.S.A. 2017 Supp. 12-189 and repealing the existing section, by Committee on Taxation.

HB 2493, AN ACT concerning sales tax; relating to investigations and hearings, power to issue interrogatories and subpoenas; amending K.S.A. 79-3611 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 2470**.

Health and Human Services: **HB 2471**, **HB 2472**.

Taxation: **HB 2473**.

COMMUNICATIONS FROM STATE OFFICERS

From Gary Harshberger, Chair, Kansas Water Authority; 2018 Annual Report.

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

MESSAGES FROM THE SENATE

Announcing adoption of **HCR 5021**, a concurrent resolution providing for joint session of the Senate and House of Representatives for the purpose of hearing a message from the Supreme Court and appoints Senators Wilborn and Hensley to escort the Supreme Court.

SPEAKER ANNOUNCEMENT

In accordance with **HCR 5021**, Speaker pro tem Schwab appointed Reps. Barker, Becker and Winn to escort the Supreme Court and Reps. Humphries, Arnberger and Carlin to escort the Senate.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Frownfelter to replace Rep. Carmichael on committee on House Judiciary for January 17, 2018. Rep. Miller will serve as the Ranking Democrat on that committee for January 17, 2018 only.

Also, the appointment of Rep. Bishop to replace Rep. Carmichael on committee on Commerce and Labor for January 17, 2018

On motion of Rep. Hineman, the House recessed until 2:45 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

It being the hour in accordance with **HCR 5021**, to meet in joint session with the Senate to hear the message of the Chief Justice, Reps. Humphries, Arnberger and Carlin escorted President Wagle and members of the Senate to seats in the House.

Reps. Barker, Becker and Winn and Senators Wilborn and Hensley escorted the Chief Justice to the rostrum and other members of the Supreme Court to seats in the House.

STATE OF THE JUDICIARY
January 17, 2018
Chief Justice Lawton R. Nuss

Speaker Ryckman, President Wagle, distinguished members of the House and Senate, honored guests, and my fellow Kansans.

On January 29th, Kansas Day, I will start the 9th year of my privilege of serving in the capacity of chief justice of the supreme court. I thank Speaker Ryckman for generously offering me this fourth opportunity during that time to speak to you about Kansas courts. And I thank President Wagle for graciously agreeing to the scheduling of this event. Mr. Speaker, I also thank you for inviting my judicial colleagues: the justices on the Supreme Court and the judges on the Court of Appeals.

Many years ago when I was in the Marines, the Navy carried us all over the Pacific. On every ship, announcements were made over the intercom system called the "IMC." Announcements began with "Now hear this. Now hear this." The ultimate announcement said that too. But it was followed by, "This is the captain speaking." And sailors and Marines alike dropped whatever they were doing and paid strict attention – because the captain was the ultimate authority on the ship – in all matters. In fact, one I knew displayed a brass plaque that said, "I am the captain of this ship and I will do as I damn well please."

The people of Kansas, in their constitution, wisely decided that no single person would be completely in charge of their ship of state – in all matters. So they separated the powers – and created three equal branches of government. This means that even though at this moment I might say "Now hear this, now hear this, this is the chief justice speaking" – you are not obligated to drop what you are doing, nor obligated to pay strict attention, nor even pay any attention. But if you care about justice in Kansas like our founders did, and I hope you do, then I would ask you to grant me your attention for a few minutes.

Someone once said:

"I . . . believe that the Federal Government has an obligation to enforce the constitutional rights of even the least individual among us, wherever he may be, if those rights are being denied, and to do so at the point of bayonet if necessary."

Now, what wild eyed, left-leaning Hollywood celebrity said that? It was a Hollywood actor all right: named Ronald Reagan at his 1982 presidential news conference. And Reagan said it repeatedly during his presidency.

Perhaps you were surprised to hear President Reagan speak so passionately about government enforcing constitutional rights at the point of a bayonet. After all, he was a proud champion of reducing what he considered governmental "interference" in people's lives. But Reagan recognized a few things in life were essential. Because as governor of California he also had said,

"[A]t any level of government I have always subscribed to a belief that protecting the rights of even the least individual among us – is basically the only excuse the government has for even existing."

Fortunately, we rarely have to resort to bayonets. Instead, constitutional rights are enforced, and protected – for even the lowest person among us – in the Kansas court system as administered by our approximately 1600 employees and 260 judges spread across 105 counties. Some of those employees and judges are with us this afternoon in the gallery behind you. Those in robes are some of the chief judges from around the state who are responsible for the legal proceedings in our 31 judicial districts. They appear here today at their own expense. I will ask all judicial branch personnel there to stand. Please join me in thanking them for their service to our great state.

Now let me share with you some of the things Kansas judges and court employees have been doing.

eCourt and e-filing

I will start by updating you on our electronic (or eCourt) project which I first talked about in my speech here in 2011.

One part of that project is electronic filing (or e-filing). As you know, this enables legal documents to be filed with the courts electronically. After years of work, implementation of an e-filing system has been completed for all state courts – in 105 counties and in both the appellate courts. By June, no state court will any longer accept paper filings by attorneys. Completion of this big project was made possible because the 2014 legislature earmarked some docket fee revenues for the project for several years. I join many Kansans in thanking you for those important appropriations. It means that nearly 4 1/2 million court documents have been filed – without people having to travel to the courthouses or put them in the mail.

I mentioned in past years that the long-term eCourt plan has been for e-filing to eventually be integrated with an electronic case management system different from the ones presently used by court personnel in processing cases. These two components of eCourt allow us to shift from a paper-based system to one that will provide judges, court staff, and attorneys with immediate, statewide access to case information, details, and records provided by the Kansas courts.

Just a few examples of the benefits that eCourt will provide:

- Improve case processing in the Courts.
- Increase the efficiency of information delivery to all judges.
- Increase operational efficiency by automating certain activities and

streamlining others.

- Maintain and improve data sharing between various governmental and public entities.
- Enable our employees in any county courthouse to work from their computers on court business for other counties. This alone is a big benefit because it allows the Supreme Court to more effectively and efficiently manage the state's court system.

Eventually, eCourt will also provide the public with statewide 24-hour access to some of the most frequently requested court information – from any computer with an internet connection.

Three years ago the eCourt steering committee began to review exactly how to change from different computer systems in the courts to one centralized case management system. The committee also looked to standardize the various practices currently performed throughout all the state courts. Their long study for the right vendor is now complete. And I am pleased to report that during the last 30 days, a contract was signed with Tyler Technologies of Plano, Texas. The \$11.5 million in the contract also comes from docket fees earmarked by the 2014 legislature for this purpose. Tyler has worked well with statewide judicial systems in 13 other states; they were our committee's clear choice.

We anticipate that the statewide eCourt project will be completed within about four years. That day will bring even more uniformity and efficiency to the entire court system to benefit Kansans – one of the greatest achievements since court unification in the 1970's.

In the meantime, we have been expanding our use of existing technology in other areas and embraced the efficiencies it produces.

Videoconferencing:

In most of our 31 judicial districts, after arrest, a criminal defendant's first appearance before a judge in the courtroom is conducted by camera from the jail. This saves the time and cost of transporting the hundreds, if not thousands, of defendants to the courtroom and back. Many districts also use video conferencing for similar proceedings: juvenile detention, mental illness hearings, criminal arraignments, or testimony of expert witnesses or KBI lab personnel, all with a view toward savings.

Our Court of Appeals and Office of Judicial Administration both use videoconferencing for certain activities instead of requiring attorneys and others to sustain the expense of coming to Topeka. OJA uses it for training court personnel across the state; the Court of Appeals for oral arguments on some cases.

As for the supreme court, we recently obtained video capability in our Topeka conference room. I had the privilege of being the system's first user. In November, at the invitation of Major General Vic Braden of the 35th Infantry Division, I presented a legal education program for him and the lawyers under his command. By the way, they were in Kuwait at the time. Because of the eight-hour time difference, I had to get up at what the military calls O Dark Thirty. I thank them for their service to us all – 7,000 miles from home.

Personnel efficiencies:

The judicial branch has also looked at personnel efficiencies. Our weighted caseload study several years ago allowed us to accurately determine, by actual workloads, how many judges and court clerks were needed and where they were needed in the state. Because the study excluded the 700 employees not working directly in the offices of the clerks of the court, in 2016 we conducted a "position inventory" to address them. These assessments, which are continually updated, help us determine needed personnel levels on an ongoing basis. It also allows us to consider the impact of recent advancements in technology on those staffing needs. We are currently working with the National Center for State Courts to perform a workload study of our more than 300 Court Services Officers (also known as CSO's). Essentially, they supervise offenders on probation.

These studies and our increased use of technology have indeed been valuable tools in modernizing court operations. That in turn benefits the Kansans we all serve.

But as I mentioned from this podium last March, while we are gaining efficiency through them, we are also continuing to lose efficiency – through increased turnover of highly experienced judges and employees. Besides retirement, these losses are primarily because of low compensation. For the same reason, we often have had real trouble finding suitable replacements in many courthouses.

- As you may recall, using a grant, in 2016 we hired the experts from the National Center for State Courts to study the compensation earned by our (1) court employees and (2) district magistrate judges. They looked at compensation levels of these folks in other state court systems, and in comparable positions in local government and private business.
- After you authorized judicial branch personnel a 2½% pay increase last session, for which I publicly thank you, the National Center then updated its findings and conclusions. Among other things, it considered recent increases in employee compensation in the sources it examined last year, such as other states' court systems.

A founding father of our country, Alexander Hamilton, has often been attributed with saying, "The first duty of society is justice." Seemingly at odds with Hamilton's view is the fact that even with last session's 2½% increase:

- Nearly 1/3 of all the employee positions in our justice system still have starting salaries below the 2017 federal poverty level – for a family of four;
- And the fact that every Kansas judicial branch job classification is still below market pay rate, some by as much as 21%.
- Standing in the gallery now is Ms. Penny Timmons, (trial court clerk IV) who represents those of our employees who are paid 20.4% below market. And Ms. Karen Hughes, (word processing tech) who represents our employees paid below the federal poverty level I mentioned.

Thomas Jefferson was a great rival of Hamilton's among the founding fathers. Because like Reagan, President Jefferson believed in smaller government. Even so, Jefferson also believed that, "The most sacred of the duties of a government [is] to do equal and impartial justice to all its citizens." I hope you can appreciate that this most sacred duty of government becomes more difficult to perform when approximately 700 of our justice system's 1600 employees (44%) are still paid about 16.5% below market.

This includes many court services officers, who each year supervise 18,000 convicted criminals on probation, including approximately 3,000 sex offenders. And we can only wonder what Jefferson might have to say about our ability to perform this most sacred duty – when told that nearly one-third of our employees also need to work jobs outside the Judicial Branch to make ends meet. This is five times higher than the Kansas average.

- Now standing in the gallery is Mr. Brad Schuh, (a CSO I) who represents the 700 employees paid 16.5 % below market. And also Ms. Miranda Cummings (managing court reporter) who represents the approximate 500 employees having to work at least one other job to make ends meet.

Let's fast forward from Hamilton and President Jefferson to yet another president, Andrew Jackson – who is considered by many historians to be a great champion of the people. Jackson said,

"All the rights secured to the citizens under the Constitution are worth nothing . . . except guaranteed to them by an independent and virtuous Judiciary."

So let's look at our judiciary. Among the things the compensation study revealed are

- Over 21% is still needed to raise district magistrate judge salaries to market level.
- And more than one-fourth of our magistrate judges who responded to the survey have indicated they are seeking employment outside the judicial branch. The number one reason given? Compensation.

The people's champion, Andrew Jackson, was not alone in his beliefs. An Atchison businessman named Robert Graham was a delegate at the Wyandotte Convention in 1859 – which was established to create a constitution so Kansas could be admitted as the 34th state. Graham told his fellow delegates,

"[E]verything should be done for the purpose of calling to the bench the best legal talent in the country. As a safeguard to the interests of the people, this is of more importance than anything else that will come before us."

This sentiment was echoed by other delegates.

It is a matter of public record, however, that even after last session's increase, today Kansas district judges (the trial judges in your communities), still rank next to last in the nation for what they get paid. Kansas is only ahead of New Mexico.

Last year from this podium I said it is human nature for people to devote their time and money to those things that are most valuable to them. So after recalling these statements of the founders of this country and our state, all Kansans again may want to ask themselves: what value do we place today on the administration of justice in our state? Some may respond that although the National Center's work does provide objective market data based on various sources, it has no bearing on the real world in Kansas. So allow me to share our judicial branch reality.

Actual numbers establish that because of low pay, we are losing more and more good, experienced people in our branch of government. And actual numbers show it also is hard to recruit suitable replacements. First, according to the Bureau of Labor Statistics, the current average turnover rate nationally is 3.2 %. Ours in the judicial

branch? Almost 5 times as high: 15%.

Second, we have also seen a large drop in the number of qualified applicants for our positions. Let me provide some examples.

Trial Court Clerk II positions (entry level)

In 2017, the 19th Judicial District (Winfield and Arkansas City) had 11 applicants for two positions. Five of them eventually withdrew, either because they could not take a pay cut or already found a better position elsewhere – so essentially six applicants, down from 42 applicants for two positions in 2010.

Unfortunately, the pay raises from last session have not reversed this downward trend for clerks. Two months ago:

- The 28th Judicial District (Salina and Minneapolis) had only eight applications for an opening, down from 50 for an opening just five years ago.
- The 5th Judicial District (Emporia and Cottonwood Falls) had only 12 applications for an opening, down from 38 just five years ago.
- And the Sedgwick County Court had five openings – but only six applicants. Only three were hired. Last month that court had three openings but only three applicants – of which only one was deemed qualified.

Trying to fill these particular positions will only become more difficult. Starting pay is \$11.80 per hour. But recently WalMart announced it is raising its minimum wage to \$11 per hour and is adding eligibility for bonuses up to \$1000.

For CSO I's (probation officers) the news is regrettably about the same.

- For example, in 2016 the 17th Judicial District in northwest Kansas had only four applications for an opening; down from 21 applications in 2005.

And unfortunately, the recent pay raises have not reversed this downward trend for CSO's. Three months ago:

- The 28th Judicial District (Salina and Minneapolis) had only 11 applicants; down from 38 in 2011.

Average cost of turnover

The National Center described some of the hidden cost of underpaying employees – which results in turnover. As mentioned, our turnover rate is nearly five times higher than the national average.

Among the relevant factors considered in this cycle of inefficiency were the time and energy spent on recruiting, interviewing, and hiring new employees, with existing employees trying to cover all the work until the vacancies are filled. And then time and energy is spent on training the new person – by existing employees who again have to put aside their regular duties. If this increase in turnover and decline in applicants continues to worsen, at some point we will find ourselves – particularly in the smaller, rural counties – with no suitable applicants. And because Kansas statute requires at least one judge per county, that means the only judge in the county will be doing all the court's work.

Putting aside the obvious inefficiencies, the real question then becomes: how many judges will be willing to perform all these court functions in these counties – when

today many of our magistrate judges already want to leave their existing workloads for higher paying jobs? In light of this reality, an even more important question may arise: do you want to continue to keep at least one judge in each of our 105 counties if we are unable to hire any suitable staff to support them? That is a policy question for this legislature to consider. I take no position on it today.

Getting down to brass tacks, what do all these people in the Judicial Branch do for the money you currently invest in them?

Well, last fiscal year, they processed almost 400,000 new cases filed in the district courts. This caseload included more than 20,000 felony cases and more than 14,000 misdemeanor cases. In addition to supervising convicted criminals on probation, they protected almost 7,000 children who were in need of care by ruling on requests related to their safety and wellbeing. And they protected nearly 14,000 people by issuing restraining orders – to say nothing of the probate, juvenile, domestic, traffic, and other cases. Among the thousands of civil cases filed were those by Kansas business owners to collect money owed them.

Last week the governor said from this podium, that we "will fight the scourge of human trafficking like no other state and throw that darkness from our borders." In response to his request for us to recognize the efforts of the Attorney General and the legislature on this issue, General Schmidt got a standing ovation. Rightfully so. But with this renewed emphasis on increasing the numbers of people prosecuted for these terrible crimes, we need to remember where the Attorney General – and all of the prosecutors of this state – will go to do that: the Kansas courts whose personnel will shoulder these increased caseloads. The same can be said for any other new legislation passed to achieve the worthy goals of protecting human rights, criminalizing conduct, or both.

Let me return to a few examples of the many other things the courts have done.

Committee on fees, fines, and bonds:

We are all painfully aware of the problems that were disclosed in the city of Ferguson, Missouri. Although municipal court problems of that magnitude have not arisen in Kansas, your supreme court has nevertheless been proactive. First, I have communicated with the judge who served as the Chief Justice of Missouri at that time.

Second, we have created a committee to review bonding practices, fines, and fees of the more than 300 municipal courts in Kansas. Among other things, the committee will examine the operations of these courts and compile a "best practices" model for them to follow. Committee members from across the state include Rep. Brad Ralph of Dodge City. The committee has now met twice – with more to come. It will report its ultimate findings to not only our judicial administrator but also the League of Kansas Municipalities.

With that municipal courts committee as a model, a number of chief judges have asked the supreme court to later form a similar one for our state court system. While best practices and some degree of uniformity are worthy goals, the real foundation for the entire project is the desire to maintain Kansans' faith in their system of justice. So if problems are found, we intend to see they are fixed.

Specialty Courts:

Specialty, or problem-solving courts, differ from the usual courts because they coordinate services provided to criminal offenders with direct supervision by a judge. Most of these are drug courts which attempt to address an offender's underlying substance abuse problems – problems that often lead to a frustrating cycle of criminal offenses, incarceration, and then more offenses. National research has shown that drug courts can be effective in reducing offender recidivism. That in turn saves considerable judicial – and correctional – resources. To date, some variation of drug courts – ranging from juvenile drug courts to those limited to defendants addicted to meth – exist in 10 of our 31 judicial districts.

But the tradeoff for these rewards continues to be more judicial time: they often require intense supervision by judges, in addition to that by their regular probation officers. Despite this extra work, several more districts are looking to start drug courts in 2018 because they see the benefits for the individuals and the state.

Other types of specialty courts have been established with this same goal in mind. Veterans' court in Johnson County was created for those who have committed misdemeanors or lower-level felonies and who are eligible for treatment by the Veterans Administration. Like drug courts, the veterans' court offers alternatives to incarceration. A recent graduate of the 18-month long program credits it with turning him away from suicide after his return from a combat tour in Afghanistan.

Similarly, Douglas County District Court established a Behavioral Health Court to target those whose mental health issues may have contributed to the low level, nonviolent criminal charges against them. The goal is to dismiss the charges after a period of successful intervention and treatment.

And other judicial districts have similar nontraditional courts with similar goals. The 29th Judicial District, Wyandotte County, has "mental health court." Lyon County in the 5th Judicial District has "Home Court" for supervising low risk juvenile offenders with capable parental involvement. And three districts have juvenile truancy courts. All of these specialty courts operate pursuant to Supreme Court Rule that adopts statewide operating standards for such courts.

Supreme Court travel:

My last topic on the State of the Kansas judiciary concerns the appellate courts continuing to take their proceedings directly to the people of Kansas. The Court of Appeals has heard its cases argued across the state for years – recently in Hugoton and Ulysses in southwest Kansas.

As for the supreme court, most recently we heard cases in Winfield and Emporia. This spring we will be in northwest Kansas. Like others, that session will be held in the evening – so that people who work during the day can come and see for themselves, who we are, what we do, and how we do it. To date, Hays has the record turnout: nearly 700 people attended. But Goodland is where Justice Luckert grew up. So we may see that record broken as people come out to see their "hometown achiever."

CONCLUSION:

In closing, for the good work you have done for Kansans in these difficult times, I want to express my gratitude. Now I am well aware you are still facing many challenges during this legislative session. Maybe some of the biggest ones ever.

From my remarks this afternoon, clearly one challenge is this: If things continue on this financial path in the judicial branch, there are serious concerns about our ability to administer the quality of justice that Kansans have come to expect and deserve. But I believe that you will continue to take fair account of the needs of the Judicial Branch – our judges and employees – as we continue to enforce the constitutional rights held so dear by Ronald Reagan. And continue to provide justice embraced by the founders of not only this nation but also this great state.

I began with a quote from President Reagan. Let me end with one from another president, our fellow Kansan, Dwight Eisenhower. Sixty years ago, President Eisenhower said:

"If civilization is to survive, it must choose the rule of law. . . . [W]e honor not only the principle of the rule of law, but also those judges, legislators, lawyers and law-abiding citizens who actively work to preserve our liberties under law."

His words ring so true today. If justice, liberty and the rule of law are not to wither in Kansas, but to thrive, then as the man from Abilene said, we all need to work together. And we need your help as legislators. It's nice to have an occasion like this to get to know each other a little better. So we invite you to a reception outside the old Supreme Court chamber after my remarks. My fellow judges and I look forward to introducing ourselves and visiting with you there, and to talk about how to implement what Eisenhower said.

I bid you Godspeed. And to wish you, as they say on ships, "Fair winds and following seas." Thank you.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Thursday, January 18, 2018.

Journal of the House

EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 18, 2018, 11:00 a.m.

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

The roll was called with 118 members present.

Reps. Helgerson, Henderson and Ruiz were excused on verified illness.

Rep. Sloan was excused on legislative business.

Reps. Pittman and Thimesch were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Most gracious and loving God,
for Your mercies that are new every morning, thank You.
Yesterday, one of our native sons was honored
with the Congressional Gold Medal.
As he received his award, speaking through his wife,
Senator Bob Dole said something that as leaders,
we would do well to adopt.
“Leadership begins with the long view.”
It would be so easy to settle for short-term solutions.
However, good leaders will take the time
to study, listen, learn and work towards solutions
that will make an impact for the long term
and in results that are truly effective.
I pray this for our leaders in this House.
In Your Loving Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Carmichael.

INTRODUCTION OF GUESTS

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

I would like to welcome the Kansas Agriculture and Rural Leadership Program Class XIV. The KARL Program enhances rural and agricultural representation, improves professionalism, increases community involvement, sharpens promotional skills, boosts urban support and understanding, reduces isolationism, and enriches the quality of life in the state of Kansas.

KARL conducts nine in-state seminars and three study/travel seminars (national and international) during the program's two years. These seminars develop individual leadership skills and focus on issues and problems facing leaders on the local, state,

national and international levels.

Potential KARL participants are identified by key agricultural and rural leaders. KARL selects each class of 30 state and local leaders through profile forms, screening and interviews.

Please join me in welcoming the members of the KARL Class XIV who are with us today: Amanda Ahrens, Leoti; Daniel Anderes, Junction City; Tyson Anderson, Marysville; Jancey Hall, Neodesha; Patrice Herrmann, Dodge City; Lucy Hesse, Wichita; Jordan Hildebrand, Manhattan; Lynn Moore, Pittsburg; Brian Sieker, Chase; and Matt Weeks, Olathe.

PERSONAL PRIVILEGE

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

Good Morning:

This year marked the 32nd national observance of the Dr. Martin Luther King federal holiday. This past Monday marked the 89th birthday of the slain civil rights leader. The holiday was established in 1983. In 1994, Congress designated the holiday as a national day of service, and charged the Corporation for National and Community Service to help promote the effort. Keep in mind, the holiday is not just for black people, but for all Americans.

MONTGOMERY, ALA., BUS BOYCOTT, DEC. 5, 1955, KING'S FIRST MAJOR SPEECH AS A CIVIL RIGHTS LEADER

“There comes a time when people get tired. We are here this evening to say to those who have mistreated us so long that we are tired – tired of being kicked about by the brutal feet of oppression....

“We have no alternative but to protest. For many years, we have shown amazing patience. We have sometimes given our white brothers the feeling that we liked the way we were being treated. But we come here tonight to be saved, to be saved from the patience that makes us patient with anything less than freedom and justice.”

EXCERPT FROM THE ESSAY “LETTER FROM A BIRMINGHAM JAIL,” APRIL 16, 1963

“We know through painful experience that freedom is never voluntarily given by the oppressor; it must be demanded by the oppressed. We have waited for more than 340 years for our constitutional and God-given rights. The nations of Asia and Africa are moving with jetlike speed toward the goal of political independence, and we still creep at horse and buggy pace toward the gaining of a cup of coffee at a lunch counter....

“A just law is a manmade code that squares with the moral law or the law of God. An unjust law is a code that is out of harmony with the moral law... Any law that uplifts human personality is just. Any law that degrades human personality is unjust. All segregation statutes are unjust because segregation distorts the soul and damages the personality. It gives the segregator a false sense of superiority, and the segregated a false sense of inferiority.

“(Segregation) ends up relegating persons to the status of things. So segregation is not only politically, economically and sociologically unsound, but it is morally wrong and sinful.”

**MEMPHIS, APRIL 3, 1968,
THE DAY BEFORE KING’S DEATH**

“I don’t know what will happen now. We’ve got some difficult days ahead. But it really doesn’t matter with me now. Because I’ve been to the mountaintop. Like anybody, I would like to live a long life. Longevity has its place. But I’m not concerned about that now. I just want to do God’s will. And He’s allowed me to go up to the mountain, and I’ve looked over and I’ve seen the promised land. I may not get there with you, but I want you to know that we as a people will get to the promised land. So I’m happy tonight. I’m not fearing any man.”

In 2013 my husband and I visited the National Civil Rights Museum at the Lorraine Motel in Memphis, Tennessee, where Dr. King was assassinated. He was in Memphis to speak to the Sanitation Workers, who were on strike. As I walked around the museum, I was overwhelmed with emotions. It is difficult to describe what I felt, but it included sadness and gratitude. Dr. King gave his life to make the lives of others better, and also, for all of us, so we could we could all realize our dreams.

Dr. King was an ordinary man, and a minister, who helped to accomplish many extraordinary things. We know his legacy and his dream. I ask, what will be our legacy – what is our dream? Serving in the Kansas Legislature is not only a privilege and honor but provides many opportunities for each of us to make a difference in the lives of our constituents. You have heard me mention my Father and Mother before, and how I wish they were sitting upstairs in the gallery. They would be so proud to see their daughter standing at this podium. My parents were Welborn and Ethel Williams. It is my honor to serve in this chamber and I will continue to try and make a difference in the lives of others.

I will close with a quote from Dr. King - “Injustice anywhere is a threat to Justice everywhere.”

Thank you for listening and for providing me this opportunity to recognize Dr. Martin Luther King, Jr.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2494, AN ACT concerning real estate brokers and salespersons; prohibited acts; rebates; amending K.S.A. 2017 Supp. 58-3035 and 58-3062 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2495, AN ACT concerning the developmental disabilities reform act; failure of community service provider to comply with requirements, standards or laws, by Committee on Health and Human Services.

HB 2496, AN ACT concerning nursing; board of nursing; enacting the nurse licensure compact; authorizing criminal history record checks, by Committee on Health and Human Services.

HB 2497, AN ACT concerning grand juries; relating to immunity from civil liability; witnesses; amending K.S.A. 2017 Supp. 22-3001 and 22-3008 and repealing the existing sections, by Committee on Judiciary.

HB 2498, AN ACT concerning Native Americans; prohibiting governmental entities from prohibiting the wearing of tribal regalia and objects of cultural significance, by Representative Victors.

HB 2499, AN ACT concerning the uniform insurance agents licensing act; relating to appointment of agents; certification; amending K.S.A. 2017 Supp. 40-4912 and repealing the existing section, by Committee on Insurance.

HB 2500, AN ACT concerning sales taxation; relating to exemptions, friends of hospice of Jefferson county; amending K.S.A. 2017 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2501, AN ACT concerning the Kansas department for aging and disability services; disposition of fees; creating the health occupations credentialing fee fund; amending K.S.A. 65-5913 and 65-6512 and K.S.A. 2017 Supp. 39-936, 39-979 and 65-3503 and repealing the existing sections, by Committee on Health and Human Services.

HB 2502, AN ACT concerning alcoholic beverages; relating to the Kansas cereal malt beverage act; relating to the sale of beer by cereal malt beverage licensees; amending K.S.A. 2016 Supp. 41-2702, as amended by section 8 of chapter 56 of the 2017 Session Laws of Kansas, and 41-2704, as amended by section 9 of chapter 56 of the 2017 Session Laws of Kansas, and K.S.A. 2017 Supp. 41-212 and 79-3602 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2503, AN ACT concerning the state board of healing arts; relating to licenses and licensure; providing for the reinstatement of certain canceled licenses; amending K.S.A. 2017 Supp. 65-2809 and repealing the existing section, by Representative K. Jones.

HB 2504, AN ACT concerning elections; dealing with advance voting; amending K.S.A. 25-1121 and repealing the existing section, by Representative B. Carpenter.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2477, HB 2478.**

Commerce, Labor and Economic Development: **HB 2482.**

Education: **HB 2483, HB 2484, HB 2485.**

Federal and State Affairs: **HB 2475, HB 2476.**

Insurance: **HB 2487.**

Judiciary: **HB 2474, HB 2479, HB 2480, HB 2481.**

Taxation: **HB 2488, HB 2489, HB 2490, HB 2491, HB 2492, HB 2493.**

Transportation: **HB 2486.**

COMMUNICATIONS FROM STATE OFFICERS

From Mike Michael, Director, State Employee Health Plan, Division of Health Care Finance, Kansas Department of Health and Environment; in compliance with K.S.A. 75-6509; 2017 Annual Report of the Kansas State Employees Health Care Commission.

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

REPORT OF STANDING COMMITTEE

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

Request No. 4, by Representative Jan Kessinger, congratulating the Blue Valley North Football Team for winning the 2017 Kansas State 6A Football Championship;

Request No. 5, by Representative Susan Humphries, congratulating Julie Samaniego, Circle of Love, Inc. for receiving the 2017 Kansas Angels in Adoption Award;

Request No. 6, by Representative Greg Lewis, congratulating Mary Ann Brungardt on the celebration of her 100th birthday;

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

On motion of Rep. Hineman, the committee report was adopted.

On motion of Rep. Hineman the House adjourned pro forma until 9:00 a.m. on Friday, January 19, 2018.

Journal of the House

NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, January 19, 2018, 9:00 a.m.

The House met session pro forma pursuant to adjournment with Speaker Ryckman in the chair.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2505, AN ACT concerning cities; dealing with city governing bodies; amending K.S.A. 12-104 and repealing the existing section, by Committee on Local Government.

HB 2506, AN ACT concerning cities; relating to the rehabilitation of abandoned property; amending K.S.A. 2017 Supp. 12-1750 and 12-1756a and repealing the existing sections; also repealing K.S.A. 2017 Supp. 12-1756e, by Committee on Local Government.

HB 2507, AN ACT concerning the Kansas medical assistance program; relating to powers, duties and functions of the department of health and environment, Kansas department for aging and disability services and department of administration; requiring prior legislative approval for substantial changes, by Committee on Health and Human Services.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Commerce, Labor and Economic Development: **HB 2494**, **HB 2502**.

Elections: **HB 2504**.

Federal and State Affairs: **HB 2498**.

Health and Human Services: **HB 2495**, **HB 2496**, **HB 2501**, **HB 2503**.

Insurance: **HB 2499**.

Judiciary: **HB 2497**.

Taxation: **HB 2500**.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Monday, January 22, 2018.

Journal of the House

TENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, January 22, 2018, 11:00 a.m.

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

The roll was called with 120 members present.

Rep. Henderson was excused on verified illness.

Rep. Sawyer was excused on legislative business.

Reps. Arnberger and Wolfe Moore were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Dear Lord and Savior,
How refreshing it is that You give us
a new start with a new week.
Over the next few days,
I pray that You will direct the conversations
and discussions that are scheduled.
Help each leader to affirm first, then confront the issue.
Help each leader to appreciate the opposing views
before attacking them.
Help each leader to see the potential and positive of each challenge.
Help each leader to see the good in one another
and affirm that before addressing the problems.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Whitmer.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2508, AN ACT concerning the Kansas program of medical assistance; establishing a suspended eligibility status for recipients; relating to notification by the Kansas department for aging and disability services, the department of corrections and county sheriffs, by Representatives Bishop, Ballard, Carlin, Clayton, Crum, S., Deere, Elliott, Finney, Good, Highberger, Holscher, Horn, Koesten, Lusk, Miller, Murnan, Neighbor, Ohaebosim, Parker, Pittman, Probst, Trimmer and Winn.

HB 2509, AN ACT concerning elections; dealing with election commissioners; amending K.S.A. 19-3419a, 19-3420 and 19-3424 and repealing the existing sections, by Representative Orr.

HB 2510, AN ACT concerning real property; relating to recreational trails; applicability of conditions for operating such trails; amending K.S.A. 58-3212 and 58-3213 and repealing the existing sections, by Committee on Agriculture.

HB 2511, AN ACT concerning commercial driver's licenses, renewal period; amending K.S.A. 2017 Supp. 8-247 and 8-2,135 and repealing the existing sections, by Committee on Transportation.

HB 2512, AN ACT concerning health and healthcare; relating to the practice of telemedicine; certain state licensing agencies; establishing coverage parity between in-person and telemedicine-delivered healthcare services and providers; enacting the Kansas telemedicine act; definitions; rules and regulations; amending K.S.A. 2017 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Health and Human Services.

HB 2513, AN ACT concerning water; relating to surface water protection fees; relating to water assurance districts; creating the surface water protection fee fund; relating to authorized expenditures from the surface water protection fee fund; amending K.S.A. 82a-1345 and repealing the existing section, by Committee on Water and Environment.

HB 2514, AN ACT concerning the state corporation commission; relating to distributed energy, study, rate design, by Representative Sloan.

HB 2515, AN ACT concerning telecommunications; relating to broadband development; concerning income tax credits, by Representative Sloan.

HB 2516, AN ACT concerning civil actions; relating to immunity from liability; unattended persons and animals, by Committee on Federal and State Affairs.

HB 2517, AN ACT concerning gaming; dealing with lottery ticket vending machines and revenues derived therefrom; dealing with instant bingo vending machines; concerning certain debt setoff agreements; amending K.S.A. 74-8719 and K.S.A. 2017 Supp. 74-8702, 74-8711, 74-8723, 75-5173, 75-6202 and 75-6204 and repealing the existing section, by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Health and Human Services: **HB 2507**.

Local Government: **HB 2505**, **HB 2506**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Burroughs, **HR 6040**, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6040**—

By Representative Burroughs

A RESOLUTION congratulating and commending Sporting Kansas City on an outstanding 2017 season and for winning their fourth Lamar Hunt U.S. Open Cup title.

A RESOLUTION congratulating and commending the Sporting Kansas City professional soccer club on an outstanding 2017 season and for winning their fourth Lamar Hunt U.S. Open Cup title.

WHEREAS, Sporting Kansas City was founded as a Major League Soccer (MLS) charter team in 1995 by Lamar Hunt and was known then as the Kansas City Wizards; and

WHEREAS, In 2011, the team officially moved to its new home in Wyandotte County, Kansas, at the state-of-the-art Children's Mercy Park and was rebranded from the Kansas City Wizards to Sporting Kansas City; and

WHEREAS, Sporting Kansas City was crowned MLS Cup champions in 2000 and 2013, solidifying over a decade of dominance in MLS; and

WHEREAS, Sporting Kansas City won the 2017 Lamar Hunt U.S. Open Cup title; and

WHEREAS, Sporting Kansas City has won the Open Cup in three of the last six years and is one of only three MLS teams to have four Open Cup titles; and

WHEREAS, Sporting Kansas City won 12 games in the 2017 regular season and won an additional five thrilling games on their way to being crowned the 2017 U.S. Open Cup champions for the first time since 2015; and

WHEREAS, Four of the five games were played in Kansas City, Kansas, at Children's Mercy Park in front of a hometown crowd of more than 18,000 faithful fans in "The Cauldron" and the general stands each night; and

WHEREAS, Sporting Kansas City amassed a remarkable 12 goals during the course of the Open Cup championship; and

WHEREAS, One of the more memorable games occurred on August 9, 2017, when Sporting Kansas City and the San Jose Earthquakes became ensnarled in a penalty shootout after a 1-1 draw. Sporting Kansas City would eventually win the shootout 5-4, thanks in large part to goalkeeper Tim Melia's efforts; and

WHEREAS, In one of the most thrilling games in Sporting Kansas City's history, the team edged out the New York Red Bulls 2-1 in the Open Cup final with a 25th minute header from Latif Blessing and a 66th minute strike from Daniel Sallio: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That the owners, manager, coaches, trainers, other organizational personnel and, most of all, the players and fans of the Sporting Kansas City professional soccer club be congratulated and commended on their outstanding 2017, for winning their fourth Lamar Hunt U.S. Open Cup title and for bringing tremendous pride to the people of Kansas; and

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

INTRODUCTION OF GUESTS

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

Colleagues, it is my absolute pleasure to recognize Sporting Kansas City today. Jake Reid, President of Sporting, has the championship trophy to display in our chamber.

Preseason training in camp begins today for what will surely be another exciting season.

I strongly encourage all of you to get your tickets and support our Kansas Soccer Team. You won't be disappointed.

Colleagues, join me in congratulating Sporting K.C. on their outstanding 2017 Season and winning their Fourth Lamar Hunt U.S. Open Cup!

REPORTS OF STANDING COMMITTEES

Committee on **General Government Budget** recommends **HB 2361** be amended on page 1, in line 7, by striking "2016" and inserting "2017";

On page 3, by striking all in lines 27 through 42 and inserting "(k) All officers and employees of the division of the state workers compensation self-insurance fund of the department of health and environment who, immediately prior to the effective date of this act, are engaged in the exercise and performance of the powers, duties and functions involving the administration of the state workers compensation self-insurance fund and transferred by this act, as well as all officers and employees of the department of health and environment who are determined by the secretary of administration to be engaged in providing administrative, technical or other support services that are essential to the exercise and performance of the powers, duties and functions transferred by this act, are hereby transferred to the division of the state workers compensation self-insurance fund of the department of administration. All classified officers and employees so transferred shall retain their status as classified employees.

(l) Officers and employees of the division of the state workers compensation self-insurance fund of the department of health and environment transferred by this act shall retain all retirement benefits and leave balances and rights that had accrued or vested prior to the date of transfer. The service of each such officer or employee so transferred shall be deemed to have been continuous. Any subsequent transfers, layoffs or abolition of classified service positions under the Kansas civil service act shall be made in accordance with the civil service laws and any rules and regulations adopted thereunder. Nothing in this act shall affect the classified status of any transferred person employed by the division of the state workers compensation self-insurance fund of the department of health and environment prior to the date of transfer.";

Also on page 3, in line 43, by striking "2016" and inserting "2017";

On page 5, in line 1, by striking "2016" and inserting "2017"; in line 6, by striking "2016" and inserting "2017";

On page 1, in the title, in line 3, by striking "2016" and inserting "2017"; 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 bill was introduced and read by title:

HB 2518, AN ACT concerning municipal energy agencies; relating to the state corporation commission, jurisdiction; amending K.S.A. 12-8,111 and repealing the existing section, by Committee on Energy, Utilities and Telecommunications.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Phelps to replace Rep. Lusker on Committee on Agriculture on Monday, January 22.

INTRODUCTION OF GUESTS

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

Philosopher Edmund Burke once said, “The only thing necessary for the triumph of evil is for good men to do nothing.” Today we stand together on the anniversary of the historic Supreme Court Case, *Roe v. Wade*. We stand together as good men and women who will not let evil triumph.

Kansas has come far in the past seven years. We’ve gone from a state that almost completely disregarded the value of life to one of the most pro-life states in the nation. As the Governor said in his State of the State address, over the past six years, there have been 17,000 fewer abortions than in the prior six years. The Women’s Right to Know Act was introduced last session, ensuring that women are given full information in abortion clinics. Simon’s Law was also passed, protecting the lives of hospitalized babies.

Hardworking Kansans have made these accomplishments possible. Julie Samaniego is one such Kansan. Julie is the founder of the faith-based organization Circle of Love. Circle of Love brings hope and empowerment to women while assisting them through their adoption journey with great care and respect, and mentoring them for years after. Adoptive couples find encouragement and clarity in their adoption journey. They learn how to develop relationships with their birth families and practice healthy boundaries and unconditional love.

Julie’s 30 years of adoption advocacy have helped countless women who have chosen life and adoption for their baby. Last year, she was named as a 2017 Angels in Adoption awardee for her outstanding advocacy. The bipartisan Congressional Coalition on Adoption Institute and Senator Pat Roberts honored Julie and the 120 other awardees at a ceremony in Washington, D.C.

Being named an “Angel” is a true honor and testament to Julie’s tireless work to protect life and dignity.

Through her work, Julie Samaniego has not allowed evil to triumph. But the fight is not over. On this day, we come together in support of human dignity and the most sacred God-given right: the right to Life, May we continue to follow the example of people like Julie, and those Kansans and Americans who work everyday to protect the unborn.

Please join us this afternoon at 12:45 on the South steps of the Capitol for the Rally for Life.

Rep. Humphries presented Ms. Samaniego with a framed House certificate.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Tuesday, January 23, 2018.

Journal of the House

ELEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 23, 2018, 11:00 a.m.

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

OATH OF OFFICE

I, KRIS KOBACH, Secretary of State of the State of Kansas, do hereby certify that Emil Bergquist was appointed by the Governor effective January 22, 2018, for the unexpired term of State Representative for the 91st Legislative District, to fill the vacancy created by the resignation of Greg Lakin, and was administered the following oath of office on January 23, 2018.

State of Kansas
County of Shawnee}SS.

I, Emil Bergquist, 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 House of Representatives, District 91, so help me God.

Subscribed and Sworn to, or Affirmed, before me this 23rd day of January, 2018.

KRIS KOBACH
Secretary of State

Speaker Ryckman welcomed Rep. Bergquist to the House of Representatives.
The House is again organized with 125 members.

The roll was called with 118 members present.
Reps. Concannon, Cox, Henderson, Weber and Wolfe Moore were excused on verified illness.
Rep. Sloan was excused on legislative business.
Rep. Schwab was excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

God Almighty,
 Your Word says
 “I will guide you along the best pathway for your life.
 I will advise you and watch over you.”
 Each day our leaders face many options.
 Many times, they do not know which option to take.
 May they realize that You desire that they
 seek out Your direction and walk in faith with You.
 They are fully aware they are fallible and don’t have all the answers.
 Therefore, it is vital that You impart to them
 Godly wisdom and discernment.
 Keep them humble before You,
 considerate of one another,
 and diligent in seeking the right and just solutions.
 I pray this in the Name of Jehovah-Jireh,
 the Great Provider, Amen.
 (Psalm 32:8, NLT)

The Pledge of Allegiance was led by Rep. Delperdang.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2519, AN ACT exempting the state of Kansas from daylight saving time, by Representative S. Swanson.

HB 2520, AN ACT concerning children; relating to retroactive child support; amending K.S.A. 2017 Supp. 23-2215 and repealing the existing section, by Representative S. Swanson.

HB 2521, AN ACT concerning consumer protection; relating to the Kansas no-call act; restricting use of automatic dialing-announcing devices; amending K.S.A. 2017 Supp. 50-670 and repealing the existing section, by Representative S. Swanson.

HB 2522, AN ACT concerning crimes, punishment and criminal procedure; relating to use of force; immunity from prosecution or liability; amending K.S.A. 2017 Supp. 21-5221, 21-5230 and 22-2307 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 21-5231, by Committee on Judiciary.

HB 2523, AN ACT concerning law enforcement officers; relating to the office of sheriff; qualifications for office; amending K.S.A. 2017 Supp. 19-801b and repealing the existing section, by Committee on Judiciary.

HB 2524, AN ACT concerning rights to a wireless telephone number; relating to protection from abuse, by Committee on Judiciary.

HB 2525, AN ACT concerning certain elected state officers; prohibiting outside employment, by Representative Miller.

HB 2526, AN ACT concerning administrative rules and regulations; relating to reporting impact on business; joint committee on administrative rules and regulations; state rules and regulations board; amending K.S.A. 2017 Supp. 77-416, 77-423 and 77-436 and repealing the existing sections, by Committee on Joint Committee on Administrative Rules and Regulations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2510**.

Appropriations: **HB 2517**.

Energy, Utilities and Telecommunications: **HB 2514, HB 2515, HB 2518**.

Health and Human Services: **HB 2508, HB 2512**.

Judiciary: **HB 2516**.

Local Government: **HB 2509**.

Transportation: **HB 2511**.

Water and Environment: **HB 2513**.

COMMUNICATIONS FROM GOVERNOR

From Sam Brownback, Governor of the State of Kansas, Executive Order No. 18-02 regarding a reward.

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

On emergency motion of Rep. Hineman, **HR 6041**, by Reps. Ryckman, Hineman and Ward, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6041**—

HR 6041—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 2018 regular session of the legislature shall occupy the same seats assigned pursuant to 2018 House Resolution No. 6039 with the following exceptions: Bergquist, seat No. 102; Concannon, seat No. 40.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Dietrich, **HR 6042**, by Reps. Aurand, Alcalá, Alford, Arnberger, Averkamp, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burris, Burroughs, Campbell, Carlin, Carmichael, Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, Curtis, Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, Patton, Phelps, Phillips, Pittman, Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, Smith, Stogsdill, Sutton, Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Wheeler, Whipple, Whitmer, Williams, Winn and Wolfe Moore, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6042**—

HR 6042—A RESOLUTION congratulating and commending the members of the 2018 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. 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 the Kansas Teacher of the Year, with the winner being chosen from among the eight finalists. 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 2018 Kansas Teacher of the Year and the finalists were honored at an awards banquet on November 18, 2017. 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 2018 Kansas Teacher of the Year is Samantha "Sam" J. Neill, Buhler USD 313; and the regional finalists are: Jennifer L. Donovan, De Soto USD 232; Jamie D. Manhart, Silver Lake USD 372; Megan E. Nagel, Newton USD 373; Angela "Angie" R. Powers, Olathe USD 233; Gilbert "Gil" R. Still, Jr., Dodge City USD 443; Sarah C. VenJohn, Winfield USD 465; and Bradley "Brad" W. Weaver, Atchison USD 409: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend the members of the 2018 Kansas Teacher of the Year team and wish Mrs. Neill success in the national competition; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send eight enrolled copies of this resolution to the Commissioner of Education for forwarding to the members of the 2018 Kansas Teacher of the Year team.

INTRODUCTION OF GUESTS

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

It is my honor, on behalf of the 491,000 students in our public school classrooms in this great state of Kansas and the House Education Committee, to introduce to you some remarkable educators who are simply great teachers.

These are deeply caring, committed, and talented educators who believe in the power of public education to make a positive difference in the lives of their students.

They love what they do. They challenge their students to do more, to be more, and to expect more.

This is a group of extraordinary teachers that we honor here today. In the course of their careers, they have left a lasting impact on the lives of the thousands of students

they have taught, and on the communities in which they teach.

Mr. Speaker and fellow Representatives, I present to you the 2018 Kansas Teacher of the Year Team:

Jennifer Donovan, an elementary music teacher from Clear Creek Elementary School in the DeSoto School District.

Jamie Manhard, a high school journalism teacher from Silver Lake High School in the Silver Lake School District.

Megan Nagel, a 6th grade English Language Arts teacher from Santa Fe 5th and 6th Grade Center in the Newton School District.

Angela Powers, a 10th grade English AVID teacher at Olathe Northwest High School in the Olathe School District.

Gilbert Still, a 4th grade teacher at Northwest Elementary School in the Dodge City School District.

Sarah VenJohn, a high school math teacher in the Winfield School District.

Bradley Weaver, an elementary music teacher at Atchison Elementary School in the Atchison School District.

Lastly, our 2018 Kansas Teacher of the Year. Samantha Neill. Sam is a high school English Language Arts teacher at Buhler High School in the Buhler School District.

We actually have four Representatives claiming a connection to Samantha today because they all graduated from Buhler High School.

What a fabulous group of educators we have before us today. Colleagues, please join me in recognizing these exceptional teachers once again.

REPORTS OF STANDING COMMITTEES

Committee on **Insurance** recommends **HB 2469** be amended on page 1, in line 7, by striking "emergency, catastrophe or other life- or property-threatening" and inserting "catastrophic"; also in line 7, after "event" by inserting "threatening life or property";

On page 1, in the title, in line 3, by striking "loss"; also in line 3, after "event" by inserting "threatening life or property"; 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 2527, AN ACT concerning crimes, punishment and criminal procedure; creating the crime of unlawful acts involving an automated sales suppression device; sales and use tax, by Committee on Taxation.

HB 2528, AN ACT concerning water; relating to the state water plan fund and the economic development initiatives fund, fees and distribution of moneys; amending K.S.A. 82a-951 and K.S.A. 2017 Supp. 79-4804 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 82a-953a, by Committee on Water and Environment.

HB 2529, AN ACT concerning the Kansas family law code; relating to legal custody, residency and parenting time; presumption in court determinations; amending K.S.A. 2017 Supp. 23-3202 and repealing the existing section, by Representatives Pittman, Awerkamp, Blex, Elliott, Ellis, Eplee, Garber, Good, Highland and K. Williams.

HB 2530, AN ACT concerning reports of abuse; relating to abuse, neglect or exploitation of certain adults; emergency medical services personnel; amending K.S.A. 2017 Supp. 39-1402 and 39-1431 and repealing the existing sections, by Committee on Children and Seniors.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Rafie to replace Rep. Lakin on committee on Federal and State Affairs.

Also, the appointment of Rep. Bergquist to replace Rep. Rafie on committee on Government Security and Technology.

Also, the appointment of Rep. Bergquist to replace Rep. Lakin on committee on Health and Human Services.

Also, the appointment of Rep. Bergquist to replace Rep. Lakin on committee on Judiciary.

Also, the appointment of Rep. Frownfelter to replace Rep. Wolfe Moore on committee on House Taxation for Tuesday, January 23.

REPORT ON ENROLLED RESOLUTIONS

HR 5021 reported correctly enrolled and properly signed on January 22, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Wednesday, January 24, 2018.

Journal of the House

TWELFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, January 24, 2018, 11:00 a.m.

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

The roll was called with 123 members present.

Rep. Weber was excused on verified illness.

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

Prayer by Chaplain Brubaker:

Our Gracious Heavenly Father,
thank You for this day
and the blessings it will bring to us.
Please guide the minds, thoughts,
hearts and desires of our leaders.
Breathe into them a new spirit,
the gift of attentive hearts and open minds.
Through the various diversity of ideas,
guide them in determining what is best for our state.
In their endeavors to bring unity,
help their discussions be mutually respectful
and absent of prejudice.
This I pray in Your Son's Name, Amen.

The Pledge of Allegiance was led by Rep. Sawyer

INTRODUCTION OF GUESTS

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

I would like to recognize a few members of the Cherokee County Sheriff's department and local fire departments today for their acts of selflessness and bravery exhibited during the rescue of a person from a vehicle in a very dangerous situation.

The headlines read "Rescue Personnel Pull Man From Overturned Vehicle Submerged in Creek"

Just after 7:00 pm. on Thursday, January 11, 2018, emergency personnel were dispatched to the area of Southwest 90th and Clem Road, where a passerby saw the tail lights of an overturned 2002 Nissan SUV, submerged in a creek.

Cherokee County Sheriff's Deputies Noble Dobkins and Matt Hatfield arrived on

scene along with Lola Township Fire Department Lieutenant Jack Getman.

Upon their arrival, they heard the driver and sole occupant screaming for help as he was trapped inside the vehicle, which now had water inside of it.

Deputy Hatfield attempted to get to the driver, but was unable to reach him in the waist deep water.

Deputy Dobkins then spotted a cable, which had been strung across the creek as part of a fence. The cable was near the vehicle, so he began to walk on it and was able to get on top of the overturned SUV. The doors, however, were locked, so they were still unable to reach the driver.

Firefighters from Lola Township and the Columbus Fire Department began arriving at that time and one of them retrieved a tow rope. Deputy Hatfield took the rope and connected it to a tow rope Deputy Dobkins had. Deputy Hatfield then used his patrol vehicle to pull the SUV on its side. Once on its side, emergency personnel were able to break one of the windows, allowing the driver to be pulled from the vehicle.

In order to get Woods back to the street, a ladder was extended to the vehicle and the driver was placed on a backboard so rescue personnel could pass him along until he was back to the roadway.

Woods was then transported to Mercy Maude Norton Hospital in Columbus, before being transported to Mercy in Joplin to be treated for his injuries and low core body temperature.

I wholeheartedly agree with the Sheriff when he said "There is no question, considering the frigid temperatures on Thursday night, this crash could have ended in a much more tragic way. I'm proud of the quick thinking and courageous acts demonstrated by law enforcement and Firefighters at the scene, which no doubt resulted in the saving of the driver's life." concluded Sheriff Groves.

Standing with me are Sheriff Dave Groves, his deputies Noble Dobkins and Matt Hatfield. I also want to recognize Firemen Jack Getman and Kale Kitterman for their efforts in the rescue. Please join me in congratulating these men for a job well done.

Rep. Houser presented framed House certificates to his guests.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2531, AN ACT concerning roads and highways; designating a portion of various Kansas and United States highways for members of the Kansas highway patrol killed in the line of duty; amending K.S.A. 68-1024, 68-1027, 68-1044 and 68-1054 and K.S.A. 2017 Supp. 68-1029, 68-1058, 68-10,114 and 68-10,119 and repealing the existing sections, by Committee on Transportation.

HB 2532, AN ACT concerning the Kansas roofing contractor registration act; relating to the exemption for commercial property owners; amending K.S.A. 2017 Supp. 50-6,129 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2533, AN ACT concerning gaming; relating to the Kansas expanded lottery act; relating to sports gambling, by Committee on Federal and State Affairs.

HB 2534, AN ACT regulating traffic; concerning racing on highways; exhibition of speed or acceleration, definition; amending K.S.A. 8-1565 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2535, AN ACT concerning crimes, punishment and criminal procedure; relating

to speedy trial; amending K.S.A. 2017 Supp. 22-3402 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2536, AN ACT concerning electricity; relating to service rights of retail electric suppliers; relating to termination of a retail electric supplier's service rights; amending K.S.A. 66-1,176 and repealing the existing section, by Committee on Energy, Utilities and Telecommunications.

HB 2537, AN ACT concerning redevelopment authorities in certain counties; amending K.S.A. 19-4904 and repealing the existing section, by Committee on Taxation.

HB 2538, AN ACT concerning elections; amending K.S.A. 25-1120 and K.S.A. 2017 Supp. 25-1122, 25-1123, 25-2309, 25-2311, 25-2316c and 65-2418 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 25-2358, by Representatives Parker and Good.

HB 2539, AN ACT concerning certain statewide elected officials; amending K.S.A. 25-101a and repealing the existing section, by Representative B. Carpenter.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Children and Seniors: **HB 2530**.

Commerce, Labor and Economic Development: **HB 2526**.

Federal and State Affairs: **HB 2519**, **HB 2525**.

Judiciary: **HB 2520**, **HB 2521**, **HB 2522**, **HB 2523**, **HB 2524**, **HB 2529**.

Taxation: **HB 2527**.

Water and Environment: **HB 2528**.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2517** from the Committee on Appropriations and referral to the Committee on Federal and State Affairs.

COMMUNICATIONS FROM STATE OFFICERS

From Alexandra Blasi, Executive Secretary, Kansas Board of Pharmacy; pursuant to K.S.A. 65-4102(b), Report on Substances Proposed for Scheduling, Rescheduling or Deletion.

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

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2437** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Thursday, January 25, 2018.

Journal of the House

THIRTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 25, 2018, 11:00 a.m.

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

The roll was called with 124 members present.

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

Prayer by Chaplain Brubaker:

Lord God in heaven,
thank You for another new day
in which we can count on your faithfulness.
May our leaders welcome Your guidance,
presence and perfect wisdom to
illuminate their thoughts, decisions and actions.
Help them to lead with a confidence and clarity
that comes from You.
May they be open to the renewing of their minds
through Your grace and wisdom.
Thank you for being with Representative Weber
as he was in the hospital, but is with us today.
Thank You for bringing healing to his body.
This I pray in Your Name,
Amen.

The Pledge of Allegiance was led by Rep. Whipple.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2540, AN ACT concerning school districts; relating to the Kansas state high school activities association; relating to participation by certain students, by Committee on Education.

HB 2541, AN ACT concerning postsecondary education; relating to the Kansas national guard educational assistance act; relating to participant qualifications and recoupment of assistance; amending K.S.A. 74-32,148 and 74-32,149 and K.S.A. 2017 Supp. 74-32,146 and repealing the existing sections, by Committee on Education.

HB 2542, AN ACT concerning the Kansas private and out-of-state postsecondary educational institution act; modifying certain fees; removing sunset date; amending K.S.A. 2017 Supp. 74-32,181 and repealing the existing section, by Committee on Education.

HB 2543, AN ACT concerning days of commemoration; relating to post-traumatic stress injury awareness day, by Committee on Veterans and Military.

HB 2544, AN ACT concerning workers compensation; relating to benefit reductions due to retirement benefits; amending K.S.A. 2017 Supp. 44-501 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2545, AN ACT concerning gaming; relating to the Kansas expanded lottery act; relating to the state debtor setoff program; relating to horse and greyhound racing; amending K.S.A. 74-8802 and 74-8836 and K.S.A. 2017 Supp. 74-8702, 74-8741, 74-8743, 74-8744, 74-8746, 74-8747, 74-8766, 74-8813, 74-8814 and 75-6204 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2546, AN ACT concerning the Kansas state fair; relating to state sales tax revenues collected by the Kansas state fair; deposit of revenues in state fair capital improvements fund; amending K.S.A. 2017 Supp. 2-223 and repealing the existing section, by Representatives Schroeder, Arnberger, Carlin, Clark, Gartner, Hibbard, Johnson, Ousley and Sloan.

HB 2547, AN ACT concerning the Kansas state fair board; terms of members; expiration date; amending K.S.A. 2017 Supp. 74-520a and repealing the existing section, by Representatives Schroeder, Arnberger, Carlin, Clark, Gartner, Hibbard, Johnson, Ousley and Sloan.

HB 2548, AN ACT concerning the legislature; relating to bills introduced by committees; requirements for printed bills and committee minutes; committee bills requested by legislator on behalf of other person, state or local agency, organization or entity, by Representatives Clayton, Bishop, Brim, Burroughs, Carlin, Carmichael, Cox, Crum, S., Curtis, Dierks, Esau, Finney, Gallagher, Gartner, Good, Holscher, Horn, Huebert, K. Jones, Karleskint, Kessinger, Koesten, Kuether, Landwehr, Lusk, Markley, Miller, Murman, Neighbor, Ousley, Parker, Pittman, Probst, Rafie, Rooker, Smith, A., Stogsdill, Trimmer, Ward, Whipple and Wolfe Moore.

HB 2549, AN ACT concerning mental health services; determinations of competency; commitment for treatment; Larned state hospital and Osawatomic state hospital catchment areas; amending K.S.A. 2017 Supp. 22-3302, 22-3303 and 39-1602 and repealing the existing sections, by Committee on Health and Human Services.

HB 2550, AN ACT concerning civil actions; relating to wrongful death; removing caps on damages in certain actions; amending K.S.A. 60-1903 and repealing the existing section, by Committee on Judiciary.

HB 2551, AN ACT concerning correctional institutions and juvenile correctional facilities; prohibiting the outsourcing or privatization of any operations or facilities thereof; allowing existing contracts to be renewed, by Representatives Deere, Pittman, Ellis, Eplee and Karleskint.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Commerce, Labor and Economic Development: **HB 2532**.

Corrections and Juvenile Justice: **HB 2534**, **HB 2535**.

Elections: **HB 2538**, **HB 2539**.

Energy, Utilities and Telecommunications: **HB 2536**.

Federal and State Affairs: **HB 2533**.

Taxation: **HB 2537**.

Transportation: **HB 2531**.

COMMUNICATIONS FROM STATE OFFICERS

From Marlene Nagel, Administrator to the Commission, Metropolitan Culture District, Bi-State Commission, 2016 Annual Report and Comprehensive Annual Financial Report for the Kansas and Missouri Metropolitan Culture District Commission.

From The Kansas Board of Regents, pursuant to K.S.A. 75-7226, Kan-Ed Summary Report.

From The Kansas Board of Regents, Kansas Training Information Program, K-TIP, pursuant to K.S.A. 72-4451, Annual Report, Academic Year 2016.

From The Kansas Board of Regents, report on Student Financial Aid.

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

CONSENT CALENDAR

No objection was made to **HB 2437** appearing on the Consent Calendar for the first day.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2482** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2439** be amended on page 2, following line 5, by inserting:

"Sec. 2. K.S.A. 2017 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) knowingly 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; ~~or~~

(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) judge, while such judge is engaged in the performance of such judge's duty;

(D) attorney, while such attorney is engaged in the performance of such attorney's duty; or

(E) 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; or

(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) judge, while such judge is engaged in the performance of such judge's duty;

(D) attorney, while such attorney is engaged in the performance of such attorney's duty; or

(E) 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) judge, while such judge is engaged in the performance of such judge's duty;

(D) attorney, while such attorney is engaged in the performance of such attorney's duty; or

(E) 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) judge, while such judge is engaged in the performance of such judge's duty;

(D) attorney, while such attorney is engaged in the performance of such attorney's duty; or

(E) 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; or

(B) uniformed or properly identified university or campus police 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) (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.
- (h) 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. 2017 Supp. 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; and

(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.";

On page 8, in line 37, after "(3)" by inserting "or (b)(4)";

On page 9, following line 29, by inserting:

"Sec. 5. K.S.A. 2017 Supp. 8-1013 is hereby amended to read as follows: 8-1013. As used in K.S.A. 8-1001 through 8-1010, 8-1011, 8-1012, 8-1014, 8-1015, 8-1016, 8-1017 and 8-1018, and amendments thereto, and this section:

(a) "Alcohol concentration" means the number of grams of alcohol per 100 milliliters of blood or per 210 liters of breath.

(b) (1) "Alcohol or drug-related conviction" means any of the following: (A) Conviction of vehicular battery or aggravated vehicular homicide, prior to their repeal, if the crime is committed while committing a violation of K.S.A. 8-1567, and amendments thereto, or the ordinance of a city or resolution of a county in this state which prohibits any acts prohibited by that statute, or conviction of a violation of K.S.A. 8-2,144 or 8-1567 or K.S.A. 2017 Supp. 8-1025, and amendments thereto, ~~or~~ conviction of a violation of aggravated battery as described in ~~subsection (b)(3) of~~ K.S.A. 2017 Supp. 21-5413 (b)(3) or (b)(4), and amendments thereto, or conviction of a violation of involuntary manslaughter as described in K.S.A. 2017 Supp. 21-5405(a)(3) or (a)(5), and amendments thereto; (B) conviction of a violation of a law of another state which would constitute a crime described in subsection (b)(1)(A) if committed in this state; (C) conviction of a violation of an ordinance of a city in this state or a resolution of a county in this state which would constitute a crime described in subsection (b)(1)(A), whether or not such conviction is in a court of record; or (D) conviction of an act which was committed on a military reservation and which would constitute a violation of K.S.A. 8-2,144 or 8-1567 or K.S.A. 2017 Supp. 8-1025, and amendments thereto, or would constitute a crime described in subsection (b)(1)(A) if committed off a military reservation in this state.

(2) For the purpose of determining whether an occurrence is a first, second or subsequent occurrence: (A) "Alcohol or drug-related conviction" also includes entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging commission of a crime described in subsection (b)(1), including a diversion agreement entered into prior to the effective date of this act; and (B) it is irrelevant whether an offense occurred before or after conviction or diversion for a previous offense.

(c) "Division" means the division of vehicles of the department of revenue.

(d) "Ignition interlock device" means a device which uses a breath analysis mechanism to prevent a person from operating a motor vehicle if such person has consumed an alcoholic beverage.

(e) "Occurrence" means a test refusal, test failure or alcohol or drug-related conviction, or any combination thereof arising from one arrest, including an arrest which occurred prior to the ~~effective date~~ effective day date of this act.

(f) "Other competent evidence" includes: (1) Alcohol concentration tests obtained

from samples taken three hours or more after the operation or attempted operation of a vehicle; and (2) readings obtained from a partial alcohol concentration test on a breath testing machine.

(g) "Samples" includes breath supplied directly for testing, which breath is not preserved.

(h) "Test failure" or "fails a test" refers to a person's having results of a test administered pursuant to this act, other than a preliminary screening test, which show an alcohol concentration of .08 or greater in the person's blood or breath, and includes failure of any such test on a military reservation.

(i) "Test refusal" or "refuses a test" refers to a person's failure to submit to or complete any test of the person's blood, breath, urine or other bodily substance, other than a preliminary screening test, in accordance with this act, and includes refusal of any such test on a military reservation.

(j) "Law enforcement officer" has the meaning provided by K.S.A. 2017 Supp. 21-5111, and amendments thereto, and includes any person authorized by law to make an arrest on a military reservation for an act which would constitute a violation of K.S.A. 8-1567 or K.S.A. 2017 Supp. 8-1025, and amendments thereto, if committed off a military reservation in this state.;

On page 15, in line 11, after "(3)" by inserting "or (b)(4)";

On page 23, in line 6, after "(3)" by inserting "or (b)(4)";

On page 26, in line 15, after "(3)" by inserting "or (b)(4)";

On page 33, in line 1, before "8-1025" by inserting "8-1013,"; also in line 1, after "21-5405," by inserting "21-5413,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon by inserting "aggravated battery,"; in line 4, before "8-1025" by inserting "8-1013,"; also in line 4, before "21-6811" by inserting "21-5413,"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2488** be amended on page 3, in line 2, after "blend" by inserting ", alcohol when blended or mixed with gasoline or other inflammable liquids burned in motor vehicles"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2492** be amended on page 5, in line 39, by striking "statute book" and inserting "Kansas register"; 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 2552, AN ACT concerning animal care; relating to the veterinary training program for rural Kansas; program agreements; amending K.S.A. 2017 Supp. 76-4,112 and repealing the existing section, by Committee on Agriculture.

HB 2553, AN ACT concerning animal care; relating to the veterinary training program for rural Kansas; increasing county population maximum; amending K.S.A. 2017 Supp. 76-4,112 and repealing the existing section, by Representative Trimmer.

HB 2554, AN ACT concerning sales and compensating use tax; relating to exemptions, brothers in blue re-entry program, inc.; amending K.S.A. 2017 Supp. 79-

3606 and repealing the existing section, by Representative Deere.

HB 2555, AN ACT concerning sales and compensating use tax; relating to exemptions, Kansas gang investigators association; amending K.S.A. 2017 Supp. 79-3606 and repealing the existing section, by Representative Deere.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Friday, January 26, 2018.

Journal of the House

FOURTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, January 26, 2018, 10:00 a.m.

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

The roll was called with 115 members present.

Rep. Neighbor was excused on verified illness.

Rep. Ballard was excused on legislative business.

Reps. Aurand, Claeys, Huebert, Powell, Rahjes, Sawyer, Schwab and Whitmer were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Our Heavenly Father,
thank You for a good week and all that has been accomplished.
As our leaders wrap up their work today and many head home,
give them safe travels and quality time with family and friends.
Lord, I know that You are concerned about the things
that we are concerned about,
so I know You understand why I ask that You help
our Kansas teams and others in the Big 12
show the SEC how to play basketball this weekend.
May all have a good weekend and come back on Monday,
refreshed and committed to working together
for the greater good of Kansas.
This I ask in Your Son's Name, Amen.

The Pledge of Allegiance was led by Rep. Osterman.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2556, AN ACT concerning emergency communications services; establishing the statewide interoperability council, by Committee on Government, Technology and Security.

HB 2557, AN ACT enacting the massage therapist licensure act; regulation and licensing of massage therapists; powers, duties and functions of the state board of healing arts, by Committee on Health and Human Services.

HB 2558, AN ACT concerning wildlife; relating to controlled shooting areas; licenses; amending K.S.A. 32-946 and repealing the existing section, by Committee on Agriculture.

HB 2559, AN ACT concerning property taxation; relating to motor vehicles; exemptions; military personnel; amending K.S.A. 2017 Supp. 79-5107 and repealing the existing section, by Committee on Veterans and Military.

HB 2560, AN ACT concerning information systems and communications; creating the Kansas cybersecurity act; establishing the Kansas information security office; establishing the cybersecurity state fund, by Committee on Government, Technology and Security.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2552, HB 2553.**

Agriculture and Natural Resources Budget: **HB 2546, HB 2547.**

Commerce, Labor and Economic Development: **HB 2544.**

Corrections and Juvenile Justice: **HB 2551.**

Education: **HB 2540, HB 2541, HB 2542.**

Federal and State Affairs: **HB 2545.**

Judiciary: **HB 2548, HB 2549, HB 2550.**

Taxation: **HB 2554, HB 2555.**

Veterans and Military: **HB 2543.**

CONSENT CALENDAR

No objection was made to **HB 2437** appearing on the Consent Calendar for the second day.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2482** be passed.

Committee report to **HB 2439** be adopted.

Also, on motion of Rep. Hodge to amend **HB 2439**, Rep. Jennings requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. Jennings, **HB 2439** be amended, as amended by House Committee, following line 7, by inserting: "WHEREAS, The provisions of the amendments to the sections in this act shall be known as Caitlin's law.

Now, therefore:" ;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. 7, by Representative Michael Houser, honoring Fireman Jack Getman for saving a life during an extraordinary rescue on the evening of January11, 2018;

Request No. 8, by Representative Michael Houser, honoring Deputy Matt Hatfield for saving a life during an extraordinary rescue on the evening of January 11, 2018;

Request No. 9, by Representative Michael Houser, honoring Deputy Noble Dobkins for saving a life during an extraordinary rescue on the evening of January 11, 2018;

Request No. 10, by Representative Michael Houser, honoring Fireman Kale Kitterman for saving a life during an extraordinary rescue on the evening of January 11, 2018;

Request No. 11, by Representative Jeff Pittman, congratulating Ron and Kay Beaman on four decades of operating the Wheel Thing Skate Center;

Request No. 12, by Representative Jeff Pittman, commending Rod and Susan Brae for their appointment as Grand Marshals of the 35th Annual St Patrick's Day Parade and all of the work they do for the Leavenworth Community;

Request No. 13, by Representative Jim Kelly, congratulating Coffeyville Community College Red Ravens Women's Volleyball Team on winning the 2017 NJCAA Volleyball Championship;

Request No. 14, by Representative Pam Curtis, congratulating Ada Sanabria for being a member of Donnelly College Phi Theta Kappa;

Request No. 15, by Representative Valdenia Winn, congratulating Kai S. Evans for being a member of Kansas City Kansas Community College Phi Theta Kappa;

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. Hineman, 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 resolution was introduced and read by title:

HOUSE CONCURRENT RESOLUTION No. **HCR 5022**—

By Representative Miller

A PROPOSITION to amend section 2 of article 2 of the constitution of the state of Kansas, relating to members of the senate and house of 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~~ 125 representatives and ~~forty~~ 40 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.

(b) (1) *On and after January 1, 2022, the number of representatives and senators shall be regulated by law, but shall not exceed 123 representatives and 41 senators. Senators shall be elected from single-member districts prescribed by law. Representatives shall be elected from single-member districts with three representative districts within each senate district.*

(2) *Representatives shall be elected for two-year terms.*

(3) *Senators elected at the general election held in 2024 from odd-numbered districts shall be elected for a two-year term for one term only. At the general election in 2026, such senators shall be elected for a four-year term and at each succeeding general election every fourth year for a four-year term. Senators elected from even-numbered districts at the general election in 2024 and thereafter shall be elected for a four-year term."*

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 reduce the number of representatives to 123 representatives and to increase the number of senators to 41 senators. It will also require that three representatives be elected from each one of three districts created within each senate district. The amendment would also stagger the terms of the members of the senate of the legislature.

"A vote in favor of this amendment would reduce the number of representatives to 123 representatives and increase the number of senators to 41. It will also require each senate district to contain three representative districts. Finally, the amendment will stagger the terms of members of the senate.

"A vote against this amendment would retain the current constitutional provisions relating to the number and terms of members of the legislature."

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 2018, 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.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Parker to replace Rep. Pittman on Committee on House Government, Technology and Security on January 29.

REPORT ON ENROLLED RESOLUTIONS

HR 6040, HR 6042 reported correctly enrolled and properly signed on January 26, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Monday, January 29, 2018.

Journal of the House

FIFTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, January 29, 2018, 11:00 a.m.

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

The roll was called with 122 members present.

Rep. Good was excused on verified illness.

Rep. Pittman was excused on legislative business.

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

Prayer by Chaplain Brubaker:

Almighty God and Creator,
Thank You for this day in which we celebrate
the 157th Anniversary of the State of Kansas.
Thank You for watching over this state all these years,
for the many blessings You have bestowed upon us.
Lord, for those who love ice cream,
I am sure they are grateful for former legislators who changed the law
that previously made it illegal to serve ice cream on cherry pie in Kansas!
What was that all about?
Perhaps these legislators could make a significant law like that this year—
like making coffee the official drink of Kansas.
In all seriousness, Lord, we are grateful
for our state – our leaders – our citizens.
We are truly blessed.
And, as for the Sunflower State Showdown, give them a good game - Go Cats.
I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Crum.

CELEBRATION OF KANSAS DAY

In celebration of the 157th birthday of Kansas, Rep. Ballard 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 2561, AN ACT concerning education; relating to the Kansas school equity and enhancement act; relating to the transportation weighting; amending K.S.A. 2017 Supp. 72-5148 and repealing the existing section, by Representative Rooker.

HB 2562, AN ACT concerning the legislature; creating the Kansas transparency act; providing audio and video broadcasts of legislative meetings, by Committee on Federal and State Affairs.

HB 2563, AN ACT concerning telecommunications; relating to the Kansas universal service fund; relating to contributions from advanced telecommunications providers; capping distributions for certain telecommunications providers; creating the rural broadband deployment and maintenance account in the Kansas universal service fund; authorizing expenditures from the rural broadband deployment and maintenance account; amending K.S.A. 66-2011 and K.S.A. 2017 Supp. 66-1,187, 66-2008 and 66-2010 and repealing the existing sections, by Representative Sloan.

HB 2564, AN ACT concerning water; relating to the division of water resources; relating to irrigation systems, removal of end guns, by Committee on Water and Environment.

HB 2565, AN ACT concerning crimes, punishment and criminal procedure; relating to the Kansas offender registration act; drug offenders; amending K.S.A. 2017 Supp. 22-4902, 22-4905, 22-4906 and 22-4909 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2566, AN ACT concerning crimes, punishment and criminal procedure; relating to controlled substances; possession; amending K.S.A. 2017 Supp. 21-5706 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2567, AN ACT concerning crimes, punishment and criminal procedure; relating to determination of an offender's criminal history classification; amending K.S.A. 2017 Supp. 21-6811 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2568, AN ACT concerning crimes, punishment and criminal procedure; relating to loss values; amending K.S.A. 2017 Supp. 21-5417, 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.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Agriculture: **HB 2558**.

Government, Technology and Security: **HB 2556**, **HB 2560**.

Health and Human Services: **HB 2557**.

Judiciary: **HCR 5022**.

Taxation: **HB 2559**.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2549** from the Committee on Judiciary and referral to the Committee on Health and Human Services.

COMMUNICATIONS FROM STATE OFFICERS

From Mark A. Bruce, Superintendent, Kansas Highway Patrol; pursuant to K.S.A. 0-4117, report regarding state forfeiture funds.

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

CONSENT CALENDAR

No objection was made to **HB 2437** 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 2437, AN ACT concerning days of commemoration; relating to the national day of the cowboy; amending K.S.A. 2017 Supp. 35-208 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Campbell, Carlin, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delpdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: Carmichael.

Absent or not voting: Good, Pittman, Schwab.

The bill passed.

HB 2439, AN ACT concerning crimes, punishment and criminal procedure; relating to involuntary manslaughter; aggravated battery; involving certain violations of driving under the influence of alcohol or drugs; amending K.S.A. 2017 Supp. 8-262, 8-2,144, 8-1013, 8-1025, 8-1567, 21-5405, 21-5413, 21-6811, 38-2312 and 75-52,148 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, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delpdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney,

Francis, Frownfelter, Gallagher, Garber, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Good, Pittman, Schwab.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote yes on **HB 2439**. In August of 2017, my Godson, "Danny," was tragically killed in a car accident related to drunk driving. Danny was only six years old. I strongly support this bill. As legislators, it is our duty to create laws that hold people accountable not only for their actions, but for their actions that affect others' lives.

—PONKA-WE VICTORS

HB 2482, AN ACT concerning alcoholic beverages; relating to the hours of sale of alcoholic liquor by the drink; amending K.S.A. 2017 Supp. 41-2614 and 41-2640 and repealing the existing sections, 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: Arnberger, Aurand, Awerkamp, Ballard, Barker, Bishop, Brim, Campbell, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, E. Davis, Delperdang, Elliott, Eplee, Finch, Finney, Frownfelter, Gallagher, Gartner, Hawkins, Highberger, Highland, Hoffman, Holscher, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lusker, Markley, Mason, Neighbor, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Seiwert, Sloan, Smith, A., Stogsdill, Sutton, Tarwater, Thimesch, Thompson, Ward, Waymaster, Weber, C., Wheeler, Whipple, Whitmer, K. Williams.

Nays: Alcalá, Alford, Baker, Becker, Bergquist, Blex, Burris, Burroughs, Crum, S., Curtis, Deere, Dierks, Dietrich, Dove, Ellis, Esau, Francis, Garber, Helgerson, Henderson, Hibbard, Hineman, Hodge, Horn, Houser, Huebert, Jacobs, K. Jones, Judd-Jenkins, Lewis, Lusk, Mastroni, Miller, Murnan, Ohaebosim, Orr, R. Powell, Rafie, Schroeder, Smith, E., S. Swanson, Trimmer, Vickrey, Victors, Weigel, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Good, Pittman, Schwab.

The bill passed.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2470** be amended on page 1, in line 33, by striking the second "and";

On page 2, in line 1, after "ownership" by inserting "; and

(9) the transfer of beer and hard cider manufactured by the licensee pursuant to a contract entered into in accordance with subsection (b) to the contracting microbrewery";

Also on page 2, in line 5, after "beer" by inserting "and hard cider"; in line 13, by striking "brewed" and inserting "and gallons manufactured"; by striking all in lines 16 and 17; 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 2569, AN ACT concerning income taxation; relating to the standard deduction; amending K.S.A. 2017 Supp. 79-32,119 and repealing the existing section, by Committee on Taxation.

HB 2570, AN ACT concerning the grandparents as caregivers program; creating the grandparents as caregivers reimbursement fund; making and concerning appropriations for the fiscal years ending June 30, 2018, and June 30, 2019, for the Kansas department for children and families, by Committee on Children and Seniors.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Highland to replace Rep. Good on Committee on Elections on January 29.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Tuesday, January 30, 2018.

Journal of the House

SIXTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, January 30, 2018, 11:00 a.m.

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

The roll was called with 124 members present.

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

Prayer by Chaplain Brubaker:

Lord God,
This is the day You have made,
we will rejoice and be glad in it...
and not dwell on what happened yesterday.
As our leaders go about their responsibilities,
fill them with a sense of awe and wonder
as they think about how amazing it is
to have the Creator of all
with them in everything they do.
May they walk humbly,
but confidently with You...
knowing that You are faithful.
Help them to not waste the day
but to grow in their knowledge of You.
Help them to draw on Your strength
and to rely on Your power.
Put aside their fears, anxiety and worries,
and help them put their faith and trust in You.
May they focus on the blessings they have
and trust You for the things they need.
Thank You for being in our midst and hearing our prayers.
In Your Holy Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Humphries.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2571, AN ACT concerning the open records act; relating to disclosure of criminal investigation records; disclosure of law enforcement recordings using a body camera or vehicle camera; amending K.S.A. 2017 Supp. 45-219, 45-221 and 45-254 and repealing the existing sections, by Representative Alcalá.

HB 2572, AN ACT concerning disclosure of economic development incentive data; relating to the Kansas taxpayer transparency act; STAR bonds; income tax credits; benefits received under the promoting employment across Kansas act; expenditures made from the job creation fund; property tax exemptions; amending K.S.A. 2017 Supp. 12-1744a, 74-72,123, 75-5133, 79-3234 and 79-32,267 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 74-72,124, by Representatives K. Williams, E. Davis and Hawkins.

HB 2573, AN ACT concerning health and healthcare; relating to maternal deaths; study and investigation by the secretary of health and environment; access to records; confidentiality; amending K.S.A. 2017 Supp. 65-177 and repealing the existing section, by Committee on Health and Human Services.

HB 2574, AN ACT concerning health and healthcare; relating to the prescription monitoring program; pertaining to mandatory enrollment database access; amending K.S.A. 2017 Supp. 65-1685 and repealing the existing section, by Committee on Health and Human Services.

HB 2575, AN ACT concerning insurance; relating to health insurers and self-insurers; health care providers; medical care facilities; commissioner of insurance; enacting the patient right to shop act; rules and regulations, by Committee on Health and Human Services.

HB 2576, AN ACT concerning the Kansas asbestos control program; relating to fees, air quality fee fund; amending K.S.A. 2017 Supp. 65-3024, 65-5309 and 65-5314 and repealing the existing sections, by Committee on Water and Environment.

HB 2577, AN ACT concerning the Kansas emergency planning and community right-to-know act; relating to emergency response and planning; creating the Kansas right-to-know fee fund; amending K.S.A. 65-5704 and repealing the existing section, by Committee on Water and Environment.

HB 2578, AN ACT concerning school districts; relating to publication of bullying polices; amending K.S.A. 2017 Supp. 72-6147 and repealing the existing section, by Committee on Education.

HB 2579, AN ACT concerning civil actions; relating to wrongful conviction and imprisonment; compensation; amending K.S.A. 2017 Supp. 75-6117 and repealing the existing section, by Committee on Judiciary.

HB 2580, AN ACT concerning unfair trade and consumer protection; relating to the fair credit reporting act; security freeze on consumer report; fees; amending K.S.A. 50-722 and K.S.A. 2017 Supp. 50-723 and repealing the existing sections, by Committee on Judiciary.

HB 2581, AN ACT concerning crimes, punishment and criminal procedure; relating to giving a false alarm; criminal penalties; amending K.S.A. 2017 Supp. 21-6207 and repealing the existing section, by Representatives Carmichael, Whitmer and Markley.

HB 2582, AN ACT concerning certain claims against the state, making appropriations, authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain disbursements, procedures and acts incidental to the foregoing, by Committee on Joint Committee on Special Claims Against the State.

HB 2583, AN ACT concerning agriculture; relating to the control and eradication of noxious weeds in the state of Kansas; amending K.S.A. 2-1314b, 2-1320, 2-1323, 2-1330 and 2-1332 and K.S.A. 2017 Supp. 2-1314, 2-1315, 2-1316, 2-1317, 2-1318, 2-

1319, 2-1322 and 2-1331 and repealing the existing sections; also repealing K.S.A. 2-1316a, 2-1325, 2-1326, 2-1328 and 2-1329 and K.S.A. 2017 Supp. 2-1327 and 2-1334, by Committee on Agriculture.

HB 2584, AN ACT concerning property taxation; relating to distribution of taxes paid under protest; amending K.S.A. 2017 Supp. 79-2005 and repealing the existing section, by Committee on Taxation.

HB 2585, AN ACT concerning sales and compensating use tax; relating to sourcing, sales of motor vehicles; amending K.S.A. 2017 Supp. 12-191 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Children and Seniors: **HB 2570**.

Corrections and Juvenile Justice: **HB 2565**, **HB 2566**, **HB 2567**, **HB 2568**.

Energy, Utilities and Telecommunications: **HB 2563**.

Federal and State Affairs: **HB 2562**.

K-12 Education Budget: **HB 2561**.

Taxation: **HB 2569**.

Water and Environment: **HB 2564**.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HCR 5022** from the Committee on Judiciary and referral to the Committee on Elections.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6043**—

By Representative Claeys

A RESOLUTION urging the Federal Aviation Administration to accept Kansas' application for the Unmanned Aerial Systems Integration Pilot Program.

WHEREAS, The U.S. Department of Transportation's Federal Aviation Administration (FAA) established a pilot program to speed the integration of Unmanned Aerial Systems (UAS) into the National Airspace System (NAS) by creating partnerships between government bodies, UAS operators and other private stakeholders; and

WHEREAS, The goal of the program is to conduct advanced UAS operations safely and with public support with oversight by the FAA; and

WHEREAS, The program is designed to tackle the most significant challenges in integrating drones into the national airspace while reducing risks to public safety and security; and

WHEREAS, The program is further designed to provide greater regulatory certainty and stability to local governments and communities; and

WHEREAS, Industries within the State of Kansas could see immediate opportunities from the program, including commerce, search and rescue, emergency management, precision agriculture and infrastructure inspections and monitoring; and

WHEREAS, The program will evaluate a number of operational concepts, including night operations, flights over people, flights beyond the pilot's line of sight, package delivery, detect-and-avoid technologies, counter-UAS security operations, reliability and security of data links between pilots and aircraft, and local management of UAS operations subject to FAA oversight; and

WHEREAS, The State of Kansas is heavily vested in UAS and is demonstrating national leadership in this industry by becoming the first state to have an operational unmanned traffic management system in place for state agencies, all 138 airports and 37 institutions of higher education; and

WHEREAS, The program is an opportunity for state, local, and tribal governments to partner with private sector entities, such as UAS operators or manufacturers, to accelerate safe UAS integration; and

WHEREAS, The State of Kansas submitted an application to be included in the pilot program conducted by the FAA: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we urge the U.S. Department of Transportation to consider and select the application made by the State of Kansas in order to further promote unmanned aerial systems and the associated industries 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 U.S. Department of Transportation Secretary Chao and an enrolled copy to each member of the Kansas congressional delegation.

REPORTS OF STANDING COMMITTEES

Committee on **Government, Technology and Security** recommends **HB 2446** be amended on page 1, following line 5, by inserting:

"Section 1. K.S.A. 46-2101 is hereby amended to read as follows: 46-2101. (a) There is hereby established the joint committee on information technology which shall be within the legislative branch of state government and which shall be composed of five members of the senate and five members of the house of representatives. Two of the senate members shall be appointed by the president of the senate, two of the senate members shall be appointed by the minority leader of the senate and one of the senate members shall be appointed by the chairperson of the committee on ways and means of the senate. Two of the representative members shall be appointed by the speaker of the house of representatives, two of the representative members shall be appointed by the minority leader of the house of representatives and one of the representative members shall be appointed by the chairperson of the committee on appropriations of the house of representatives. The members of the joint committee on information technology and the chairperson and vice-chairperson serving in such capacities on the effective date of this act shall continue serving as members and in such capacities, respectively, subject to the other provisions of this section.

(b) All members of the joint committee on information technology shall serve for terms ending on the first day of the regular legislative session in odd-numbered years. The joint committee shall organize annually and elect a chairperson—~~and~~ vice-chairperson and ranking minority member in accordance with this subsection. On and after the first day of the regular legislative session in odd-numbered years, the chairperson shall be one of the representative members of the joint committee elected by the members of the joint committee and the vice-chairperson shall be one of the

senate members elected by the members of the joint committee and, after the first day of the regular legislative session in even-numbered years, the chairperson shall be one of the senate members of the joint committee elected by the members of the joint committee and the vice-chairperson shall be one of the representative members of the joint committee elected by the members of the joint committee. The ranking minority member shall be one of the members of the joint committee elected by the members of the joint committee. The ranking minority member shall be from the same chamber as the chairperson. The chairperson ~~and~~, vice-chairperson ~~and~~ ranking minority member of the joint committee shall serve in such capacities until the first day of the regular legislative session in the ensuing year. The 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 chairperson or vice-chairperson, a member of the joint committee, who is a member of the same house as the member who vacated the office, shall be elected by the members of the joint committee to fill such vacancy.

(c) A quorum of the joint committee on information technology shall be six. All actions of the joint committee shall be taken by a majority of all of the members of the joint committee.

(d) The joint committee on information technology may meet at any time and at any place within the state on the call of the chairperson.

(e) The provisions of the acts contained in article 12 of chapter 46 of the Kansas Statutes Annotated, and amendments thereto, applicable to special committees shall apply to the joint committee on information technology to the extent that the same do not conflict with the specific provisions of this act applicable to the joint committee.

(f) 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 joint committee on information technology.

(g) The joint committee on information technology may introduce such legislation as it deems necessary in performing its functions.

(h) (1) On the effective date of this act the joint committee on computers and telecommunications shall be and is hereby officially designated as the joint committee on information technology.

(2) On and after the effective date of this act, whenever the joint committee on computers and telecommunications, or words of like effect, is referred to or designated by a statute, contract or other document, created before the effective date of this act, the reference or designation shall mean and apply to the joint committee on information technology.

(3) Nothing in this act shall be construed as abolishing or reestablishing the joint committee on computers and telecommunications.";

On page 2, in line 36, before "K.S.A." by inserting "K.S.A. 46-2101 and"; also in line 36, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "amending" by inserting "K.S.A. 46-2101 and"; in line 3, by striking "section" and inserting "sections"; and the bill be passed as amended.

REPORT ON ENGROSSED BILLS

HB 2439 reported correctly engrossed January 26, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Wednesday, January 31, 2018.

Journal of the House

SEVENTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, January 31, 2018, 11:00 a.m.

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

The roll was called with 122 members present.

Reps. Kessinger and Proehl were excused on verified illness.

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

Prayer by Chaplain Brubaker:

Dear God, the Great I Am,
We have this beautiful day because You are;
we are here because You are.
As our leaders work together
on the various issues at hand,
help them to work together and not be like the
two men who rode a tandem bike up a hill.
After much effort, they finally made it.
As the front rider proclaimed,
“that was a tough ride,”
the second rider responded with,
“sure was, and if I hadn’t kept the brake on
we might have slipped backwards.”
It may seem at times that when one is pushing ahead,
the other is holding the brake down.
Give them a spirit of unity, cooperation and working together today.
Lord, I understand an accident just occurred
with a train carrying U.S. Representatives.
Please be there in that situation,
guiding first responders in the rescue
and being near to those injured.
In Your Son’s Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Hawkins.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2586, AN ACT concerning workplace bullying; creating requirements for policies adopted by state agencies, by Committee on Commerce, Labor and Economic Development.

HB 2587, AN ACT concerning children and minors; relating to children with problem sexual behavior; department for children and families, by Committee on Federal and State Affairs.

HB 2588, AN ACT concerning appearance bonds; relating to forfeiture of bond; requiring set aside of forfeiture in certain cases; amending K.S.A. 2017 Supp. 22-2807 and repealing the existing section, by Committee on Judiciary.

HB 2589, AN ACT concerning the independent practice of midwifery act; providing for administration by the state board of nursing; establishing a nurse-midwives advisory council; amending K.S.A. 2017 Supp. 65-28b02, 65-28b03, 65-28b04, 65-28b05, 65-28b06, 65-28b07, 65-28b08 and 65-28b09 and repealing the existing sections, by Committee on Health and Human Services.

HB 2590, AN ACT concerning the state long-term care ombudsman; review by secretary for aging and disability services of the state long-term care ombudsman program; access to certain records; amending K.S.A. 2017 Supp. 75-7302, 75-7303, 75-7304, 75-7306, 75-7309 and 75-7310 and repealing the existing sections, by Committee on Health and Human Services.

HB 2591, AN ACT concerning the Kansas medical assistance program; relating to the administration and provision of state medicaid services, by Committee on Health and Human Services.

HB 2592, AN ACT concerning the client assessment, referral and evaluation program; relating to powers, duties and functions of the secretary for aging and disability services; authority to contract for a period of time; amending K.S.A. 2017 Supp. 39-968 and repealing the existing section by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2583**.

Appropriations: **HB 2582**

Commerce, Labor and Economic Development: **HB 2572**

Corrections and Juvenile Justice: **HB 2581**

Education: **HB 2578**

Health and Human Services: **HB 2573**, **HB 2574**, **HB 2575**

Judiciary: **HB 2571**, **HB 2579**, **HB 2580**

Taxation: **HB 2584**, **HB 2585**.

Water and Environment: **HB 2576**, **HB 2577**

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2040** from Committee of the Whole and re-referral to the Committee on Transportation.

MESSAGES FROM THE GOVERNOR

From Sam Brownback, Governor of the State of Kansas, Executive Order No. 18-03; Rescinding Certain Executive Orders.

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

MESSAGES FROM THE SENATE

Announcing passage of **SB 255, SB 261, SB 262, SB 267, and SB 275.**

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate bills were thereupon introduced and read by title:
SB 255, SB 261, SB 262, SB 267, SB 275.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2502** be passed.

Committee on **Federal and State Affairs** recommends **HB 2438** be passed.

Committee on **Federal and State Affairs** recommends **HB 2476** be amended on page 2, in line 5, by striking "10%" and inserting "15%";

On page 5, in line 12, by striking "10%" and inserting "15%";

On page 7, following line 30, by inserting:

"Sec. 3. K.S.A. 2017 Supp. 41-308b is hereby amended to read as follows: 41-308b. (a) A microbrewery license shall allow:

(1) The manufacture of not less than 100 nor more than 60,000 barrels of domestic beer during the calendar year and the storage thereof, if, however, the licensee holds a 10% or greater ownership interest in one or more entities that also hold a microbrewery license, then the aggregate number of barrels of domestic beer manufactured by all such licensees with such common ownership shall not exceed the 60,000 barrel limit;

(2) the manufacture in the aggregate of not more than 100,000 gallons of hard cider during the calendar year and the storage thereof;

(3) the sale to beer distributors of beer and the sale to wine distributors of hard cider, manufactured by the licensee;

(4) the sale, on the licensed premises in the original unopened container to consumers for consumption off the licensed premises, of beer and hard cider manufactured by the licensee;

(5) the sale, on the licensed premises in refillable and sealable containers to consumers for consumption off the licensed premises, of beer manufactured by the licensee, subject to the following conditions:

(A) Containers described in this paragraph shall contain not less than 32 fluid ounces and not more than 64 fluid ounces of beer; and

(B) the licensee shall affix a label to all containers sold pursuant to this paragraph clearly indicating the licensee's name and the name and type of beer contained in such container;

(6) the serving free of charge on the licensed premises and at special events, monitored and regulated by the division of alcoholic beverage control, of samples of beer and hard cider manufactured by the licensee, if the premises are located in a county where the sale of alcoholic liquor is permitted by law in licensed drinking establishments;

~~(6)~~(7) if the premises is also licensed as a club or drinking establishment, the sale and transfer of domestic beer to such club or drinking establishment and the sale of domestic beer and other alcoholic liquor for consumption on the licensed premises as authorized by the club and drinking establishment act;

~~(7)~~(8) if the premises is also licensed as a caterer, the sale of domestic beer and other alcoholic liquor for consumption on unlicensed premises as authorized by the club and drinking establishment act; and

~~(8)~~(9) if the licensee holds a 10% or greater ownership interest in one or more entities that also hold a microbrewery license, the domestic beer may be manufactured and transferred for sale or storage among such microbrewery licensees with such common ownership.

(b) Not less than 30% of the products utilized in the manufacture of hard cider by a microbrewery shall be grown in Kansas except when a lesser proportion is authorized by the director based upon the director's findings and judgment. The production requirement of this subsection shall be determined based on the annual production of domestic hard cider.

(c) Upon application and payment of the fee prescribed by K.S.A. 41-310, and amendments thereto, by a microbrewery licensee, the director may issue not to exceed one microbrewery packaging and warehousing facility license to the microbrewery licensee. A microbrewery packaging and warehousing facility license shall allow:

(1) The transfer, from the licensed premises of the microbrewery to the licensed premises of the microbrewery packaging and warehousing facility, of beer and hard cider manufactured by the licensee, for the purpose of packaging or storage, or both;

(2) the transfer, from the licensed premises of the microbrewery packaging and warehousing facility to the licensed premises of any microbrewery of such licensee, of beer manufactured by the licensee;

(3) the removal from the licensed premises of the microbrewery packaging and warehousing facility of beer manufactured by the licensee for the purpose of delivery to a licensed beer wholesaler; and

(4) the removal from the licensed premises of the microbrewery packaging and warehousing facility of hard cider manufactured by the licensee for the purpose of delivery to a licensed wine distributor.

(d) A microbrewery may sell domestic beer in the original unopened container to consumers for consumption off the licensed premises at any time between 6 a.m. and 12 midnight on any day except Sunday and between 11 a.m. and 7 p.m. on Sunday. If authorized by subsection (a), a microbrewery may serve samples of domestic beer and serve and sell domestic beer and other alcoholic liquor for consumption on the licensed premises at any time when a club or drinking establishment is authorized to serve and sell alcoholic liquor.

(e) The director may issue to the Kansas state fair or any bona fide group of brewers a permit to import into this state small quantities of beer. Such beer shall be used only for bona fide educational and scientific tasting programs and shall not be resold.

Such beer shall not be subject to the tax imposed by K.S.A. 41-501, and amendments thereto. The permit shall identify specifically the brand and type of beer to be imported, the quantity to be imported, the tasting programs for which the beer is to be used and the times and locations of such programs. The secretary shall adopt rules and regulations governing the importation of beer pursuant to this subsection and the conduct of tasting programs for which such beer is imported.

(f) A microbrewery license or microbrewery packaging and warehousing facility license shall apply only to the premises described in the application and in the license issued and only one location shall be described in the license.

(g) No microbrewery shall:

(1) Employ any person under the age of 18 years in connection with the manufacture, sale or serving of any alcoholic liquor;

(2) permit any employee of the licensee who is under the age of 21 years to work on the licensed premises at any time when not under the on-premises supervision of either the licensee or an employee of the licensee who is 21 years of age or over;

(3) employ any person under 21 years of age in connection with mixing or dispensing alcoholic liquor; or

(4) employ any person in connection with the manufacture or sale of alcoholic liquor if the person has been convicted of a felony.

(h) Whenever a microbrewery licensee is convicted of a violation of the Kansas liquor control act, the director may revoke the licensee's license and all fees paid for the license in accordance with the Kansas administrative procedure act.;

Also on page 7, in line 31, by striking "is" and inserting "and 41-308b are";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the semicolon by inserting "relating to microbreweries; authorizing the on-premises sale of certain large containers of beer for off-premises consumption, labeling requirements thereof;"; in line 5, after "41-102" by inserting "and 41-308b"; and the bill be passed as amended.

The Committee on **Veterans and Military** recommends **HB 2147** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2147," as follows:

"Substitute for HOUSE BILL NO. 2147
By Committee on Veterans and Military

"AN ACT concerning income taxation; relating to refunds; certain Native American veterans.;" and the substitute bill 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 2593, AN ACT concerning sales taxation; relating to exemptions; friends of JCDS, inc.; amending K.S.A. 2017 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2594, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; affiliation and membership of certain local corrections employees, by Committee on Financial Institutions and Pensions.

HB 2595, AN ACT relating to the welfare of children and individuals with an impairment of the mind; updating references to individuals with an intellectual or developmental disability or a mental illness; eliminating the crime of unlawfully placing or receiving a child from another state; amending K.S.A. 24-612, 58-2255, 68-105 and 79-303 and repealing the existing sections; also repealing K.S.A. 38-315, by Representatives Hodge and Schroeder.

HB 2596, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the Gadsden flag license plate, by Representatives Carpenter, Alford, Arnberger, Bergquist, Brim, Burris, Burroughs, Claeys, Delperdang, Dove, Elliott, Ellis, Eplee, Garber, Good, Hibbard, Highland, Hoffman, Huebert, Humphries, Jacobs, Mason, Osterman, Resman, Seiwert, A. Smith, E. Smith., Stogsdill, Sutton, Thimesch, Trimmer, Vickrey, Waymaster, Weber, Whitmer and Williams.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Thursday, February 1, 2018.

Journal of the House

EIGHTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 1, 2018, 11:00 a.m.

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

The roll was called with 124 members present.

Rep. Weber was excused on verified illness.

Excused later: Reps. Davis and Osterman

Prayer by Chaplain Brubaker:

Almighty God,
Thank you for this day that you have gifted us with.
Help each one to redeem the time
by choosing wisely what we spend time doing,
the words which we speak,
and the actions that we display.
Help our leaders to respect one another in realizing that
Respect
Entails
Supporting
People's
Existence,
Consciousness and
Thoughts.
To truly do this, we need Your Spirit to guide us.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Probst.

INTRODUCTION OF GUESTS

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

Last November 9th, 2017 there was a newspaper headline that read: "Kansas Science Teacher wins \$25,000 Milken Educator Award."

The Milken Educator Awards, hailed by *Teacher* magazine as the "Oscars of Teaching," has been opening minds and shaping futures for 30 years. Research shows teacher quality is the driving in-school factor behind student growth and achievement. The initiative not only aims to reward great teachers, but also to celebrate, elevate, and activate those innovators in the classroom who are guiding America's next generation of

leaders. Milken Educators believe, "The future belongs to the educated."

That Kansas Teacher is Heidi Albin.

Heidi is the only Milken Educator Award winner from Kansas this year, and is among up to 45 honorees who will receive this national recognition for 2017-18.

Bringing science to life is second nature to Heidi Albin, a science teacher at Complete High School Maize (CHSM), an alternative school that educates students in grades 9-12 who struggled in a traditional high school setting. Heidi's effect, permeating beyond the classroom walls and into the school's culture, is changing lives.

Her first priority is to make her students scientists. Albin designed a self-paced, multi-science curricula with numerous programs and real-life experiences that deeply engage them while teaching ownership, responsibility and character. Her community garden enables students and their "partners"—retirement home residents—to work side-by-side and learn gardening skills and ecology. An agricultural program, including chick hatching and husbandry, demonstrates biology, while her partnership with WILD Kansas (a student organization focusing on outdoor education activities) promotes the environment and conservation. When surveyed, 23 percent of her students said they were interested in science before taking her class. That percentage increased to 82 percent after experiencing Albin's innovative instruction and activities.

Additionally, Heidi set aside a service day for students to volunteer within the community. This included raising funds to acquire Kinsey, a therapy dog, as an opportunity to help students cope with depression and anxiety. Loving and being loved by Kinsey has unified students and teachers, leading to a less stressful environment aiding in academic success and student retention.

When Heidi discovered students lacked hope about their future, she implemented an individualized plan of study for each student that included; classes to take, potential careers, guest speakers, job shadows and interview preparation skills.

Not only did the students' future perceptions and self-worth develop, so did concrete parts of their learning such as; improved attendance, reduced dropouts and increased graduation rates. 95% of her students graduate high school and 92% are either employed or enrolled in higher education 5 years after graduation.

Heidi's initiatives make a difference in her school district and across the state. She shares her science curriculum with other schools in the district and statewide, and co-authored "186 Days of Character," a yearlong, cross-curricular and character-building program she implemented at Complete High School, Maize - which the state shared with hundreds of educators throughout Kansas.

Heidi has also presented at state and national conferences about her science curriculum and character-building programs.

Working with students to achieve their goals outside the classroom is one of the hallmarks of a great educator. Heidi Albin not only sparks a passion for science in her students, but also puts them on a path to become productive citizens.

"Heidi Albin is literally changing lives."

She is a great example of Kansas' outstanding teachers. She is an amazing young educator, and the relationships and bonds she creates with her students are remarkable.

Thank you, Heidi, for what you do!

Rep. Delperdang presented Ms. Albin with a framed House certificate.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2597, AN ACT concerning counties; designating Sedgwick county as an urban area; amending K.S.A. 19-2654 and repealing the existing section, by Committee on Local Government.

HB 2598, AN ACT concerning the Kansas open records act; relating to the unlawful use of names derived from public records; amending K.S.A. 2017 Supp. 45-230 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2599, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the special olympics Kansas license plate, by Committee on Transportation.

HB 2600, AN ACT concerning the nuclear energy development and control act; relating to maximum licensing fees; providing for the assessment of fees for a licensee's noncontiguous sites; amending K.S.A. 48-1606 and repealing the existing section, by Committee on Health and Human Services.

HB 2601, AN ACT concerning utilities; relating to the state corporation commission; concerning reports to the legislature; relating to electric rates, regional comparisons, recommendations, increases; amending K.S.A. 66-117 and 66-117b and repealing the existing sections, by Committee on Energy, Utilities and Telecommunications.

HB 2602, AN ACT concerning school districts; relating to screenings for dyslexia and related disorders, by Representatives Brim and Cox.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2592**.

Commerce, Labor and Economic Development: **HB 2586**.

Corrections and Juvenile Justice: **HB 2595**.

Energy, Utilities and Telecommunications: **SB 255**.

Federal and State Affairs: **HB 2587**, **SB 262**.

Financial Institutions and Pensions: **HB 2594**, **SB 275**.

Health and Human Services: **HB 2589**, **HB 2590**, **HB 2591**.

Insurance: **SB 267**.

Judiciary: **HB 2588**, **SB 261**.

Taxation: **HB 2593**.

Transportation: **HB 2596**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Whitmer, **HR 6044**, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6044**—

By Representatives Whitmer and Seiwert

HR 6044—A RESOLUTION recognizing the Kansas Law Enforcement Training Center's 50th year of service to the Kansas law enforcement community and the citizens of Kansas.

WHEREAS, The training of Kansas law enforcement officers is a core function of government and an important function to ensure the safety of Kansas citizens; and

WHEREAS, The citizens of Kansas rightfully expect that those who protect and serve in their local jurisdictions have been properly trained to quickly respond to emergency situations, even as these situations and the legal environment in which law enforcement officers must perform their duties have become increasingly complex; and

WHEREAS, The Kansas Legislature recognized 50 years ago the need for a single state agency, under the auspices of the University of Kansas, to adopt a mandatory minimum law enforcement basic training curriculum to provide a broad spectrum of training programs and services in order to improve local and state law enforcement practices and procedures; and

WHEREAS, In 1968, the Kansas Legislature passed House Bill No. 1137, codified at K.S.A. 74-5601, et. seq., and commonly known as the Kansas Law Enforcement Training Act, which mandates the attendance of all law enforcement officers at an approved training school which conducts the required minimum law enforcement basic training as identified in such act; and

WHEREAS, K.S.A. 74-5603 established the Kansas Law Enforcement Training Center (KLETC) as our state's central headquarters for law enforcement training stating that "the purpose and function of such training center shall be the promotion and development of improved law enforcement personnel and procedures throughout the state"; and

WHEREAS, The KLETC conducted its first law enforcement training class in Salina in 1968, several months before its campus facilities located 12 miles southeast of Hutchinson were ready for occupancy; and

WHEREAS, Today, in 2018, the KLETC serves 431 law enforcement agencies by providing basic training courses for new law enforcement recruits, in-person continuing education for veteran law enforcement officers, specialized training courses, seminars and workshops and online web-based interactive distance learning classes and performs such functions and services at eight satellite training academies operated and funded across the state by local police, sheriff departments and the Kansas Highway Patrol; and

WHEREAS, The KLETC's full-time staff of 50 dedicated employees, supported by a cadre of contractual services employees, continues to fulfill annually the mission established for the KLETC by training over 400 new recruits annually in basic training programs with nearly 10,000 enrollees annually in its continuing education, specialized training and web-based online distance learning courses; and

WHEREAS, The Kansas Legislature recognizes the critically important role that the KLETC performs in today's challenging policing environment by providing comprehensive, progressive and high-quality training and support to over 8,000 law enforcement officers in municipal, county, state and other law enforcement agencies around Kansas, thereby enhancing the quality and delivery of public safety to the citizens of Kansas: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize the Kansas Law Enforcement Training Center's 50th year of service in its public safety mission of serving the Kansas law enforcement community and the citizens of Kansas as well as congratulate the University of Kansas and its KLETC staff on fulfilling its statutory mission through "the promotion and development of improved law enforcement personnel and procedures throughout the state"; and

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

INTRODUCTION OF GUESTS

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

Established 50 years ago, by the Kansas Legislature, the Kansas Law Enforcement Training Center or KLETC serves as the central law enforcement training facility for our state and as headquarters for all law enforcement training in Kansas.

In those 50 years of operations, KLETC has had only 3 Directors.

KLETC, a unit of the University of Kansas Continuing Education and University Outreach is located at the former naval air station, situated south of the Hutchinson and west of Yoder in Reno County, Kansas. Its mission is “the promotion and development of improved law enforcement personnel and procedures throughout the state, and the training center shall offer to qualified applicants such programs and courses of instruction designed to fulfill this end.”

KLETC directly trains the overwhelming majority of municipal, county and state law enforcement officers in Kansas, and oversees, supervises and monitors the training of the remaining officers at eight authorized and certified academy programs operated by local law enforcement agencies and the Kansas Highway Patrol.

In my role as Chairman of the Kansas Commission on Peace Officers' Standards and Training I have had the distinct pleasure of participating in several KLETC graduation ceremonies and I would encourage you to attend one if you have a chance. The next graduation is March 30th, I have a complete list of 2018 graduation dates in my office and would be happy to pass them along if anyone would like to attend to support graduates from your district.

Joining us today are: Neeli Bendapudi, Provost & Executive Vice Chancellor of The University of Kansas; Dave Cook, Vice Chancellor of The University of Kansas; Ed Pavey, Director KLETC; Darin Beck, Associate Director, KLETC; Ron Gould, Assistant Director, KLETC; Tim Brant, Assistant Director, KLETC.

One last thing I'd like to mention, of those 3 KLETC Directors I mentioned earlier, Director Pavey is the longest serving Director at 23½ years, and he served as the Assistant Director for 4 years' prior to his appointment in 1994 as KLETC's 3rd Director.

Director Pavey, on behalf of my colleagues and the people of Kansans whom we are privileged to represent I'd like to thank you and your talented team for your dedication and your service to our state.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Finch, **HR 6045**, as follows, was introduced and adopted:

HOUSE RESOLUTION No. HR 6045—

By Representatives Finch, Alcala, Alford, Arnberger, Awerkamp, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carlin, Carmichael, Clark, Clayton, Concannon,

Cox, Crum, Curtis, Davis, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finney, Francis, Gallagher, Gartner, Good, Hawkins, Helgerson, Highland, Hineman, Hodge, Hoffman, Holscher, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, Patton, Phelps, Phillips, Pittman, Powell, Probst, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Sloan, A. Smith, Stogsdill, Sutton, Swanson, Tarwater, Vickrey, Victors, Ward, Waymaster, Weber, Wheeler, Whipple, Whitmer, Williams and Wolfe Moore.

HR 6045– A RESOLUTION opposing human trafficking and urging the dismantling of human trafficking networks.

WHEREAS, Each year in the United States, thousands of men, women and children are victims of human trafficking and are deprived of their freedom, human rights and dignity; and

WHEREAS, Human trafficking, which is modern-day slavery, takes the form of forced labor, sex trafficking and involuntary domestic servitude, in which victims are lured, forced or coerced for the purpose of commercial sex, debt bondage or forced labor; and

WHEREAS, We, the free people of the United States of America, believe we must abolish slavery in all its forms, ensuring that every person has the right to live without fear of being recruited, harbored, transported, obtained, patronized or solicited for the purposes of sexual or labor slavery. No state is exempt from the reality of slavery today, and we must correctly identify victims and stop the sale, exploitation and slavery present in all 50 states; and

WHEREAS, We, the free people of the United States of America, believe that every man, woman and child is made in the image of God and their lives are valuable and precious to their Creator. We believe that all people have the right to live free from slavery, torture and degrading treatment; that all people should have the freedom of movement and personal security; and that no human being should be forced to commit sex or labor acts against his or her own will. Every child has the right to their innocence and should not be corrupted physically, mentally or spiritually by exposure to sexually depraved acts; and

WHEREAS, We, the free people of the United States of America, believe that all people who have been trafficked and enslaved have the right to safe and loving communities and a means to safely seek justice. It is our responsibility as a nation to ensure victims have access to restorative and supportive services. We must also support parents and guardians in protecting their children and, when those adults are the perpetrators, intervene to ensure children are protected; and

WHEREAS, We, the free people of the United States of America, declare war on the businesses, systems and organizations that benefit from the industry of human trafficking. We believe that those who exploit the innocent should be prevented from manipulating the system of law. The government must bring the full weight of its legal and judicial systems against individuals or organizations that seek to enslave a human being. The government must evaluate punishments for the perpetrators of human trafficking crimes to ensure they fit the level of damage that victims incur: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That it is time to educate ourselves on human trafficking issues and how we may unknowingly perpetrate human trafficking through entertainment, consumerism and social media. It is time to unite in the battle against slavery – no matter our race, religion or nationality. America must link arms as one community and demand freedom for all. Finally, we declare our intentions to systematically dismantle every network and harbor that allows trafficking to flourish and to protect and safeguard every innocent person. May God have mercy on our souls should we not honor the intent and purpose of this document and may every human being enjoy freedom now; and

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

INTRODUCTION OF GUESTS

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

Today we mark the observance of National Freedom Day. On this date in 1865 President Abraham Lincoln signed the joint resolution that proposed the 13th Amendment to the United States Constitution. That amendment reads in pertinent part, “Neither slavery nor involuntary servitude, except as a punishment for crime whereof the party shall have been duly convicted, shall exist within the United States, or any place subject to their jurisdiction.”

Major Richard Wright Senior, himself a former slave was instrumental in beginning the observance of National Freedom Day. And in 1948 his efforts became law when President Harry S. Truman signed a bill proclaiming February 1 as National Freedom Day.

While we celebrate freedom on this day, we must recognize that slavery and indentured servitude are not dead. It is estimated that 17,000 or more people in the United States live as slaves. They are manipulated through force, fraud, or coercion to become slaves performing commercial sex acts or labor. The Department of Homeland Security estimates that human trafficking is second only to the international drug trade in terms of money raised for criminal enterprises. Every year there are hundreds of thousands of victims trafficked across international borders to be used as slaves and more than 20 million of our fellow men and women around the globe suffer the cruel fate of living in bondage.

Today we recognize the efforts of the Topeka Rescue Mission to combat modern slavery. I am joined by Barry Feaker and members of the TRM staff. They have launched a new initiative, Freedom Now USA. This organization is being built in all 50 states to support state efforts to eradicate human trafficking, and to declare war against human trafficking and modern-day slavery. By passing this resolution the Kansas House recognizes the efforts of the Topeka Rescue Mission and Freedom Now USA to end this scourge and make sure that future Freedom Days find all people living in freedom from the evil of slavery.

Please join me in voting “yes” today to send a powerful and unified message to traffickers everywhere, that in this state, the Free State, the place where the battle that led to the 13th Amendment began, the great state of Kansas slavery will not stand.

Representative Finch introduced Mr. Feaker and members of the Topeka Rescue

Mission staff to the House.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Kelly in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that on motion of Rep. Whitmer to amend **HB 2042**, on page 1, in line 8, by striking "2016" and inserting "2017"; in line 12, by striking "2016" and inserting "2017"; in line 23, by striking "2016" and inserting "2017"; in line 31, by striking "2016" and inserting "2017";

On page 2, in line 3, by striking "2016" and inserting "2017"; in line 5, by striking "2016" and inserting "2017"; in line 43, by striking "2016" and inserting "2017";

On page 1, in the title, in line 4, by striking "2016" and inserting "2017"

Also, on motion of Rep. Landwehr to amend **HB 2042**, Rep. Miller requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

Roll call was demanded on the motion of Rep. Landwehr, to amend **HB 2042** on page 2, following line 42, by inserting:

"Sec. 3. K.S.A. 2017 Supp. 21-6302 is hereby amended to read as follows: 21-6302. (a) Criminal carrying of a weapon is knowingly carrying:

- (1) Any bludgeon, sandclub, metal knuckles or throwing star;
- (2) concealed on one's person, a billy, blackjack, slungshot or any other dangerous or deadly weapon or instrument of like character;
- (3) on one's person or in any land, water or air vehicle, with intent to use the same unlawfully, a tear gas or smoke bomb or projector or any object containing a noxious liquid, gas or substance; or
- (4) any pistol, revolver or other firearm concealed on one's person if such person is under 21 years of age, except when on such person's land or in such person's abode or fixed place of business; or
- (5) a shotgun with a barrel less than 18 inches in length or any other firearm designed to discharge or capable of discharging automatically more than once by a single function of the trigger whether the person knows or has reason to know the length of the barrel or that the firearm is designed or capable of discharging automatically.

(b) Criminal carrying of a weapon as defined in:

(1) Subsections (a)(1), (a)(2), (a)(3) or (a)(4) is a class A nonperson misdemeanor; and

(2) subsection (a)(5) is a severity level 9, nonperson felony.

(c) Subsection (a) shall not apply to:

(1) Law enforcement officers, or any person summoned by any such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

(2) wardens, superintendents, directors, security personnel and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or

convicted of crime, while acting within the scope of their authority;

(3) members of the armed services or reserve forces of the United States or the Kansas national guard while in the performance of their official duty; or

(4) the manufacture of, transportation to, or sale of weapons to a person authorized under subsections (c)(1), (c)(2) and (c)(3) to possess such weapons.

(d) Subsection (a)(5) shall not apply to:

(1) Any person who sells, purchases, possesses or carries a firearm, device or attachment which has been rendered unserviceable by steel weld in the chamber and marriage weld of the barrel to the receiver and which has been registered in the national firearms registration and transfer record in compliance with 26 U.S.C. § 5841 et seq. in the name of such person and, if such person transfers such firearm, device or attachment to another person, has been so registered in the transferee's name by the transferor;

(2) any person employed by a laboratory which is certified by the United States department of justice, national institute of justice, while actually engaged in the duties of their employment and on the premises of such certified laboratory. Subsection (a)(5) shall not affect the manufacture of, transportation to or sale of weapons to such certified laboratory; or

(3) any person or entity in compliance with the national firearms act, 26 U.S.C. § 5801 et seq.

(e) Subsection (a)(4) shall not apply to any person who is carrying a concealed handgun and who is licensed by the attorney general to carry a concealed handgun under K.S.A. 2017 Supp. 75-7c01 et seq., and amendments thereto.

(f) As used in this section, "throwing star" means the same as prescribed by K.S.A. 2017 Supp. 21-6301, and amendments thereto.

Sec. 4. K.S.A. 2017 Supp. 75-7c04 is hereby amended to read as follows: 75-7c04.

(a) The attorney general shall not issue a license pursuant to this act if the applicant:

(1) Is not a resident of the county where application for licensure is made or is not a resident of the state;

(2) is prohibited from shipping, transporting, possessing or receiving a firearm or ammunition under 18 U.S.C. § 922(g) or (n), and amendments thereto, or K.S.A. 21-4204, prior to its repeal, or K.S.A. 2017 Supp. 21-6301(a)(10) through (a)(13) or K.S.A. 2017 Supp. 21-6304(a)(1) through (a)(3), and amendments thereto; or

(3) is less than ~~21~~ 18 years of age.

(b) (1) The attorney general shall adopt rules and regulations establishing procedures and standards as authorized by this act for an eight-hour handgun safety and training course required by this section. Such standards shall include: (A) A requirement that trainees receive training in the safe storage of handguns, actual firing of handguns and instruction in the laws of this state governing the carrying of concealed handguns and the use of deadly force; (B) general guidelines for courses which are compatible with the industry standard for basic handgun training for civilians; (C) qualifications of instructors; and (D) a requirement that the course be: (i) A handgun course certified or sponsored by the attorney general; or (ii) a handgun course certified or sponsored by the national rifle association or by a law enforcement agency, college, private or public institution or organization or handgun training school, if the attorney general determines that such course meets or exceeds the standards required by rules and regulations adopted by the attorney general and is taught by instructors certified by the attorney general or by the national rifle association, if the attorney general determines that the

requirements for certification of instructors by such association meet or exceed the standards required by rules and regulations adopted by the attorney general. Any person wanting to be certified by the attorney general as an instructor shall submit to the attorney general an application in the form required by the attorney general and a fee not to exceed \$150.

(2) The cost of the handgun safety and training course required by this section shall be paid by the applicant. The following shall constitute satisfactory evidence of satisfactory completion of an approved handgun safety and training course:

(A) Evidence of completion of a course that satisfies the requirements of subsection (b)(1), in the form provided by rules and regulations adopted by the attorney general;

(B) an affidavit from the instructor, school, club, organization or group that conducted or taught such course attesting to the completion of the course by the applicant;

(C) evidence of completion of a course offered in another jurisdiction which is determined by the attorney general to have training requirements that are equal to or greater than those required by this act; or

(D) a determination by the attorney general pursuant to subsection (c).

(c) The attorney general may:

(1) Create a list of concealed carry handgun licenses or permits issued by other jurisdictions which the attorney general finds have training requirements that are equal to or greater than those of this state; and

(2) review each application received pursuant to K.S.A. 2017 Supp. 75-7c05, and amendments thereto, to determine if the applicant's previous training qualifications were equal to or greater than those of this state.

(d) For the purposes of this section:

(1) "Equal to or greater than" means the applicant's prior training meets or exceeds the training established in this section by having required, at a minimum, the applicant to: (A) Receive instruction on the laws of self-defense; and (B) demonstrate training and competency in the safe handling, storage and actual firing of handguns.

(2) "Jurisdiction" means another state or the District of Columbia.

(3) "License or permit" means a concealed carry handgun license or permit from another jurisdiction which has not expired and, except for any residency requirement of the issuing jurisdiction, is currently in good standing.;

Also on page 2, in line 43, after "Supp." by inserting "21-6302,"; also in line 43, after "75-7c03" by inserting ", 75-7c04";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon by inserting "relating to eligibility for a license,"; in line 4, after "Supp." by inserting "21-6302,"; also in line 4, after "75-7c03" by inserting ", 75-7c04"

On roll call, the vote was: Yeas 82; Nays 42; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Burris, Burroughs, Campbell, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Frownfelter, Garber, Hawkins, Hibbard, Highland, Hineman, Hodge, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Landwehr, Lusker, Markley, Mason, Mastroni, Orr,

Osterman, F. Patton, Pittman, R. Powell, Proehl, Rafie, Rahjes, Resman, Ryckman, Sawyer, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Vickrey, Waymaster, Wheeler, Whipple, Whitmer, K. Williams.

Nays: Alcala, Ballard, Bishop, Brim, Carlin, Carmichael, Clayton, Crum, S., Curtis, Finney, Gallagher, Gartner, Good, Helgerson, Henderson, Highberger, Holscher, Horn, Koesten, Kuether, Lewis, Lusk, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Phillips, Probst, Ralph, Rooker, Ruiz, Schreiber, Stogsdill, Trimmer, Victors, Ward, Weigel, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Weber, C.

The motion of Rep. Landwehr prevailed.

Also, roll call was demanded on motion of Rep. Ballard to amend **HB 2042**, on page 2, following line 42, by inserting:

"Sec. 3. K.S.A. 2017 Supp. 75-7c20 is hereby amended to read as follows: 75-7c20. (a) The carrying of a concealed handgun shall not be prohibited in any public area of any state or municipal building unless such public area has adequate security measures to ensure that no weapons are permitted to be carried into such public area and the public area is conspicuously posted with either permanent or temporary signage approved by the governing body, or the chief administrative officer, if no governing body exists, in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

(b) The carrying of a concealed handgun shall not be prohibited throughout any state or municipal building in its entirety unless such building has adequate security measures at all public access entrances to ensure that no weapons are permitted to be carried into such building and the building is conspicuously posted in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

(c) No state agency or municipality shall prohibit an employee from carrying a concealed handgun at the employee's work place unless the building has adequate security measures at all public access entrances to ensure that no weapons are permitted to be carried into such building and the building is conspicuously posted in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

(d) (1) It shall not be a violation of the personal and family protection act for a person to carry a concealed handgun into a state or municipal building, or any public area thereof, so long as that person has authority to enter through a restricted access entrance into such building, or public area thereof, that provides adequate security measures at all public access entrances and the building, or public area thereof, is conspicuously posted in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

(2) Any person, who is not an employee of the state or a municipality and is not otherwise authorized to enter a state or municipal building through a restricted access entrance, shall be authorized to enter through a restricted access entrance, provided such person:

(A) Is authorized by the chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, to enter such state or municipal building through a restricted access entrance;

(B) is issued an identification card by the chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, which includes

such person's photograph, name and any other identifying information deemed necessary by the issuing entity, and which states on the identification card that such person is authorized to enter such building through a restricted access entrance; and

(C) executes an affidavit or other notarized statement that such person acknowledges that certain firearms and weapons may be prohibited in such building and that violating any such regulations may result in the revocation of such person's authority to enter such building through a restricted access entrance.

The chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, shall develop criteria for approval of individuals subject to this paragraph to enter the state or municipal building through a restricted access entrance. Such criteria may include the requirement that the individual submit to a state and national criminal history records check before issuance and renewal of such authorization and pay a fee to cover the costs of such background checks. An individual who has been issued a concealed carry permit by the state of Kansas shall not be required to submit to another state and national criminal records check before issuance and renewal of such authorization. Notwithstanding any authorization granted under this paragraph, an individual may be subjected to additional security screening measures upon reasonable suspicion or in circumstances where heightened security measures are warranted. Such authorization does not permit the individual to carry a concealed weapon into a public building, which has adequate security measures, as defined by this act, and which is conspicuously posted in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

(e) A state agency or municipality that provides adequate security measures in a state or municipal building and which conspicuously posts signage in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto, prohibiting the carrying of a concealed handgun in such building shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(f) A state agency or municipality that does not provide adequate security measures in a state or municipal building and that allows the carrying of a concealed handgun shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(g) Nothing in this act shall limit the ability of a corrections facility, a jail facility or a law enforcement agency to prohibit the carrying of a handgun or other firearm concealed or unconcealed by any person into any secure area of a building located on such premises, except those areas of such building outside of a secure area and readily accessible to the public shall be subject to the provisions of subsection (a).

(h) Nothing in this section shall limit the ability of the chief judge of each judicial district to prohibit the carrying of a concealed handgun by any person into courtrooms or ancillary courtrooms within the district provided the public area has adequate security measures to ensure that no weapons are permitted to be carried into such public area and the public area is conspicuously posted in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

~~(i) The governing body or the chief administrative officer, if no governing body exists, of a state or municipal building, may exempt the building, or any public area thereof, from this section until July 1, 2017, by adopting a resolution, or drafting a letter, listing the legal description of such building, listing the reasons for such~~

exemption, and including the following statement: "A security plan has been developed for the building being exempted which supplies adequate security to the occupants of the building and merits the prohibition of the carrying of a concealed handgun." A copy of the security plan for the building shall be maintained on file and shall be made available, upon request, to the Kansas attorney general and the law enforcement agency of local jurisdiction. Notice of this exemption, together with the resolution adopted or the letter drafted, shall be sent to the Kansas attorney general and to the law enforcement agency of local jurisdiction. The security plan shall not be subject to disclosure under the Kansas open records act.

~~(j)~~ The governing body or the chief administrative officer, if no governing body exists, of any postsecondary educational institution, as defined in K.S.A. 74-3201b, and amendments thereto, may exempt any building of such institution, including any buildings located on the grounds of such institution and any buildings leased by such institution, or any public area thereof, from this section until July 1, 2017, by stating the reasons for such exemption and sending notice of such exemption to the Kansas attorney general.

~~(k)~~ The provisions of this section shall not apply to:

(1) Any building located on the grounds of the Kansas state school for the deaf or the Kansas state school for the blind;

(2) a state or municipal-owned medical care facility, as defined in K.S.A. 65-425, and amendments thereto;

(3) a state or municipal-owned adult care home, as defined in K.S.A. 39-923, and amendments thereto;

(4) a community mental health center organized pursuant to K.S.A. 19-4001 et seq., and amendments thereto;

(5) an indigent health care clinic, as defined by K.S.A. 2017 Supp. 65-7402, and amendments thereto; ~~or~~

(6) any postsecondary educational institution, as defined in K.S.A. 74-3201b, and amendments thereto; or

(7) any building owned or leased by the authority created under the university of Kansas hospital authority act, any building located within the health care district, as defined in the unified government of Wyandotte county and Kansas City, Kansas City-wide master plan, Rosedale master plan and traffic study or similar master plan or comprehensive planning or zoning document approved by the unified government of Wyandotte county and Kansas City, Kansas in effect on January 12, 2017.

~~(j)~~ Nothing in this section shall be construed to prohibit any law enforcement officer, as defined in K.S.A. 2017 Supp. 75-7c22, and amendments thereto, who satisfies the requirements of either K.S.A. 2017 Supp. 75-7c22(a) or (b), and amendments thereto, from carrying a concealed handgun into any state or municipal building, or any public area thereof, in accordance with the provisions of K.S.A. 2017 Supp. 75-7c22, and amendments thereto, subject to any restrictions or prohibitions imposed in any courtroom by the chief judge of the judicial district.

~~(m)~~(k) For purposes of this section:

(1) "Adequate security measures" means the use of electronic equipment and armed personnel at public entrances to detect and restrict the carrying of any weapons into the state or municipal building, or any public area thereof, including, but not limited to, metal detectors, metal detector wands or any other equipment used for similar purposes

to ensure that weapons are not permitted to be carried into such building or public area by members of the public. Adequate security measures for storing and securing lawfully carried weapons, including, but not limited to, the use of gun lockers or other similar storage options may be provided at public entrances.

(2) "Authorized personnel" means employees of a state agency or municipality and any person granted authorization pursuant to subsection (d)(2), who are authorized to enter a state or municipal building through a restricted access entrance.

(3) The terms "municipality" and "municipal" are interchangeable and have the same meaning as the term "municipality" is defined in K.S.A. 75-6102, and amendments thereto, but does not include school districts.

(4) "Public area" means any portion of a state or municipal building that is open to and accessible by the public or which is otherwise designated as a public area by the governing body or the chief administrative officer, if no governing body exists, of such building.

(5) "Restricted access entrance" means an entrance that is restricted to the public and requires a key, keycard, code, or similar device to allow entry to authorized personnel.

(6) "State" means the same as the term is defined in K.S.A. 75-6102, and amendments thereto.

(7) (A) "State or municipal building" means a building owned or leased by such public entity. It does not include a building owned by the state or a municipality which is leased by a private entity whether for profit or not-for-profit or a building held in title by the state or a municipality solely for reasons of revenue bond financing.

(B) The term "state and municipal building" shall not include the state capitol.

(8) "Weapon" means a weapon described in K.S.A. 2017 Supp. 21-6301, and amendments thereto, except the term "weapon" shall not include any cutting instrument that has a sharpened or pointed blade.

~~(1)~~ (1) This section shall be a part of and supplemental to the personal and family protection act.;

Also on page 2, in line 43, by striking "and" and inserting a comma; also in line 43, after "75-7c06" by inserting "and 75-7c20";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the second semicolon by inserting "relating to exemptions for postsecondary educational institutions.;" in line 4, by striking the first "and" and inserting a comma; also in line 4, after the second "and" by inserting "75-7c20 and"

On roll call, the vote was: Yeas 53; Nays 69; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Ballard, Becker, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Cox, Crum, S., Curtis, Deere, Dierks, Elliott, Finney, Frownfelter, Gallagher, Gartner, Good, Helgerson, Henderson, Highberger, Holscher, Horn, Kessinger, Koesten, Kuether, Lusk, Markley, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Phillips, Probst, Rafie, Rooker, Ruiz, Sawyer, Schreiber, Sloan, Stogsdill, S. Swanson, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Campbell, B. Carpenter, Claey's, Clark, Concannon, Corbet, Delperdang, Dietrich, Dove, Ellis, Eplee, Esau, Finch, Francis, Garber, Hawkins, Hibbard, Highland,

Hineman, Hodge, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Landwehr, Lewis, Lusker, Mason, Mastroni, Miller, Orr, F. Patton, Pittman, R. Powell, Proehl, Rahjes, Ralph, Resman, Ryckman, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Vickrey, Waymaster, Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: E. Davis, Osterman, Weber, C.

The motion of Rep. Ballard did not prevail.

Also, on motion of Rep. Miller to amend **HB 2042**, Rep. Whitmer requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Rep. Miller challenged the ruling of the Rules Chair.

Roll call was demanded on Rep. Miller'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 83; Nays 39; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, Campbell, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Markley, Mason, Mastroni, Orr, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Waymaster, Wheeler, Whitmer, K. Williams.

Nays: Alcala, Ballard, Bishop, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Ruiz, Stogsdill, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: E. Davis, Osterman, Weber, C.

The Rules Chair was sustained.

Also, roll call was demanded on motion of Rep. Aurand, to amend **HB 2042** on page 2, following line 42, by inserting:

"Sec. 3. K.S.A. 2017 Supp. 21-6302 is hereby amended to read as follows: 21-6302. (a) Criminal carrying of a weapon is knowingly carrying:

- (1) Any bludgeon, sandclub, metal knuckles or throwing star;
- (2) concealed on one's person, a billy, blackjack, slungshot or any other dangerous or deadly weapon or instrument of like character;
- (3) on one's person or in any land, water or air vehicle, with intent to use the same unlawfully, a tear gas or smoke bomb or projector or any object containing a noxious liquid, gas or substance; or
- (4) any pistol, revolver or other firearm concealed on one's person if such person is under 21 years of age, except when on such person's land or in such person's abode or fixed place of business; or

(5) a shotgun with a barrel less than 18 inches in length or any other firearm designed to discharge or capable of discharging automatically more than once by a single function of the trigger whether the person knows or has reason to know the length of the barrel or that the firearm is designed or capable of discharging automatically.

(b) Criminal carrying of a weapon as defined in:

(1) Subsections (a)(1), (a)(2), (a)(3) or (a)(4) is a class A nonperson misdemeanor; and

(2) subsection (a)(5) is a severity level 9, nonperson felony.

(c) Subsection (a) shall not apply to:

(1) Law enforcement officers, or any person summoned by any such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

(2) wardens, superintendents, directors, security personnel and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime, while acting within the scope of their authority;

(3) members of the armed services or reserve forces of the United States or the Kansas national guard while in the performance of their official duty; or

(4) the manufacture of, transportation to, or sale of weapons to a person authorized under subsections (c)(1), (c)(2) and (c)(3) to possess such weapons.

(d) Subsection (a)(5) shall not apply to:

(1) Any person who sells, purchases, possesses or carries a firearm, device or attachment which has been rendered unserviceable by steel weld in the chamber and marriage weld of the barrel to the receiver and which has been registered in the national firearms registration and transfer record in compliance with 26 U.S.C. § 5841 et seq. in the name of such person and, if such person transfers such firearm, device or attachment to another person, has been so registered in the transferee's name by the transferor;

(2) any person employed by a laboratory which is certified by the United States department of justice, national institute of justice, while actually engaged in the duties of their employment and on the premises of such certified laboratory. Subsection (a)(5) shall not affect the manufacture of, transportation to or sale of weapons to such certified laboratory; or

(3) any person or entity in compliance with the national firearms act, 26 U.S.C. § 5801 et seq.

(e) Subsection (a)(4) shall not apply to any person who is carrying a concealed handgun and who is licensed by the attorney general to carry a concealed handgun under K.S.A. 2017 Supp. 75-7c01, and amendments thereto.

(f) As used in this section, "throwing star" means the same as prescribed by K.S.A. 2017 Supp. 21-6301, and amendments thereto.

Sec. 4. K.S.A. 2017 Supp. 75-7c04 is hereby amended to read as follows: 75-7c04.

(a) The attorney general shall not issue a license pursuant to this act if the applicant:

(1) Is not a resident of the county where application for licensure is made or is not a resident of the state;

(2) is prohibited from shipping, transporting, possessing or receiving a firearm or ammunition under 18 U.S.C. § 922(g) or (n), and amendments thereto, or K.S.A. 21-4204, prior to its repeal, or K.S.A. 2017 Supp. 21-6301(a)(10) through (a)(13) or K.S.A. 2017 Supp. 21-6304(a)(1) through (a)(3), and amendments thereto; or

(3) is less than ~~21~~ 18 years of age.

(b) (1) The attorney general shall adopt rules and regulations establishing procedures and standards as authorized by this act for an eight-hour handgun safety and training course required by this section. Such standards shall include: (A) A requirement that trainees receive training in the safe storage of handguns, actual firing of handguns and instruction in the laws of this state governing the carrying of concealed handguns and the use of deadly force; (B) general guidelines for courses which are compatible with the industry standard for basic handgun training for civilians; (C) qualifications of instructors; and (D) a requirement that the course be: (i) A handgun course certified or sponsored by the attorney general; or (ii) a handgun course certified or sponsored by the national rifle association or by a law enforcement agency, college, private or public institution or organization or handgun training school, if the attorney general determines that such course meets or exceeds the standards required by rules and regulations adopted by the attorney general and is taught by instructors certified by the attorney general or by the national rifle association, if the attorney general determines that the requirements for certification of instructors by such association meet or exceed the standards required by rules and regulations adopted by the attorney general. Any person wanting to be certified by the attorney general as an instructor shall submit to the attorney general an application in the form required by the attorney general and a fee not to exceed \$150.

(2) The cost of the handgun safety and training course required by this section shall be paid by the applicant. The following shall constitute satisfactory evidence of satisfactory completion of an approved handgun safety and training course:

(A) Evidence of completion of a course that satisfies the requirements of subsection (b)(1), in the form provided by rules and regulations adopted by the attorney general;

(B) an affidavit from the instructor, school, club, organization or group that conducted or taught such course attesting to the completion of the course by the applicant;

(C) evidence of completion of a course offered in another jurisdiction which is determined by the attorney general to have training requirements that are equal to or greater than those required by this act; or

(D) a determination by the attorney general pursuant to subsection (c).

(c) The attorney general may:

(1) Create a list of concealed carry handgun licenses or permits issued by other jurisdictions which the attorney general finds have training requirements that are equal to or greater than those of this state; and

(2) review each application received pursuant to K.S.A. 2017 Supp. 75-7c05, and amendments thereto, to determine if the applicant's previous training qualifications were equal to or greater than those of this state.

(d) For the purposes of this section:

(1) "Equal to or greater than" means the applicant's prior training meets or exceeds the training established in this section by having required, at a minimum, the applicant to: (A) Receive instruction on the laws of self-defense; and (B) demonstrate training and competency in the safe handling, storage and actual firing of handguns.

(2) "Jurisdiction" means another state or the District of Columbia.

(3) "License or permit" means a concealed carry handgun license or permit from another jurisdiction which has not expired and, except for any residency requirement of

the issuing jurisdiction, is currently in good standing.

Sec. 5. K.S.A. 2017 Supp. 75-7c20 is hereby amended to read as follows: 75-7c20.

(a) The carrying of a concealed handgun shall not be prohibited in any public area of any state or municipal building unless such public area has adequate security measures to ensure that no weapons are permitted to be carried into such public area and the public area is conspicuously posted with either permanent or temporary signage approved by the governing body, or the chief administrative officer, if no governing body exists, in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

(b) The carrying of a concealed handgun shall not be prohibited throughout any state or municipal building in its entirety unless such building has adequate security measures at all public access entrances to ensure that no weapons are permitted to be carried into such building and the building is conspicuously posted in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

(c) No state agency or municipality shall prohibit an employee from carrying a concealed handgun at the employee's work place unless the building has adequate security measures at all public access entrances to ensure that no weapons are permitted to be carried into such building and the building is conspicuously posted in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

(d) (1) It shall not be a violation of the personal and family protection act for a person to carry a concealed handgun into a state or municipal building, or any public area thereof, so long as that person has authority to enter through a restricted access entrance into such building, or public area thereof, that provides adequate security measures at all public access entrances and the building, or public area thereof, is conspicuously posted in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

(2) Any person, who is not an employee of the state or a municipality and is not otherwise authorized to enter a state or municipal building through a restricted access entrance, shall be authorized to enter through a restricted access entrance, provided such person:

(A) Is authorized by the chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, to enter such state or municipal building through a restricted access entrance;

(B) is issued an identification card by the chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, which includes such person's photograph, name and any other identifying information deemed necessary by the issuing entity, and which states on the identification card that such person is authorized to enter such building through a restricted access entrance; and

(C) executes an affidavit or other notarized statement that such person acknowledges that certain firearms and weapons may be prohibited in such building and that violating any such regulations may result in the revocation of such person's authority to enter such building through a restricted access entrance.

The chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, shall develop criteria for approval of individuals subject to this paragraph to enter the state or municipal building through a restricted access entrance. Such criteria may include the requirement that the individual submit to a state and national criminal history records check before issuance and renewal of such authorization and pay a fee to cover the costs of such background checks. An individual

who has been issued a concealed carry permit by the state of Kansas shall not be required to submit to another state and national criminal records check before issuance and renewal of such authorization. Notwithstanding any authorization granted under this paragraph, an individual may be subjected to additional security screening measures upon reasonable suspicion or in circumstances where heightened security measures are warranted. Such authorization does not permit the individual to carry a concealed weapon into a public building, which has adequate security measures, as defined by this act, and which is conspicuously posted in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

(e) A state agency or municipality that provides adequate security measures in a state or municipal building and which conspicuously posts signage in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto, prohibiting the carrying of a concealed handgun in such building shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(f) A state agency or municipality that does not provide adequate security measures in a state or municipal building and that allows the carrying of a concealed handgun shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(g) Nothing in this act shall limit the ability of a corrections facility, a jail facility or a law enforcement agency to prohibit the carrying of a handgun or other firearm concealed or unconcealed by any person into any secure area of a building located on such premises, except those areas of such building outside of a secure area and readily accessible to the public shall be subject to the provisions of subsection (a).

(h) Nothing in this section shall limit the ability of the chief judge of each judicial district to prohibit the carrying of a concealed handgun by any person into courtrooms or ancillary courtrooms within the district provided the public area has adequate security measures to ensure that no weapons are permitted to be carried into such public area and the public area is conspicuously posted in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

~~(i) The governing body or the chief administrative officer, if no governing body exists, of a state or municipal building, may exempt the building, or any public area thereof, from this section until July 1, 2017, by adopting a resolution, or drafting a letter, listing the legal description of such building, listing the reasons for such exemption, and including the following statement: "A security plan has been developed for the building being exempted which supplies adequate security to the occupants of the building and merits the prohibition of the carrying of a concealed handgun." A copy of the security plan for the building shall be maintained on file and shall be made available, upon request, to the Kansas attorney general and the law enforcement agency of local jurisdiction. Notice of this exemption, together with the resolution adopted or the letter drafted, shall be sent to the Kansas attorney general and to the law enforcement agency of local jurisdiction. The security plan shall not be subject to disclosure under the Kansas open records act.~~

~~(j) The governing body or the chief administrative officer, if no governing body exists, of any postsecondary educational institution, as defined in K.S.A. 74-3201b, and amendments thereto, may exempt any building of such institution, including any buildings located on the grounds of such institution and any buildings leased by such~~

~~institution, or any public area thereof, from this section until July 1, 2017, by stating the reasons for such exemption and sending notice of such exemption to the Kansas attorney general.~~ (1) Except as provided in subsection (i)(2), a postsecondary educational institution may prohibit the carrying of concealed handguns in any building of such institution, including any buildings located on the grounds of such institution and any buildings leased by such institution, or any public area thereof, provided that the building or public area thereof is conspicuously posted in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

(2) A postsecondary educational institution shall not prohibit the holder of a license issued pursuant to or recognized by this act from carrying a concealed handgun in any building of such institution or public area thereof, unless such building or public area has adequate security measures to ensure that no weapons are permitted to be carried into such building or public area and there is signage conspicuously posted in accordance with K.S.A. 2017 Supp. 75-7c10, and amendments thereto.

~~(e)(j)~~ (j) The provisions of this section shall not apply to:

(1) Any building located on the grounds of the Kansas state school for the deaf or the Kansas state school for the blind;

(2) a state or municipal-owned medical care facility, as defined in K.S.A. 65-425, and amendments thereto;

(3) a state or municipal-owned adult care home, as defined in K.S.A. 39-923, and amendments thereto;

(4) a community mental health center organized pursuant to K.S.A. 19-4001 et seq., and amendments thereto;

(5) an indigent health care clinic, as defined by K.S.A. 2017 Supp. 65-7402, and amendments thereto; or

(6) any building owned or leased by the authority created under the university of Kansas hospital authority act, any building located within the health care district, as defined in the unified government of Wyandotte county and Kansas City, Kansas City-wide master plan, Rosedale master plan and traffic study or similar master plan or comprehensive planning or zoning document approved by the unified government of Wyandotte county and Kansas City, Kansas in effect on January 12, 2017.

~~(h)(k)~~ (k) Nothing in this section shall be construed to prohibit any law enforcement officer, as defined in K.S.A. 2017 Supp. 75-7c22, and amendments thereto, who satisfies the requirements of either K.S.A. 2017 Supp. 75-7c22(a) or (b), and amendments thereto, from carrying a concealed handgun into any state or municipal building, or any public area thereof, in accordance with the provisions of K.S.A. 2017 Supp. 75-7c22, and amendments thereto, subject to any restrictions or prohibitions imposed in any courtroom by the chief judge of the judicial district.

~~(m)(l)~~ (l) For purposes of this section:

(1) "Adequate security measures" means the use of electronic equipment and armed personnel at public entrances to detect and restrict the carrying of any weapons into the state or municipal building, or any public area thereof, including, but not limited to, metal detectors, metal detector wands or any other equipment used for similar purposes to ensure that weapons are not permitted to be carried into such building or public area by members of the public. Adequate security measures for storing and securing lawfully carried weapons, including, but not limited to, the use of gun lockers or other similar storage options may be provided at public entrances.

(2) "Authorized personnel" means employees of a state agency or municipality and any person granted authorization pursuant to subsection (d)(2), who are authorized to enter a state or municipal building through a restricted access entrance.

(3) The terms "municipality" and "municipal" are interchangeable and have the same meaning as the term "municipality" is defined in K.S.A. 75-6102, and amendments thereto, ~~but does not include school districts. The term "municipality" shall not include school districts or postsecondary educational institutions, as defined in K.S.A. 74-3201b, and amendments thereto.~~

(4) "Public area" means any portion of a state or municipal building that is open to and accessible by the public or which is otherwise designated as a public area by the governing body or the chief administrative officer, if no governing body exists, of such building.

(5) "Restricted access entrance" means an entrance that is restricted to the public and requires a key, keycard, code, or similar device to allow entry to authorized personnel.

(6) "State" means the same as the term is defined in K.S.A. 75-6102, and amendments thereto.

(7) (A) "State or municipal building" means a building owned or leased by such public entity. It does not include a building owned by the state or a municipality which is leased by a private entity whether for profit or not-for-profit or a building held in title by the state or a municipality solely for reasons of revenue bond financing.

(B) The term "state and municipal building" shall not include the state capitol.

(8) "Weapon" means a weapon described in K.S.A. 2017 Supp. 21-6301, and amendments thereto, except the term "weapon" shall not include any cutting instrument that has a sharpened or pointed blade.

~~(m)~~ This section shall be a part of and supplemental to the personal and family protection act.:"

Also on page 2, in line 43, after "Supp." by inserting "21-6302,;" also in line 43, by striking "and" and inserting ", 75-7c04,;" also in line 43, after "75-7c06" by inserting "and 75-7c20";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the second semicolon by inserting "relating to possession of concealed handguns in postsecondary educational institutions;"; in line 4, after "Supp." by inserting "21-6302,;" also in line 4, by striking the first "and" and inserting ", 75-7c04,;" also in line 4, after the second "and" by inserting "75-7c20 and"

On roll call, the vote was: Yeas 70; Nays 52; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Alford, Aurand, Baker, Ballard, Becker, Bishop, Brim, Burroughs, Campbell, Carlin, Carmichael, Clayton, Concannon, Cox, Crum, S., Curtis, Deere, Dierks, Elliott, Eplee, Finney, Frownfelter, Gallagher, Gartner, Good, Helgerson, Henderson, Hibbard, Highberger, Hodge, Holscher, Horn, Jennings, Johnson, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lusk, Lusker, Markley, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rooker, Ruiz, Sawyer, Schreiber, Seiwert, Sloan, Stogsdill, S. Swanson, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, B. Carpenter, Claeys, Clark, Corbet, Delperdang, Dietrich, Dove, Ellis, Esau, Finch, Francis, Garber,

Hawkins, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, K. Jones, Judd-Jenkins, Landwehr, Lewis, Mason, Mastroni, Orr, F. Patton, R. Powell, Rahjes, Ralph, Resman, Ryckman, Schroeder, Schwab, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Vickrey, Waymaster, Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: E. Davis, Osterman, Weber, C.

The motion of Rep. Aurand prevailed and **HB 2042** be passed as amended.

On motion of Rep. Barker, **HB 2145** be amended on page 1, in line 6, by striking "2016" and inserting "2017";

On page 4, in line 37, by striking "2016" and inserting "2017";

On page 5, in line 21, by striking "2016" and inserting "2017";

On page 6, in line 3, by striking "2016" and inserting "2017";

On page 1, in the title, in line 2, by striking "2016" and inserting "2017"

Also, on motion of Rep. Finch, **HB 2145** be amended on page 5, in line 25, by striking "by:"; by striking all in lines 26 through 31; in line 32, by striking all before the period and inserting "against a person with whom the offender is involved or has been involved in a dating relationship or is a family or household member"; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2455** be amended on page 3, in line 40, by striking "calculated by the committee" and inserting "determined"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2456** be amended on page 3, by striking all in lines 13 and 14; in line 15, by striking all before the period and inserting "provisions of this section shall apply upon disposition or 15 days after adjudication, whichever is sooner, unless the juvenile fails to appear for such juvenile's dispositional hearing. If a juvenile fails to appear at such juvenile's dispositional hearing, the probation term limits and overall case length limits provided in this section shall not apply until the juvenile is brought before the court for disposition in such juvenile's case"; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2441** be amended on page 2, in line 24, by striking "bidders" and inserting "firms"; also in line 24, by striking "invitations for bid" and inserting "requests for proposals"; in line 29, by striking "invitations for bid" and inserting "requests for proposals"; also in line 29, by striking "bids" and inserting "proposals"; in line 31, by striking "an invitation for bid" and inserting "a request for proposals"; in line 32, by striking "bidders" and inserting "firm"; in line 33, by striking "invitation" and inserting "request for proposals"; in line 36, by striking "bids" and inserting "proposals"; in line 37, by striking "invitations" and inserting "requests for proposals";

On page 3, in line 4, after the period by inserting "The firm selected by the committee shall be located in Kansas."; in line 23, before the comma by inserting "or 75-37,102 or K.S.A. 2017 Supp. 75-37,130 through 75-37,135";

On page 4, in line 25, after the period by inserting "Any auditing firm selected by the board shall be located in Kansas.";

On page 7, in line 7, by striking "bidders" and inserting "firms"; also in line 7, by

striking "invitations for bid" and inserting "requests for proposals"; in line 11, by striking "invitations for bid" and inserting "requests for proposals"; also in line 11, by striking "bids" and inserting "proposals"; in line 13, by striking "an"; in line 14, by striking all before the first "to" and inserting "a request for proposals"; also in line 14, by striking "bidders" and inserting "firm"; in line 16, by striking "invitation" and inserting "request for proposals"; in line 18, by striking "bids" and inserting "proposals"; in line 19, by striking "invitations" and inserting "request for proposals"; in line 30, after the period by inserting "The firm selected by the committee shall be located in Kansas.";

On page 8, in line 7, before the comma by inserting "or 75-37,102 or K.S.A. 2017 Supp. 75-37,130 through 75-37,135"; and the bill be passed as amended.

Committee on **Veterans and Military** recommends **HB 2465** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

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 2603, AN ACT concerning crimes, punishment and criminal procedure; relating to postrelease supervision; amending K.S.A. 2017 Supp. 22-3722 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2604, AN ACT concerning elections; amending K.S.A. 25-3205 and 25-3206 and repealing the existing sections, by Committee on Elections.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6046**—

By Representative Highberger

A RESOLUTION relating to the rules of the House of Representatives for 2017-2018; amending Rules 3903 and 3906.

Be it resolved by the House of Representatives of the State of Kansas: That Rule 3903 be amended to read as follows:

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) *Commencing after adjournment sine die of the 2018 regular session of the legislature, when a committee recommends amendments to a bill that strike all of the material in the bill subsequent to the enacting clause and inserts 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 added 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 that material from the source bill was inserted pursuant to an amendment as described in this subsection.

Be it further resolved: That Rule 3906 be amended to read as follows:

Rule 3906. Committee of the Whole Amendments.

(a) If a bill or concurrent resolution is amended by the Committee of the Whole, it shall be reprinted showing the amendments.

(b) *Commencing after adjournment sine die of the 2018 regular session of the legislature, when the committee of the Whole recommends amendments to a bill that strike all of the material in the bill subsequent to the enacting clause and inserts 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 added 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 that material from the source bill was inserted pursuant to an amendment as described in this subsection.*

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Probst to replace Rep. Pittman on Committee on House Transportation on Feb. 1.

REPORT ON ENROLLED RESOLUTIONS

HR 6041 reported correctly enrolled and properly signed on February 1, 2018.

On motion of Rep. Hineman, the House adjourned until 9:00 a.m., Friday, February 2, 2018.

Journal of the House

NINETEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, February 2, 2018, 9:00 a.m.

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

The roll was called with 120 members present.

Rep. Winn was excused on legislative business.

Reps. Davis, Huebert, Osterman and Powell were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Our Heavenly Father,
Thank you for this day which represents the
drawing near to the end of a work week,
and the beginning of a weekend.
Today as our leaders wrap up their business,
in their tiredness, be their energy;
in their stress, be their peace;
in their need, be their gift;
in their decisions, give them truth.
May they not go in their own strength,
but be led by Your Spirit.
I pray in Your Son's Name, Amen.

The Pledge of Allegiance was led by Rep. Becker.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2605, AN ACT regulating traffic; concerning the platooning of motor vehicles, definition; amending K.S.A. 8-1523 and K.S.A. 2017 Supp. 8-1486 and repealing the existing sections, by Committee on Transportation.

HB 2606, AN ACT concerning drivers' licenses; relating to electronic online renewal; vision requirements; amending K.S.A. 2017 Supp. 8-240 and repealing the existing section, by Committee on Transportation.

HB 2607, AN ACT concerning sales and compensating use tax; relating to exemptions; Stafford county economic development, inc.; amending K.S.A. 2017 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2608, AN ACT concerning real estate; authorizing the conveyance of land from the department of corrections to fire district 1 of Leavenworth county, Kansas, by Representative Deere.

HB 2609, AN ACT concerning education; relating to school choice; creating the Kansas empowerment scholarship act; amending K.S.A. 2017 Supp. 79-32,117 and repealing the existing section; also repealing K.S.A. 2017 Supp. 79-32,117o, by Committee on Appropriations.

HB 2610, AN ACT concerning landlords and tenants; relating to the residential landlord and tenant act; relating to termination of rental agreements; amending K.S.A. 58-2564 and repealing the existing section, by Committee on Judiciary.

HB 2611, AN ACT directing the secretary of health and environment to review the behavioral health and addiction crisis response in Kansas and report any findings and recommendations to a joint meeting of the standing committee on health and human services of the house and the senate standing committee on public health and welfare, by Committee on Health and Human Services.

HB 2612, AN ACT concerning crimes, punishment and criminal procedure; creating the crime of concealing identity during public demonstration, by Committee on Judiciary.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and resolution were referred to committees as indicated:

Corrections and Juvenile Justice: **HB 2603**.

Education: **HB 2602**.

Elections: **HB 2604**.

Energy, Utilities and Telecommunications: **HB 2601**.

Federal and State Affairs: **HB 2598**.

Health and Human Services: **HB 2600**.

Local Government: **HB 2597**.

Rules and Journal: **HR 6046**.

Transportation: **HB 2599**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Johnson, **HR 6047**, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6047**

By Representative Johnson

HR 6047—A RESOLUTION congratulating and commending the 2018 Kansas Teachers of Promise.

WHEREAS, The Kansas Teachers of Promise Program, sponsored by the Kansas State Department of Education, identifies and recognizes students of teaching preparation programs from higher education institutions across Kansas; and

WHEREAS, The mission of the Kansas Teachers of Promise Program is to recognize exemplary higher education students who perform in a way that distinguishes them as outstanding; and

WHEREAS, The Kansas Teachers of Promise Program currently provides all higher education institutions in the state that offer a teacher preparation program an opportunity to nominate two teacher education students for the award; and

WHEREAS, 39 teachers of promise from higher education institutions across the

state have been named as the 2018 Kansas Teachers of Promise; and

WHEREAS, The 2018 Kansas Teachers of Promise are: Haley Roberts, Baker University; Asher Hannon, Baker University; Kelsey Marchand, Benedictine College; Claire Mealey, Benedictine College; Sydney Johnson, Bethany College; Larrah Bills, Bethany College; Stephanie Brown, Bethel College; Alyssa Sullivan, Bethel College; Valerie Dunn, Emporia State University; Maya VanTrece, Emporia State University; Laura Leonard, Fort Hays State University; Samantha Villarreal, Fort Hays State University; Michaela Girard, Friends University; Elizabeth Parsons, Friends University; Brandon Hoaglen, Haskell Indian Nations University; Brianna Smith, Haskell Indian Nations University; Audrey Augustine, Kansas State University; Emily Nine, Kansas State University; Sarah Eurit, Kansas Wesleyan University; Angel Wolf, Kansas Wesleyan University; Marissa Carroll, MidAmerica Nazarene University; Jacob Quickel, MidAmerica Nazarene University; Jamie Hatfield, Newman University; Jonathan Pham, Newman University; Clint Godfrey, Ottawa University; Ashley Freeland, Ottawa University; Erica Hamm-Clark, Pittsburg State University; Leslie Harris, Pittsburg State University; Karrie McNutt, Southwestern College; Kimberly Whiteside, Southwestern College; Tomas Ortiz, Sterling College; Aaron Pinkerton, Sterling College; Carolyn Duff, University of Kansas; Morgan Harris, University of Kansas; Andrew Berry, University of Saint Mary; Joshua Yoakam, University of Saint Mary; Regan Aeschliman, Washburn University; Darian Sanner, Washburn University; Elizabeth Harkman, Wichita State University: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend the 2018 Kansas Teachers of Promise teacher education students for their outstanding performance; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send 39 enrolled copies of this resolution to the Commissioner of Education for forwarding to each education student so honored, plus one additional copy to the Commissioner of Education.

CONSENT CALENDAR

No objection was made to **HB 2465** appearing on the Consent Calendar for the first day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2042, AN ACT concerning firearms; relating to the personal and family protection act; {relating to eligibility for a license;} relating to the recognition of licenses issued by another jurisdiction; relating to confidentiality of licensure documents; {relating to possession of concealed handguns in postsecondary educational institutions;} amending K.S.A. 2016 {2017} Supp. {21-6302,} {21-6302,} 75-7c03 and {, 75-7c04,} {, 75-7c04} 75-7c06 and {75-7c20 and} repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 76; Nays 44; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Campbell, B. Carpenter, Clark, Concannon, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Hawkins, Hibbard, Hineman, Hodge, Hoffman, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint,

Kelly, Kessinger, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Miller, Orr, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Sawyer, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams.

Nays: Alcalá, Ballard, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, Claeys, Clayton, Corbet, Cox, Crum, S., Curtis, Finney, Frownfelter, Gallagher, Gartner, Good, Helgerson, Henderson, Highberger, Highland, Holscher, Horn, Houser, Koesten, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Rooker, Ruiz, Schreiber, Stogsdill, Trimmer, Vickrey, Victors, Ward, Wolfe Moore.

Present but not voting: None.

Absent or not voting: E. Davis, Huebert, Osterman, R. Powell, Winn.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote no on **HB 2042**. Although I appreciate the training and permitting component of this bill, it still allows 18 year olds to conceal carry on college campuses. — KATHY WOLFE MOORE, PAM CURTIS, JIM GARTNER, JERRY STOGSDILL, GAIL FINNEY, NANCY LUSK, CINDY NEIGHBOR, PONKA-WE VICTORS, BRODERICK HENDERSON, KC OHAEBOSIM, SYDNEY CARLIN, CINDY HOLSCHER, STEVEN CRUM, MONICA MURNAN, MARY MARTHA GOOD, JOHN CARMICHAEL, ELIZABETH BISHOP

HB 2145, AN ACT concerning crimes, punishment and criminal procedure; relating to firearms, unlawful possession thereof; amending K.S.A. 2016 Supp. 21-6301 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: E. Davis, Huebert, Osterman, R. Powell, Winn.

The bill passed, as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture and Natural Resources Budget** recommends **HB 2546** be amended on page 3, in line 3, after "fair" by inserting "or any retailer"; in line 4, by striking all after "of"; in line 5, by striking all before the second comma and inserting "tangible personal property at retail while on the Kansas state fairgrounds"; also in line 5, by striking all after "remitted"; in line 6, by striking all before "to" and inserting "to the director of taxation who shall remit all such state sales tax revenue"; in line 9, after "amount" by inserting "in the state treasury";

On page 1, in the title, in line 2, by striking "by" and inserting "on"; also in line 2, by striking "fair" and inserting "fairgrounds"; and the bill be passed as amended.

Committee on **Agriculture and Natural Resources Budget** recommends **HB 2547** 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 **Judiciary** recommends **HB 2474** 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 **Judiciary** recommends **HB 2479** be passed.

REPORT OF STANDING COMMITTEE

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

Request No. 16, by Representative Jan Kessinger, congratulating Julia Luetje for her invention of the Storm Sleeper, and winning the Grand Prize in Frito Lay's Dreamvention Competition;

Request No. 17, by Representative Joe Seiwert, commending Kansas Law Enforcement Training Center for 50 years of outstanding service in law enforcement training;

Request No. 18, by Representative Ponka-We Victors, honoring Gerald Wawahsuck, Jr. for being fluent in the Sac and Fox Nation language and practicing tribal traditions;

Request No. 19, by Representative Kristey Williams, congratulating Rose Hill High School Volleyball Team for winning the 2016 and 2017 4A State Volleyball Championship;

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. Hineman, the committee report was adopted.

REPORT ON ENGROSSED BILLS

HB 2042, HB 2145 reported correctly engrossed February 1, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Monday, February 5, 2018.

Journal of the House

TWENTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 5, 2018, 11:00 a.m.

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

The roll was called with 114 members present.

Reps. Brim and Ruiz were excused on verified illness.

Reps. Arnberger, Bishop, Henderson, Hoffman, Johnson, Murnan, Osterman, Sawyer and Williams were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

God of Heaven and Earth,
Thank You for the genesis of a new week
and for new opportunities it will provide.
For our leaders I pray that today You will
give them strength in their weakness;
faith in their fear;
power in their powerlessness;
and tenacious winsome courage
as they go throughout the day.
When they are tempted to give up,
help them to keep going.
When things don't go their way
give them a cheerful spirit.
Give them the courage to do whatever needs to be done.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Landwehr.

PERSONAL PRIVILEGE

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

Mr. Speaker and Respected Colleagues,

I am here to announce my resignation as State Representative of the 26th District, effective at 3:00 p.m. today. It is indeed bittersweet for me. I have deep respect for the Kansas House, rule of law, and the democratic process, and you my colleagues. It has been an honor to have served with you.

I've accepted the position of Budget Director and look forward to working with Governor Colyer and each of you to find REAL long-term solutions that will help make Kansas a great place to raise a family or grow a business.

I want to thank my constituents of the 26th District for trusting me enough to send me here seven times. It has been an honor of a lifetime to serve you. I will still be working for you, but in a different role.

Friends, what may be my last announcement ever from this podium, I'll end with this: The K-12 Budget Committee will be meeting today at 1:30 in the Old Supreme Court Room.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2613, AN ACT concerning education; relating to the provision of assistive technology, sign language and Braille services; amending K.S.A. 2017 Supp. 72-3462 and repealing the existing section, by Committee on Education.

HB 2614, AN ACT concerning income taxation; relating to credits, providing a child tax credit, by Representative Hodge.

HB 2615, AN ACT concerning income taxation; relating to credits, household and dependent care expenses; amending K.S.A. 2017 Supp. 79-32,111c and repealing the existing section, by Representative Hodge.

HB 2616, AN ACT concerning sales and compensating use tax; relating to rates, food and food ingredients; amending K.S.A. 2017 Supp. 79-3602, 79-3603, 79-3620, 79-3703 and 79-3710 and repealing the existing sections, by Representative Hodge.

HB 2617, AN ACT concerning elections; related to data security; concerning voter registration, by Committee on Government, Technology and Security.

HB 2618, AN ACT concerning income taxation; relating to rates, individuals; amending K.S.A. 2017 Supp. 79-32,110 and repealing the existing section, by Representative Hodge.

HB 2619, AN ACT concerning agriculture; relating to the Kansas department of agriculture; allowing any documentation required under the Kansas pesticide law to be created or maintained in electronic form; amending K.S.A. 2017 Supp. 2-2455 and repealing the existing section, by Committee on Agriculture.

HB 2620, AN ACT concerning property taxation; relating to cities and counties; property tax lid, exception for expenditures for mental health and disability services; amending K.S.A. 2017 Supp. 79-2925c and repealing the existing section, by Representative Parker.

HB 2621, AN ACT concerning crimes, punishment and criminal procedure; relating to unlawful sexual relations; law enforcement; amending K.S.A. 2017 Supp. 21-5512 and repealing the existing section, by Representative Holscher.

HB 2622, AN ACT concerning public assistance; relating to child care assistance; eligibility; requirements; amending K.S.A. 2017 Supp. 39-709 and repealing the existing section, by Committee on Children and Seniors.

HB 2623, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; excluding certain noncovered employees; amending K.S.A. 2017 Supp. 74-4932 and repealing the existing section, by Representative K. Jones.

HB 2624, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; members of the legislature; rate of compensation at which such members participate; amending K.S.A. 2017 Supp. 74-4992 and 74-4995 and repealing the existing sections, by Representative K. Jones.

HB 2625, AN ACT concerning the Kansas law enforcement training act; relating to the central registry; records contained in the registry; amending K.S.A. 2017 Supp. 74-5611a and repealing the existing section, by Committee on Judiciary.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2609**.

Corrections and Juvenile Justice: **HB 2608**.

Health and Human Services: **HB 2611**.

Judiciary: **HB 2610**, **HB 2612**.

Taxation: **HB 2607**.

Transportation: **HB 2605**, **HB 2606**.

COMMUNICATIONS FROM STATE OFFICERS

From Ken Selzer, CPA, Commissioner of Insurance, Kansas Insurance Department, pursuant to K.S.A. 44-566a; 2016 Annual Report.

From Nick Jordan, Interim Secretary of Commerce, Kansas Department of Commerce, pursuant to K.S.A. 12-17,169(c); 2017 STAR Bonds Annual Report.

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

CONSENT CALENDAR

No objection was made to **HB 2474**, **HB 2547** appearing on the Consent Calendar for the first day.

Objection was made to **HB 2465** appearing on the Consent Calendar; the bill was placed on the Calendar under the heading General Orders.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Patton to replace Rep. Campbell as Chairman of Committee on K-12 Education Budget, effective at 3:00 p.m., Monday, February 5, 2018.

Also, the appointment of Rep. Patton to replace Rep. Campbell on Committee on Appropriations.

Also, the appointment of Rep. Rahjes to replace Rep. Williams on Committee on Elections on Monday, February 5.

REPORT ON ENROLLED RESOLUTIONS

HR 6044, **HR 6045** reported correctly enrolled and properly signed on February 5, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Tuesday, February 6, 2018.

Journal of the House

TWENTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, February 6, 2018, 11:00 a.m.

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

The House is now organized with 124 members, due to the resignation of Rep. Campbell, of District 26, on February 5, 2018.

The roll was called with 117 members present.

Reps. Henderson, Landwehr, Schreiber and Winn were excused on verified illness.

Reps. Hoffman, Osterman and Rafie were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Father God,
Thank you for this day You have given us.
We are reminded of the great words of St. Francis of Assisi:
“Lord, make me an instrument of your peace.
Where there is hatred let me sow love;
where there is injury, pardon;
where there is doubt, faith;
where there is despair, hope;
where there is darkness, light;
and where there is sadness, joy.”
In your hands, we are instruments that can accomplish that
which can shape the future for greater good.
Help us as Your instruments to work together in harmony.
This I pray, Amen.

The Pledge of Allegiance was led by Rep. Aurand.

INTRODUCTION OF GUESTS

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

Blue Valley North High School is renowned for its academics. For example, achievements in the past year include:

- Six Presidential Scholar candidates
- Four perfect ACT scores
- 16 National Merit Scholarship Semifinalists and 14 Finalists
- Two national Hispanic Scholars

- BVN is home to the 2017 Kansas Teacher of the Year, Mr. Jason Sickel.
- Named one of America's most challenging high schools the past 10 years by the *Washington Post*. And many more academic accolades.

This school year has brought some unaccustomed football recognition to the school as the Blue Valley North Mustangs defeated two-time defending champion Derby High School for the Kansas State 6A football championship.

It was a wild ride to the championship as the Mustangs advanced to the title game with a 44-37 double overtime win over rival Blue Valley High School. My fellow Johnson County representative from the Blue Valley High School district is here to uphold his end of a friendly wager we had on the game, as evidenced by him wearing a Blue Valley North Championship shirt.

North captured the title by defeating Derby 49-42, and became the only Blue Valley 6A school to take the title.

Football championships are uncharted ground for Blue Valley North. When Coach Andy Sims took over as head coach in 2014, the team had only one total win in the previous three years. His first year as coach, Sims' team won two games. He is now here to accept our recognition for winning a state title.

Others here today are: Graham Mertz, Miles Emery, Dylan Freburg, Ander Johnson, and Thatcher Robertson.

Rep. Kessinger presented Coach Sims with a framed House certificate.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2626, AN ACT concerning taxation; amending K.S.A. 2017 Supp. 79-2925c and repealing the existing section, by Committee on Local Government.

HB 2627, AN ACT concerning elections; dealing with cities and counties and regulation of temporary signs; amending K.S.A. 2017 Supp. 25-2711 and repealing the existing section, by Committee on Local Government.

HB 2628, AN ACT concerning airport authorities; amending K.S.A. 27-325 and repealing the existing section, by Committee on Local Government.

HB 2629, AN ACT concerning consumer protection and common interest communities; amending K.S.A. 2017 Supp. 58-4609 and repealing the existing section, by Committee on Local Government.

HB 2630, AN ACT concerning the Kansas family law code; relating to child custody, residency and parenting time; consideration of domestic abuse; amending K.S.A. 2017 Supp. 23-3203 and repealing the existing section, by Committee on Judiciary.

HB 2631, AN ACT concerning investigations of abuse, neglect or exploitation of certain individuals; clarifying when reports of abuse, neglect or exploitation shall be sent to both the department for children and families and the appropriate law enforcement agency; amending K.S.A. 2017 Supp. 38-2223, 38-2226 and 39-1431 and repealing the existing sections, by Committee on Judiciary.

HB 2632, AN ACT regulating traffic; concerning escort vehicles, annual registration, by Committee on Transportation.

HB 2633, AN ACT concerning the secretary of state; requiring nonpartisan elections; prohibiting certain political activities; amending K.S.A. 2017 Supp. 25-101 and repealing the existing section, by Representative Parker.

HB 2634, AN ACT concerning the Kansas state employees health care commission; providing for payroll deductions for indemnity insurance; amending K.S.A. 75-6521, 75-6522 and 75-6523 and repealing the existing sections, by Committee on General Government Budget.

HB 2635, AN ACT concerning education; relating to the instruction and financing thereof; relating to the Kansas school equity and enhancement act; relating to the tax credit for low income students program act; amending K.S.A. 2017 Supp. 72-4352, 72-4354, 72-4357, 72-5131, 72-5132, 72-5133, 72-5143, 72-5144, 72-5145, 72-5148, 72-5149, 72-5150, 72-5151, 72-5153, 72-5155, 72-5171, 72-53,113, 72-53,116, 72-5461, 72-5462 and 79-32,117 and repealing the existing sections; also repealing K.S.A. 2016 Supp. 72-99a02, as amended by section 96 of chapter 95 of the 2017 Session Laws of Kansas and K.S.A. 2017 Supp. 72-1171, 72-5172, 72-5176, 72-6463, 72-6464, 72-6465, 72-6466, 72-6467, 72-6468, 72-6469, 72-6470, 72-6471, 72-6472, 72-6473, 72-6474, 72-6475, 72-6477, 72-6478, 72-6479, 72-6480, 72-6481 and 79-32,117o, by Committee on K-12 Education Budget.

HB 2636, AN ACT concerning school districts; relating to general obligation bonds; relating to state board of education approval; amending K.S.A. 2017 Supp. 72-5461 and repealing the existing section, by Committee on K-12 Education Budget.

HB 2637, AN ACT concerning veterans; relating to the uniform consumer credit code; enacting the Kansas veterans loan act; establishing the Kansas veterans loan act fee fund, by Committee on Veterans and Military.

HB 2638, AN ACT concerning postsecondary education; relating to gifts, grants and donations and the disclosure thereof, by Committee on Education.

HB 2639, AN ACT concerning child care facilities; relating to individuals maintaining or residing, working or regularly volunteering at a child care facility; collection of a fee for fingerprinting such individuals; amending K.S.A. 2017 Supp. 65-516 and repealing the existing section, by Committee on Children and Seniors.

HB 2640, AN ACT concerning the state corporation commission; relating to representation to regional transmission organizations, public comment; amending K.S.A. 2017 Supp. 74-633 and repealing the existing section, by Committee on Water and Environment.

HB 2641, AN ACT concerning oil and gas; relating to the state corporation commission, powers and duties; requirements for certain injection wells, by Committee on Water and Environment.

HB 2642, AN ACT concerning campaign finance; dealing with corrupt political advertising; amending K.S.A. 2017 Supp. 25-4156 and repealing the existing section, by Representative Esau.

On emergency motion of Rep. Hineman, the following concurrent resolution was introduced and adopted:

HOUSE CONCURRENT RESOLUTION No. **HCR 5023**—

By Representatives Ryckman, Hineman and Ward

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.

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 meet in joint session in Representative Hall at 2:45 p.m. on February 7, 2018, for the purpose of hearing the message of 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.

In accordance with **HCR 5023**, Speaker Ryckman appointed Reps. Awerkamp, Markley and Winn to escort the Governor.

Reps. Mastroni, Dierks and Kuether to escort the Supreme Court.

Reps. Houser, Huebert and Finney to escort the Senate.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2619**.

Children and Seniors: **HB 2622**.

Corrections and Juvenile Justice: **HB 2621**.

Education: **HB 2613**.

Elections: **HB 2617**.

Financial Institutions and Pensions: **HB 2623, HB 2624**.

Judiciary: **HB 2625**.

Taxation: **HB 2614, HB 2615, HB 2616, HB 2618, HB 2620**.

MESSAGES FROM THE GOVERNOR

From Jeff Colyer, Governor of the State of Kansas; Executive Order No. 18-04, Policy Regarding Sexual Harassment.

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

CONSENT CALENDAR

No objection was made to **HB 2474, HB 2547** appearing on the Consent Calendar for the second day.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Hawkins in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **HB 2470** be adopted.

Also, roll call was demanded on motion of Rep. Hodge to amend **HB 2470**, on page 2, in line 21, after the second "of" by inserting "beer and"; in line 25, after "domestic" by inserting "beer and"; also in line 25, after the period by inserting "If at least 70%, but not 100%, of the products utilized in the manufacture of beer and hard cider by a microbrewery are grown in Kansas, then the license fee for such microbrewery imposed

under K.S.A. 41-310, and amendments thereto, for the immediately succeeding license period shall be $\frac{1}{2}$ of the amount set forth in K.S.A. 41-310, and amendments thereto. If 100% of the products utilized in the manufacture of beer and hard cider by a microbrewery are grown in Kansas, then the license fee for such microbrewery imposed under K.S.A. 41-310, and amendments thereto, shall be waived for the immediately succeeding license period."

On roll call, the vote was: Yeas 37; Nays 80; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Ballard, Burroughs, Carlin, Carmichael, Clayton, Corbet, Crum, S., Curtis, Deere, Finney, Frownfelter, Garber, Gartner, Hodge, Holscher, Horn, Kuether, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, Sawyer, Stogsdill, Trimmer, Victors, Ward, Weigel, Whipple, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, B. Carpenter, Claeys, Clark, Concannon, Cox, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Lewis, Markley, Mason, Mastroni, Orr, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rahjes, Ralph, Resman, Rooker, Ryckman, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Henderson, Hoffman, Landwehr, Osterman, Rafie, Schreiber, Winn.

The motion did not prevail and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Education** recommends **HB 2542** be passed.

Committee on **Elections** recommends **HB 2539** be reported without recommendation.

Committee on **Federal and State Affairs** recommends **SB 262**, as amended by Senate Committee, be passed.

Committee on **Financial Institutions and Pensions** recommends **HB 2444** be passed.

Committee on **Financial Institutions and Pensions** recommends **HB 2448** be amended on page 1, in line 7, by striking "July 1, 2018" and inserting "January 1, 2019"; in line 9, by striking "July 1, 2018" and inserting "January 1, 2019"; in line 34, after the period by inserting "Notwithstanding any provision of K.S.A. 74-4901 et seq., and amendments thereto, to the contrary, if a security officer has a vested retirement benefit pursuant to K.S.A. 74-4963, and amendments thereto, and a vested retirement benefit pursuant to K.S.A. 74-4917, and amendments thereto, and retires on or after such security officer's normal retirement date under K.S.A. 74-4957a, and amendments thereto, then such security officer shall also be deemed to have retired for the purposes of K.S.A. 74-4901 et seq., and amendments thereto, and shall be eligible for such vested retirement benefit pursuant to K.S.A. 74-4917, and amendments thereto.";

On page 2, in line 17, by striking all after "(1)"; by striking all in lines 18 through 39; in line 40, by striking "(3)" and inserting "Who is in any position in a job class in the

corrections officer or juvenile services corrections officer class series, including, but not limited to, corrections officer I (A), corrections officer I (B), corrections officer II, corrections supervisor I, corrections supervisor II, corrections supervisor III, corrections counselor I, corrections counselor II, unit team supervisor, corrections classification administrator, juvenile corrections officer I (A), juvenile corrections officer I (B), captain, major, juvenile corrections officer II, juvenile corrections officer III, special investigator II, unit team manager, chief of security, EAI investigator or EAI investigator supervisor job class, as all such job classes are described on January 1, 2019, in the state job classification plan in effect for the classified service under the Kansas civil service act or who is in a position in any successor job class or classes that have been approved under K.S.A. 75-2938, and amendments thereto, and who have substantially the same duties and responsibilities thereof;

(2)";

Also on page 2, in line 40, by striking "July 1, 2018" and inserting "January 1, 2019"; in line 42, by striking all after the comma; by striking all in line 43;

On page 3, by striking all in line 1; in line 2, by striking all before "as" and inserting "training program manager, training technician, superintendent, deputy superintendent, corrections manager I, corrections manager II, staff development specialist, safety and health inspector or safety and health specialist,"; also in line 2, by striking "July 1, 2018" and inserting "January 1, 2019"; in line 10, after "paragraph" by inserting "and is located at a correctional institution or a juvenile correctional facility"; in line 21, after "service" by inserting "or laundry";

On page 1, in the title, in line 3, after "membership" by inserting "of certain employees"; also in line 3, after "corrections" by inserting "located at correctional institutions and juvenile correctional facilities"; and the bill be passed as amended.

Committee on **Government, Technology and Security** recommends **HB 2556** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2556," as follows:

"Substitute for HOUSE BILL NO. 2556

By Committee on Government, Technology and Security

"AN ACT concerning emergency communications services; establishing the state interoperability advisory committee."; and the substitute bill be passed.

(Sub **HB 2556** was thereupon introduced and read by title.)

Committee on **Veterans and Military** recommends **HB 2464** be amended on page 1, in line 5, after "(a)" by inserting "(1)"; in line 7, after the first "member" by inserting "or service member's spouse"; in line 10, by striking "(1)" and inserting "(A)"; in line 11, by striking "(2)" and inserting "(B)"; in line 12, by striking "(3)" and inserting "(C)"; in line 13, by striking "(4)" and inserting "(D)"; in line 14, by striking "(5)" and inserting "(E)"; following line 14, by inserting:

"(2) The provisions of this section shall not apply to prepaid or no-contract service plans.";

Also on page 1, in line 15, after "member" by inserting "or service member's spouse"; in line 20, after "member" by inserting "or service member's spouse"; in line 23, after the comma by inserting "or, if the same terms and conditions are no longer offered to any new consumers, at the same terms and conditions the service provider offers to new consumers,"; also in line 23, after "member" by inserting "or service member's spouse"; in line 27, after "member" by inserting "or service member's spouse"; in line 30, after

"member" by inserting "or service member's spouse"; 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 2643, AN ACT concerning postsecondary education; relating to residency for purposes of tuition and fees; relating to the Kansas foster child educational assistance act; requiring tuition differences to be applied to such act; amending K.S.A. 2017 Supp. 75-53,114 and 76-729 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 76-731a, by Committee on Higher Education Budget.

HB 2644, AN ACT concerning state finances; relating to the program service inventory, integrated budget fiscal process, performance-based budgeting system; postsecondary educational institutions; amending K.S.A. 2017 Supp. 75-3718b and repealing the existing section, by Committee on Higher Education Budget.

HB 2645, AN ACT concerning courts; relating to district magistrate judges; positions; fourth judicial district; amending K.S.A. 20-338 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2646, AN ACT concerning motor vehicle liability insurance; increasing the minimum policy limit for bodily injury on certain persons; amending K.S.A. 2017 Supp. 40-3107 and repealing the existing section, by Representatives Bishop and Hodge.

HB 2647, AN ACT concerning employment; relating to local government control over wage, benefit and leave policies with respect to private employers; amending K.S.A. 2017 Supp. 12-16,132 and 19-26,114 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 12-16,130, by Representative Parker.

HB 2648, AN ACT concerning crimes, punishment and criminal procedure; relating to assault; battery; definition of law enforcement officer; amending K.S.A. 2017 Supp. 21-5412 and 21-5413 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2649, AN ACT relating to agriculture; enacting the industrial hemp pilot program; powers, duties and responsibilities of the secretary of agriculture; licenses and licensing; rules and regulations; exempting industrial hemp from the definition of marijuana; amending K.S.A. 2017 Supp. 21-5702 and 65-4101 and repealing the existing sections, by Representative Dove.

HB 2650, AN ACT designating the state rock as limestone; the state mineral as galena; and the state gemstone as jelinite amber, by Committee on Federal and State Affairs.

HB 2651, AN ACT concerning agriculture; relating to poultry processing facilities and poultry slaughter facilities; providing for the establishment thereof in a county; amending K.S.A. 2017 Supp. 17-5903 and 17-5904 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2652, AN ACT concerning agriculture; relating to poultry confinement facilities; providing for the establishment thereof in a county; amending K.S.A. 2017 Supp. 17-5903 and 17-5904 and repealing the existing sections, by Committee on Federal and State Affairs.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Proehl to serve as Vice-Chairman of the Committee on Appropriations.

Also, the appointment of Rep. Johnson to serve on Committee on K-12 Education Budget and thus is removed from membership on Committee on Agriculture and Natural Resources Budget.

Also, the appointment Rep. Ralph to replace Rep. Patton as Vice-Chairman of Committee on Judiciary. Rep. Patton retains membership on the Committee.

Also, due to the Feb. 5, 2018 appointment of Rep. Patton to the Committee on Appropriations, Rep. Patton is removed from the Committee on Financial Institutions and Pensions and Committee on Insurance.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Wednesday, February 7, 2018.

Journal of the House

TWENTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 7, 2018, 11:00 a.m.

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

The roll was called with 122 members present.

Rep. Osterman was excused on verified illness.

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

Excused later: Rep. Claeys

Prayer by guest chaplain, Ms. Gil Aitkens, Brown County Chapter of the Native American Church, Hoyt, and guest of Rep. Victors.

Nwi mat mo
Nogizget Mnomotsawin
igwen
Thank You Creator God for this beautiful day and all
you have blessed us with.
Bless the leaders of the State of Kansas with wise minds
for the decisions they
are here to make. Let their decisions continue to
improve the Kansas communities and lives for all
nationalities.
In Jesus Name
Amen

Kshe'mnito kapma yawok pama mine' waje'wapte'kon
God be with you until we see one another again.

The Pledge of Allegiance was led by Rep. Victors.

INTRODUCTION OF GUESTS

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

Today is Kansas Native American Legislative Day, a day to honor the government-to-government relationship between our four tribes and the state. There are over 500 federally recognized tribes in the United States, each with their own culture, spirituality, traditions, and language.

In the late 19th century, tribes were restricted to reservations. Many Native American children were taken to boarding schools, where they were required to speak only English and were persecuted for speaking their tribal language. As a result of this horrifying atrocity, Native American languages were dead or dying. By the late 20th century, more than half of Native Americans in the U.S. lived in urban areas, where English was their everyday language. Today, the few remaining Native American languages are usually only spoken by tribal elders. However, this trend is being reversed by the younger generation, many of whom have taken it upon themselves to learn and preserve their tribal language.

Today, I want to showcase two tribal youth – Gerald Wahwahsuck, Jr. from the Sac and Fox Nation of Kansas, and Panosh Wabaunsee from the Prairie Band Potawatomi Nation – who are fluent in their native language. They understand the importance of preserving their culture for future generations. Please join me in recognizing them and encouraging them to continue to learn their culture. Weblahha!

Rep. Victors presented her guests with a framed House certificate.

INTRODUCTION OF GUESTS

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

Members of the Body, it is my honor today to introduce you to the Rose Hill High School two-time State Volleyball Champions. These young women, led by Head Coach Melissa Segovia, clinched the 2016 and the 2017 4A Division I State Volleyball Championship.

This highly decorated team has accumulated a host of awards including four players making the 4A Division I State Tournament team, four receiving the Kansas Volleyball Association 4A Division I All State Honors with one named Co-Player of the Year, and two players receiving the Wichita Eagle All Metro Team Designation: one hitter and one setter. Almost every member of this group of extraordinary young women athletes holds an all-time career record or single match record in Rose Hill volleyball. In addition, Head Coach Segovia was named Kansas Volleyball Association 4A Division I Volleyball Coach of the Year award in *both* 2016 and 2017.

Segovia attributes success to the support of the families, administration, staff, and community and, of course, the tireless efforts put forth by all the girls, especially the seniors who set the tone for the season. In the Coach's words, "players realized that there's a lot that goes into a championship. Hard work, dedication, mental fortitude, and simply showing up every day" goes a long way in building a winning team.

Rep. Williams introduced the following members of the team to the House in recognition of their achievements: Hunter Gunnarson, Morgan Gunnarson, Sarah Lazar, Emily Witt, Danyel Yardley, Emily Adler, Paeten Burke, Breckynn Myers, Analisa Pennington, Gracie Van Driel, Emma Cunningham, Rylie Baker, Haley Thrush. Coaches: Melissa Segovia, Elaine Witt, Jennifer Goering and Superintendent, Randal Chickadonz.

Rep. Williams presented Coach Segovia with a framed House certificate.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2653, AN ACT concerning income tax; relating to credits; educational expenses made by certain school employees, by Representative Hodge.

HB 2654, AN ACT concerning income tax; relating to credits; expenses made by colleges for health or education facilities, by Representative Hodge.

HB 2655, AN ACT concerning income taxation; relating to credits, fitness facility membership fees, by Representative Hodge.

HB 2656, AN ACT concerning property taxation; relating to recreational vehicles; amending K.S.A. 79-5120 and repealing the existing section, by Representative Hodge.

HB 2657, AN ACT concerning income tax; relating to credits, salary increases to Kansas employees, by Representative Hodge.

HB 2658, AN ACT concerning sales taxation; relating to exemptions, certain food and food ingredients; amending K.S.A. 2017 Supp. 79-3606 and repealing the existing section, by Representative Hodge.

HB 2659, AN ACT concerning sales and compensating use tax; relating to the sale of certain motor vehicles, rate of tax; amending K.S.A. 2017 Supp. 79-3603 and repealing the existing section, by Representative Hodge.

HB 2660, AN ACT concerning property taxation; relating to certain personal property, motor vehicles and watercraft; amending K.S.A. 79-5111 and K.S.A. 2017 Supp. 79-5105 and 79-5501 and repealing the existing sections, by Representative Hodge.

HB 2661, AN ACT concerning income taxation; relating to rates, corporations; amending K.S.A. 2017 Supp. 79-32,110 and repealing the existing section, by Representative Hodge.

HB 2662, AN ACT concerning the Kansas board of barbering; relating to fees; increasing the fees for licenses and examinations; amending K.S.A. 2017 Supp. 65-1817 and repealing the existing section, by Committee on Health and Human Services.

HB 2663, AN ACT enacting the KanCare/Medicaid ombudsman act; providing for the powers, duties and functions of the state KanCare/Medicaid ombudsman, by Committee on Health and Human Services.

HB 2664, AN ACT establishing a task force on social work mobility and workforce development; membership and scope of study; submission of reports and recommendations, by Committee on Health and Human Services.

HB 2665, AN ACT concerning water; establishing a water law study commission, by Committee on Water and Environment.

HB 2666, AN ACT concerning public assistance; relating to cash assistance, food assistance, medical assistance and child care subsidies; eligibility; amending K.S.A. 2017 Supp. 39-702 and 39-709 and repealing the existing sections, by Representatives Ousley and Gallagher.

HB 2667, AN ACT concerning insurance; relating to coverage of abortion services; amending K.S.A. 2017 Supp. 40-2,103, 40-19c09, 40-2246, 65-6731, 65-6733, 79-32,117, 79-32,138, 79-32,182b, 79-32,195 and 79-32,261 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 40-2,190 and 40-2,191, by Committee on Federal and State Affairs.

HB 2668, AN ACT concerning sales taxation; relating to exemptions, farm products sold at farmers' markets; amending K.S.A. 2017 Supp. 79-3606 and repealing the existing section, by Representatives Pittman, Clayton, Hodge, Horn, Karleskint, Lusker, Parker and Probst.

HB 2669, AN ACT concerning insurance; relating to oil and gas operations; relating to operators of class II injection wells; requiring liability insurance coverage for induced seismicity damages; amending K.S.A. 2017 Supp. 55-151 and repealing the existing section, by Representatives Lusk, Good, Ballard, Bishop, Clayton, Crum, S., Curtis, Finney, Henderson, Kuether, Neighbor, Ousley, Parker, Probst, Seiwert, Stogsdill and Victors.

HB 2670, AN ACT concerning real property; relating to protests and exemptions from property or ad valorem taxes; information required to be provided to local units of government, by Committee on Taxation.

HB 2671, AN ACT concerning sales and compensating use tax; relating to exemptions, midland care connection, inc.; amending K.S.A. 2017 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2672, AN ACT concerning oil and gas; relating to the state corporation commission, powers and duties; requirements for certain injection wells; creating the citizens' injection well board; creating the injection well induced seismicity fund; amending K.S.A. 2017 Supp. 55-151, 66-1503 and 76-326b and repealing the existing sections, by Representatives Lusk, Good, Ballard, Bishop, Clayton, Crum, S., Curtis, Dierks, Finney, Henderson, Kuether, Neighbor, Ohaebosim, Ousley, Parker, Probst, Victors and Whipple.

HB 2673, AN ACT concerning elections; dealing with voter registration, by Representative Hodge.

HB 2674, AN ACT concerning health and healthcare; relating to the practice of telemedicine; certain state licensing agencies; establishing coverage parity between in-person and telemedicine-delivered healthcare services and providers; enacting the Kansas telemedicine act; definitions; rules and regulations; amending K.S.A. 2017 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Taxation.

HB 2675, AN ACT concerning elections; related to the interstate voter registration crosscheck program, by Representative Pittman.

HB 2676, AN ACT concerning the developmental disabilities reform act; failure of community service providers to comply with requirements, standards or laws, by Committee on Federal and State Affairs.

HB 2677, AN ACT repealing K.S.A. 2017 Supp. 75-6705; relating to the use of state appropriated moneys to lobby on gun control issues, by Committee on Federal and State Affairs.

HOUSE CONCURRENT RESOLUTION No. **HCR 5024**—

By Representative Hodge

A PROPOSITION to amend article 11 of the constitution of the state of Kansas by adding a new section thereto, concerning the taxation of certain residential property.

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: Article 11 of the constitution of the state of Kansas is hereby amended by adding a new section to read as follows:

"§ 14. **Taxation of certain residential property; state levy.** (a) There is hereby levied an annual permanent state tax of 10 mills upon property classified in subclass 1 of section 11 of article 11 of the constitution of the state of Kansas with an appraised value of \$1,000,000 or more.

(b) The county treasurer of each county shall make the proceeds of the tax levy provided for in this section available to the state treasurer immediately upon collection. When available, the state treasurer shall withdraw from each county the proceeds of the taxes raised by such tax levy. Upon such withdrawal, the state treasurer shall deposit the same in the state treasury and shall credit the entire amount to the state general fund."

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 levy a tax upon residential property with an appraised value of \$1,000,000 or more. The proceeds of this levy would be deposited into the state general fund.

"A vote for this proposition would provide a state tax of 10 mills on residential property with an appraised value of \$1,000,000 or more and deposit the proceeds therefrom into the state general fund.

"A vote against this proposition would make no changes in current law with no additional tax levy on residential property with an appraised value of \$1,000,000 or more."

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 2018, 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:

Agriculture: **HB 2649, HB 2651, HB 2652.**

Children and Seniors: **HB 2639.**

Commerce, Labor and Economic Development: **HB 2647.**

Corrections and Juvenile Justice: **HB 2648.**

Education: **HB 2638.**

Elections: **HB 2633, HB 2642.**

Federal and State Affairs: **HB 2650.**

General Government Budget: **HB 2634.**

Higher Education Budget: **HB 2643, HB 2644.**

Insurance: **HB 2646.**

Judiciary: **HB 2630, HB 2631, HB 2645.**
 K-12 Education Budget: **HB 2635, HB 2636.**
 Local Government: **HB 2627, HB 2628, HB 2629.**
 Taxation: **HB 2626.**
 Transportation: **HB 2632.**
 Veterans and Military: **HB 2637.**
 Water and Environment: **HB 2640, HB 2641.**

MESSAGES FROM THE SENATE

Announcing adoption of **HCR 5023**, 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 were appointed:

To escort the Governor: Senators Hardy and Faust-Goudeau
 To escort the Supreme Court: Senators Hilderbrand and Pettey

Announcing passage of **SB 256, SB 283, SB 284, SB 292, and SB 335.**

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 256, SB 283, SB 284, SB 292, SB 335.

CONSENT CALENDAR

No objection was made to **HB 2474** 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 2547** 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 2474, AN ACT concerning the Kansas family law code; relating to marriage; notification by court to the secretary of health and environment; amending K.S.A. 2017 Supp. 23-2511 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: 2.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K.

Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Bergquist, Osterman.

The bill passed.

HB 2470, AN ACT concerning alcoholic beverages; dealing with microbreweries; amending K.S.A. 2017 Supp. 41-308b 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: 2.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Jacobs.

Present but not voting: None.

Absent or not voting: Bergquist, Osterman.

The bill passed, as amended.

On motion of Rep. Hineman, 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 2502** be passed.

Committee report to **HB 2446** be adopted; and the bill be passed as amended.

Roll call was demanded on motion of Rep. Parker to amend **HB 2438**, on page 1, following line 6, by inserting:

"New Section 1. (a) The legislature finds and declares that:

- (1) The state of Kansas is a significant purchaser of internet services;
- (2) implementation of the principles of net neutrality is necessary for the state to ensure efficient procurement of goods and services and to ensure delivery of predictable, stable and high quality internet services; and

(3) a majority of state services are exclusively online and, without principles of net neutrality in place, internet service providers could limit Kansas citizens' ability to receive state services, which could dramatically deepen the digital divide and exacerbate challenges faced by the poorest citizens in accessing state services.

(b) The state shall not enter into a contract with any internet service provider that fails to meet the requirements of this section. To be eligible to receive a contract from the state for the provision of internet services:

(1) An internet service provider shall not:

(A) Block lawful content, applications, services or nonharmful devices, subject to reasonable network management that is disclosed to the consumer;

(B) throttle, impair or degrade lawful internet traffic on the basis of internet content, application or service, or use of a nonharmful device, subject to reasonable network management that is disclosed to the consumer;

(C) engage in paid prioritization; or

(D) unreasonably interfere with or unreasonably disadvantage:

(i) End users' ability to select, access and use internet services or lawful internet content, applications, services or devices of their choice; or

(ii) a content, application, service or device provider's ability to make lawful content, applications, services or devices available to end users.

(2) An internet service provider shall publicly disclose to all of its customers in the state:

(A) Information upon the network and internet transport management practices for all internet services; and

(B) performance and commercial terms of the provider's internet services sufficient for consumers to make informed choices regarding the use of such services and for content, application, service or device providers to develop, market and maintain internet offerings.

(c) The secretary of administration may adopt rules and regulations for the administration of this act.

(d) As used in this section:

(1) "Internet service" means a mass-market retail service that provides the capability to transmit data to and receive data from all or substantially all internet endpoints without regard to delivery technology or infrastructure used to provide such service.

(2) "State" means this state or any agency, institution, department, board, commission, office or officer of this state.";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking "projects"; also in line 1, after the semicolon by inserting "relating to state agencies; prohibiting state contracts with internet service providers that do not adhere to net neutrality policies;"

Rep. Highland requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

On roll call, the vote was: Yeas 43; Nays 78; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Ballard, Bishop, Burroughs, Carlin, Carmichael, Clark, Clayton, Crum, S., Curtis, Deere, Finney, Frownfelter, Helgeson, Henderson, Highberger, Hodge, Holscher, Horn, Koesten, Kuether, Lusk, Lusker, Miller, Murnan, Neighbor,

Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Ruiz, Sawyer, Sloan, Stogsdill, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Blex, Brim, Burris, B. Carpenter, Concannon, Corbet, Cox, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Landwehr, Lewis, Markley, Mason, Mastroni, Orr, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Bergquist, Claeys, Osterman.

The motion of Rep. Parker to amend did not prevail, and **HB 2438** be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Local Government** recommends **HB 2505** be passed.

Committee on **Transportation** recommends **HB 2486** be passed.

Committee on **Transportation** recommends **HB 2511** be passed.

Committee on **Transportation** recommends **HB 2531** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

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 resolution were introduced and read by title:

HB 2678, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the choose life license plate; amending K.S.A. 2017 Supp. 8-1,141 and repealing the existing section, by Committee on Transportation.

HB 2679, AN ACT enacting the Kansas contraceptive equity act; providing insurance coverage for contraceptives; amending K.S.A. 2017 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Representative Parker.

HB 2680, AN ACT concerning elections; related to voter registration; amending K.S.A. 2017 Supp. 25-2360 and repealing the existing section, by Representative Parker.

HB 2681, AN ACT concerning the legislature; relating to voting requirements; requiring the recording of certain votes when in standing committees and committee of the whole, by Representative Parker.

HB 2682, AN ACT concerning advanced telecommunications services; relating to internet service providers and net neutrality; relating to state contracts; requirements to receive state contracts, by Representatives Parker, Clayton, Curtis, Highberger, Ohaebosim and Probst.

HB 2683, AN ACT concerning elections; related to voter registration, by Representative Parker.

HB 2684, AN ACT concerning certain state agencies; relating to redaction of social security numbers, by Representatives Parker and Carmichael.

HB 2685, AN ACT concerning firearms; relating to the personal and family protection act; relating to exemptions for postsecondary educational institutions; amending K.S.A. 2017 Supp. 75-7c20 and repealing the existing section, by Representatives Ballard, Bishop, Carlin, Carmichael, Crum, S., Finney, Highberger, Horn, Ohaebosim, Parker and Stogsdill.

HB 2686, AN ACT making and concerning appropriations for the fiscal year ending June 30, 2019, for the department of corrections, by Representatives Pittman and Deere.

HB 2687, AN ACT concerning children and minors; creating the adoption protection act; relating to the placement of children for foster care or adoption; relating to the religious freedoms of private entities providing such placement services, by Representatives Humphries, Arnberger, Awerkamp, Bergquist, Blex, Burris, B. Carpenter, Delperdang, Dove, Elliott, Ellis, Eplee, Esau, Garber, Good, Highland, Hoffman, Houser, Huebert, Jacobs, K. Jones, Mason, R. Powell, Rafie, Resman, Seiwert, Smith, E., Sutton, Thimesch, Vickrey, Weber, C. and Whitmer.

HB 2688, AN ACT establishing the behavioral health task force, by Committee on Appropriations.

HB 2689, AN ACT concerning the judicial branch; relating to salaries of justices, judges and nonjudicial employees; making and concerning appropriations for fiscal year ending June 30, 2019; amending K.S.A. 75-3120f and K.S.A. 2017 Supp. 75-3120g, 75-3120h and 75-3120k and repealing the existing sections, by Committee on Appropriations.

HB 2690, AN ACT concerning school districts; creating the Kansas school financial transparency act, by Committee on Education.

HB 2691, AN ACT concerning water; relating to the division of water resources of the department of agriculture; relating to notification requirements for multi-year flex accounts and water right applications; amending K.S.A. 2017 Supp. 82a-736 and 82a-1906 and repealing the existing sections, by Committee on Water and Environment.

HB 2692, AN ACT concerning school districts; relating to students diagnosed with an autism spectrum disorder; requiring the provision of applied behavior analysis for such students, by Committee on Education.

HB 2693, AN ACT concerning state finance; relating to budget bills introduced by the legislature and the governor's budget report; requiring preparation of a federal moneys report by the director of the budget, by Representative Tarwater.

HB 2694, AN ACT concerning education; creating the community leaders service act; amending K.S.A. 2017 Supp. 79-32,117 and repealing the existing section; also repealing K.S.A. 2017 Supp. 79-32,117o, by Representative Hodge.

HB 2695, AN ACT concerning sexual harassment claims; relating to state moneys used for settlements; non-disclosure agreements, by Representatives Holscher, Brim, Carlin, Clayton, Crum, S., Dietrich, Finney, Horn, Judd-Jenkins, Koesten, Kuether, Murnan, Parker, Pittman, Ward, Whipple and Winn.

HB 2696, AN ACT concerning employment; relating to non-disclosure agreements; allegations of sexual harassment, by Representative Whipple.

HB 2697, AN ACT concerning education; relating to the Kansas school equity and enhancement act; relating to the calculation of transportation weighting; amending K.S.A. 2017 Supp. 72-5148 and repealing the existing section, by Committee on K-12

Education Budget.

HB 2698, AN ACT concerning the state treasurer; relating to financial institutions; establishing the Kansas children's savings account program; establishing the Kansas children's savings account program trust fund; Kansas children's savings account program expense fund; tax credit for donations to the Kansas children's savings account program trust fund, by Representative Highberger.

HB 2699, AN ACT concerning the legislature; relating to bills; prohibiting amendments striking all material and inserting new material, by Representatives Probst, Burroughs, Crum, S., Deere, Finney, Gartner, Holscher, Horn, Murnan, Parker, Pittman, Stogsdill, Trimmer and Victors.

HB 2700, AN ACT concerning public records; regarding disclosure of personal information; social security numbers; amending K.S.A. 2017 Supp. 75-3520 and repealing the existing section, by None.

HB 2701, AN ACT concerning broadband; creating the statewide broadband expansion task force; relating to the expansion of broadband services, by Committee on Energy, Utilities and Telecommunications.

HB 2702, AN ACT concerning meteorological evaluation towers; relating to reporting requirements, definitions; amending K.S.A. 2017 Supp. 66-1281 and repealing the existing section, by Committee on Energy, Utilities and Telecommunications.

HB 2703, AN ACT concerning workers compensation; relating to the determination of functional impairment; use of American medical association guides; amending K.S.A. 2017 Supp. 44-508, 44-510d and 44-510e and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2704, AN ACT concerning adult care homes; requiring written informed consent before administering an antipsychotic medication to an adult care home resident, by Representatives Gallagher, Baker, Curtis, Deere, Good, Judd-Jenkins, Markley, Mastroni, Ousley and Resman.

HB 2705, AN ACT concerning health care providers; relating to peer review; privileged information; amending K.S.A. 65-4925 and K.S.A. 2017 Supp. 65-4915 and repealing the existing sections, by Committee on Judiciary.

HB 2706, AN ACT concerning sexual assault examinations; relating to child advocacy centers; amending K.S.A. 2017 Supp. 38-2227 and 65-448 and repealing the existing sections, by Committee on Judiciary.

HB 2707, AN ACT concerning charitable organizations; relating to registration; transfer from secretary of state to the attorney general; amending K.S.A. 17-1763, 17-1764, 17-1765, 17-1769, 17-1771, 17-1772 and 46-236 and K.S.A. 2017 Supp. 17-1762 and repealing the existing sections, by Committee on Judiciary.

HB 2708, AN ACT concerning criminal procedure; relating to the attorney general; diversion agreements; amending K.S.A. 22-2906 and 22-2907 and K.S.A. 2017 Supp. 22-2909 and repealing the existing sections, by Committee on Judiciary.

HB 2709, AN ACT concerning crimes, punishment and criminal procedure; relating to lewd and lascivious behavior; penalties; amending K.S.A. 2017 Supp. 21-5513 and repealing the existing section, by Committee on Judiciary.

HB 2710, AN ACT concerning employees; relating to protection of victims of domestic violence; amending K.S.A. 2017 Supp. 44-1132 and repealing the existing section, by Representative Whipple.

HB 2711, AN ACT concerning judicial, legislative and executive state employees; relating to wage discrimination based on gender; applications for employment to state agencies, by Representative Whipple.

HB 2712, AN ACT concerning employment; relating to maternity benefits, by Representative Whipple.

HB 2713, AN ACT concerning bail enforcement agents; relating to continuing education; the attorney general; amending K.S.A. 2017 Supp. 22-2809b and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2714, AN ACT creating the Arkansas City library district, by Representative Judd-Jenkins.

HB 2715, AN ACT concerning an abandoned cemetery, by Representative Judd-Jenkins.

HB 2716, AN ACT regulating traffic; concerning antique military vehicles; relating to the registration thereof; amending K.S.A. 2017 Supp. 8-128, 8-197 and 8-1486 and repealing the existing sections, by Representatives Judd-Jenkins and Hoffman.

HOUSE CONCURRENT RESOLUTION No. **HCR 5025**—

By Committee on Commerce, Labor and Economic Development

A PROPOSITION to repeal section 12 of article 15 of the constitution of the state of Kansas, relating to membership or nonmembership in labor organizations.

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 12 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 12 of article 15 of the constitution of the state of Kansas, regarding membership or nonmembership in labor organizations. This section provides that a person shall not be denied the opportunity of gaining or retaining employment because the person is a member or is not a member in a labor organization. This section also provides that the state of Kansas or any subdivision of the state, or any individual, corporation, or any kind of association may not make any written or oral agreement that excludes any person from employment or from continuing to be employed because the person is a member or is not a member in any labor organization. The repeal of this section would remove the provisions regarding union membership and employment described above from the constitution of the state of Kansas.

"A vote for this proposition would repeal section 12 of article 15 and remove its provisions relating to membership or nonmembership in labor organizations from the constitution of the state of Kansas.

"A vote against this proposition would retain section 12 of article 15 and its provisions relating to membership or nonmembership in labor organizations in 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 2018, 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.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Schwab to the Committee on Financial Institutions and Pensions and the Committee on Insurance.

Also, the appointment of Rep. Frownfelter to replace Rep. Stogsdill on Committee on Commerce and Labor on February 7, 2018.

REPORT ON ENGROSSED BILLS

HB 2470 reported correctly engrossed February 6, 2018.

REPORT ON ENROLLED RESOLUTIONS

HR 6047 reported correctly enrolled and properly signed on February 7, 2018.

On motion of Rep. Hineman, the House recessed until 2:45 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

It being the hour in accordance with **HCR 5023**, to meet in joint session with the Senate to hear the message of the Governor, Reps. Houser, Huebert and Finney escorted President Wagle and members of the Senate to seats in the House.

Reps. Mastroni, Dierks and Kuether and Senators Hilderbrand and Pettey escorted the Supreme Court to seats in the House.

Reps. Awerkamp, Markley and Winn and Senators Hardy and Faust-Goudeau escorted the Governor to the rostrum.

Governor Jeff Colyer Address to Joint Session February 7, 2018

Mr. Speaker, Madam President, colleagues, honored leaders of our Tribal nations, friends, my fellow Kansans, it is an honor to stand before you today as Governor. Please let me begin by formally introducing the new First Lady, and most importantly, the love of my life, Ruth Colyer.

Last Wednesday, we began our first day at 5:30 am and visited our family farm, went to mass, visited a school for kids with special needs, then came to the Capitol for

the formal inauguration and receptions. We finally pulled up to our garage at home after 10 pm, Ruth looked at me with those big beautiful brown eyes and said, "Be sure to bring the trashcan in, Governor"

With Ruth and our daughters Dominique and Serena by my side I shared with you my vision for a Kansas that called each of us to the service of others. As someone who sat in these desks for four years as a Representative and a Senator, --actually right up there, two seats in--I know that service is important to each of you. You leave your family for months at a time. You work nights and you work weekends. You miss basketball games and grandkids' birthdays to be here working for your constituents. And, let's be honest, I know you don't do it for the money. On our very best days, of which there are many, it is about serving Kansans and not about ourselves. Thank you for your service.

We don't talk a lot about service in Kansas. But service is central to the Kansas character. Serving our neighbors is what connects us as human beings. And that connection can be passed on from generation to generation, just as it was for Seaman High School Senior, Natalie Ford.

As a junior last year, Natalie was the recipient of my Lt. Governor's Service Award for the work she did at iCare Foodbank in Southeast Topeka. Natalie wanted to make a difference in the lives of real people. Rather than just talking about it, or posting about it on Facebook, Natalie decided to act. At an early age, she started spending her mornings during her summer vacation volunteering at iCare, helping less fortunate Kansans make healthy food selections and bring food home to their families. She would take the recipients through the store and then load their groceries into the car. But what makes an eighth grader voluntarily get out of bed early in the summertime to do that? For Natalie, it was the example of her grandmother, Scarlett Ford, whom Natalie describes as a mentor and example of someone who gives back to those around her.

Service passed down from generation to generation is a legacy we can give our children. Natalie and her Grandma Scarlett are both here in the audience today. Let's have them stand and be recognized.

Now as I told you before, I keep a surgeon's schedule, not a politician's. It has been a busy but productive few days. On my first full day as governor I began meeting with the Republican and Democratic leadership. Some hadn't been in the Governor's office in years - similar to my own experience as a legislator. We spoke about working together, solving problems and changing the tone. Thank you, and I hope to meet with each of you in the coming weeks and months.

On day two as governor, I visited great communities across Kansas like El Dorado, Pittsburg and Independence. Many Kansans shared with me their willingness to work for a new day in Kansas. I was truly humbled.

I announced major staff changes that I have been quietly implementing. I have a new policy team, communications team, and management team. There are 6 major changes to the cabinet.

We will have a new Secretary of KDHE. The Secretary of the Department for Children and Families, the Chief of Information Technology, the Secretary of

Commerce, the Chief Budget Officer, and the Lt. Governor will all be new. We will manage Kansas more like a business. I am restructuring the executive office to include a Chief Operating Officer to manage and respond more effectively and professionally--more like a major corporation.

On Saturday, Kansans from Salina to Garden City to Emporia shared their ideas. And the best advice came from Carolyn in Salina who said, "There's a reason your car has a small rear-view mirror and a big windshield. Let's go forward. Remember that."

There are some who say Kansas is in an unwinnable situation. Yes, it is tough, but these are the times we relish. When I worked for President Reagan, even at the darkest hours of the Soviet Union and deep stagflation, he kept a plaque on his desk that read "It CAN be done." These are the times that set history for the next century. I believe our best days are ahead of us.

Let's be very clear – we have some significant challenges to overcome. As a surgeon, I'm going to deal with problems head on, without rancor and always with compassion. But there are some things that need to change, right here, right now. I like to think of those in three big categories: Reform, Jobs, and Education.

Let's begin with Reform.

First of all, I expect a safe and professional workplace – free from sexual harassment. To anyone here that has experienced these evils, I want you to know that you've been heard. You have value and you have my respect.

I want to thank the Women's Foundation, legislative leaders, and my fellow Kansans who insist we have a professional workplace. My commitment to you is that harassment in any form, at any time, in any place, will not be tolerated in my Administration. Monday, I signed my first Executive Order which First requires all Cabinet Agencies to update their sexual harassment prevention policies. Every employee, every intern, every contractor shall receive the material.

Second, it requires every state employee, every manager, even every intern to undergo sexual harassment prevention training. This will happen annually.

Third, allegations of sexual harassment will be investigated promptly and appropriate disciplinary action shall be taken swiftly.

I also want to thank Senate President Susan Wagle for her leadership on establishing a culture of respect and responsibility in THIS building, the People's House. Kansas government must be more transparent. The Kansas Constitution says, "All political power is inherent in the people...". In my travels around the state, I've talked to many Kansans, who express their desire for more sunlight on government dealings.

I applaud the actions taken by Speaker Ryckman, Majority Leader Hineman, and others to make the legislative process more transparent. Already, we've seen moves to end anonymous bills and to broadcast live and archive all committee proceedings. I also support Senator Wagle's proposal to require lobbyist registration for those attempting to influence executive officials. I believe transparency required of the Legislature, should also be required for the Executive Branch.

A group of legislators, led by Senate Minority Leader Anthony Hensley and House Minority Leader Jim Ward, have put forth several transparency proposals as well. Many of you are working hard on this issue, and your efforts deserve recognition and support.

Thank you. Now it's time for the executive branch to do its part.

Tomorrow, I will sign four executive orders, that take important steps to make Kansas government more transparent:

1. First, we will no longer charge Kansans for open records requests of less than 100 pages.
2. Second, we will institute policies to ensure the Administration relies on official email accounts to conduct state business.
3. Third, I will implement performance metrics for Cabinet Agencies so Kansans can see how we perform.
4. Fourth, we are launching a website to serve as a one-stop-shop for Cabinet Agencies to post open meetings, locations and materials.

Transparency is key to better accountability and accountability is the key to real results. Let's make this happen.

Kansas was founded on the idea that all people have value. EVERYONE has a God-given right to life and liberty. As a doctor, I've seen newborn babies, who no one gave a chance, thrive. I've seen mothers frightened by a scary ultrasound, only to rejoice at their child's wedding 20 years later.

When Kansas first entered the Union, two of our first laws emphasized basic human dignity. As a free state, Kansas prohibited slavery. The same Founders--whose names appear on these walls--passed laws prohibiting abortion. That same constitution that prohibited slavery did NOT mention a RIGHT to an abortion. Yet, a Kansas Court issued a ruling which argues the framers of the Kansas constitution imagined abortion as a separate constitutional right.

This is violence against basic facts. This cannot stand. We are a pro-life state.

On the issue of life, the stakes are SO high, the issue is SO foundational, the people of Kansas MUST have the final say. Next, let's talk about Jobs. Job growth and enhancing the quality of life for all Kansans must be our highest priority.

So, here's my vision for Kansas: Over the next few years, I want us to work together to steadily and professionally build Kansas to be a vibrant, growing state. In short, I want our children to see their best future right here in Kansas. I want my adventurous daughters to see their dreams—serving others—come true right here in Kansas.

There's some good news to report here. According to the most recent data, the Kansas unemployment rate is 3.4%. That's one of the lowest in the country, and the lowest our state has seen in more than seventeen years!

But I also know, if you travel around our state, listening to people and hearing their stories, it's impossible to miss the real-world struggles still faced by so many Kansas families. A rising tide lifts all boats, but too many of our people seem to be stranded on dry land. An expanding economy with opportunities for higher income and rising standards of living only works if our citizens have the right tools to make the most of their own lives.

Did you know there are more than 48,000 unfilled jobs in our state today? Many of those have high wages and great opportunities for advancement. All over the state,

especially in small towns, employers tell me they would hire more workers if they could find them. Truly, we have jobs looking for people.

More and better jobs for Kansans is important to me personally. On my second full day as Governor I was visiting Pittsburg, and as we all know Southeast Kansas continues to struggle. Without prior warning, I stopped in to visit the KANSASWORKS office which helps people looking for work. John Pettus and his team of professionals provide personalized job search assistance. They are truly dedicated to helping Kansans find good jobs.

To address this issue my Administration will be launching a program called the My (Re) Employment Plan. My (Re)Employment Plan,” will provide, free of charge, a skills assessment, resume, interview and networking assistance, and labor market information highlighting current in-demand jobs. This program is designed to help our friends and neighbors get back to earning paychecks and working good jobs.

Other Kansans have the talent and drive but not the immediate technical skills to find a good paying job. The budget proposal includes significant investments in career and technical education. It will give Kansas high school students the opportunity to learn technical skills before they've even received their high school diplomas. Older students can also learn skills needed to compete for in-demand jobs. It will increase the apprentice program, and support the jobs of the future. These modest, but effective, investments will pay long-term dividends, particularly in rural areas.

Now, here's a troubling fact we all must face—Several other states are trying to steal our title of Air Capital of the World. Today we say to them with one voice, “NOT ON OUR WATCH.”

I've been working with our state's largest private employer, Spirit Aerosystems, and in December they announced plans to invest more than \$1 Billion dollars and hire more than 1000 Kansans. That's a \$1 million-dollar investment for EVERY job. These are the great-paying high-tech jobs that will stay with us for generations.

In talking with Spirit and other aviation leaders, we've come to learn the real challenge is filling these positions with qualified workers. These are great jobs. They will provide a great life and opportunities for many families.

The budget also helps Wichita maintain its title of Air Capital of the World, with its investments in the National Institute for Aviation Research and the National Center for Aviation Training. I support these investments and hope you'll join me in advocating for them as you work through the budget process.

Speaking of investments, when I was sitting in these seats 10 years ago, I voted to support the T-WORKS program. While that transportation plan was not fully accomplished, we can do better. We must end the highway funding sweeps and build an effective plan that promotes economic development and strengthens our transportation network.

Let's talk about another issue that is washing across America. Many businesses say they have problems finding workers who can pass a drug test. This is a big reason why so many Kansans aren't benefitting from a growing economy. This scourge does not respect ethnicity, age, rich or poor, parent or child or county. Hundreds of our neighbors have died.

Believe it or not, the average life expectancy in the United States decreased the last two years, and many experts cite the opioid and meth epidemics as a primary cause. I've seen this first hand among my own patients.

This legislature has taken some important first steps but we need a comprehensive approach. The good news is, we have one of the top national experts leading our efforts. You know him well: Dr. Greg Lakin--physician, lawyer, addiction specialist, former legislator--will head a task force to work with you to implement short and long-term solutions.

And he's not the only legislator we've turned to for their expertise. I am also tasking our new Chief Budget Officer, Larry Campbell to fully engage a zero-based, performance budgeting process.

New technologies offer new affordable solutions. Together we can make long-term improvements to the budget. Please join me in thanking Dr. Lakin and Larry Campbell for their service in the legislature and their continued contributions to Kansas in their new roles.

We take seriously our responsibility to care for Kansas children in crisis. The Legislature, led by Health Chair Schmidt and others, has been working energetically along with Secretary Meier-Hummel and other key stakeholders, to reform this system. I want to take a moment to personally thank each of you who have been so willing to work on this important issue.

One need only pick up a newspaper to see examples of the extreme evil that exists in this world. Just weeks ago, we read of parents in California that held their children captive for years, starving and chaining them to their beds. In Kansas, we've had our own tragedies, too terrible to recount here.

Unfortunately, government will never be capable of preventing all these evils. But, we can and we must do better. Secretary Meier-Hummel and I stood together to announce several important proposals to give children and families around the state the help they need. The Secretary is working with outside experts on a top-to-bottom review of our state's child welfare system.

We need funding to achieve the following goals:

- hire additional child welfare field staff,
- establish emergency placement options so there are no more kids sleeping in offices,
- hire additional investigative staff to track down missing foster children,
- and invest in new community based family preservation and family strengthening programs.

I know for a fact that each and every person in this room cares deeply about the plight of abused children in our state. Please join me as we fight for the most vulnerable children in our state.

Another area we must address is supporting those in our communities with mental illness. In the last three weeks, I have visited four Community Mental Health Centers. We are in the process of rebuilding that system. The Legislative Mental Health Task Force provides some excellent recommendations to build the best mental health system

in the country.

I suggest to you, one model for our work on mental health reform is the RSI facility in Wyandotte County. This collaboration was led by my friends, Majority Leader Jim Denning and Representative Kathy Wolfe Moore. Thank you for your important work.

Bringing together local law enforcement, mental health centers, and health providers, we've created a place that provides superior service for those with mental illness. It saves state and local resources for others who truly need it. My administration will begin work on several of these suggestions immediately. We stand ready to work with you to ensure those in our communities with mental illness receive top-notch care with the dignity and the respect they deserve.

As a surgeon and governor, I insist on regularly evaluating progress and continuous improvement. Which brings us to the topic of KanCare. I welcome and appreciate the legislative involvement in the future of the program.

This is critical. Chairman Hawkins and others have been particularly helpful as we look to improve the program. So, here are my priorities for KanCare moving forward:

- Improve outcomes for those we serve.
- Bend the cost curve down.
- Fix the eligibility system.
- We must draw down additional Medicaid funding to treat substance abuse and mental illness.
- Support additional work opportunities for able bodied adults which encourage better health outcomes

Our new Secretary Jeff Andersen at KDHE, along with our new Medicaid Director and Chief Medical Officer bring great experience and expertise to this team. These positions will be critical to tackling the Medicaid eligibility backlog issue and resolving problems for the benefit of clients and providers alike. I want to work with you to make sure this crucial program continues to improve for the betterment of the more than 400,000 Kansans it serves.

Finally, and perhaps the most pressing question in many of your minds, where will we go on education? And before we get to the elephant in the room, let me first thank you to the legislature for the remarkable investments you have made in early childhood education. Early childhood education works.

On my first day as governor, I had the opportunity to visit a public school in my hometown of Hays. I want you to know that your Governor is a supporter of public education. In Kansas, we invest in our schools, not because a court tells us to, but because we want to invest in our children and our future. We invest in teachers because they invest in our kids. We support things like the Kansans Can Redesign program because we are willing to do hard things for the youth of this state.

And now I want you to think about something. Governor Bob Docking, Governor Bob Bennett, Governor John Carlin, Governor Mike Hayden, Governor Joan Finney, Governor Bill Graves, Governor Kathleen Sebelius, Governor Mark Parkinson, Governor Sam Brownback, and Governor Jeff Colyer

The last ten Governors of Kansas. Five Democrats and Five Republicans. Fifty

years and counting. That's longer than the Cold War. All ten governors have had the specter of education lawsuits overshadowing education. This must end now.

To some in politics, leadership is about being a bully or being the loudest, shrillest voice in the room. To others it's about staking out a position and never compromising. To me, leadership is about setting a vision and bringing people together to achieve common goals. And, as a former legislator, I know that you don't appreciate being told what to do by a governor, or anyone else for that matter. And I think the reaction to a recent State of the State address is plenty evidence of that.

What I learned from President Reagan is that we develop principles that allow us to resolve our issues. As the sign on his desk and now mine says, "It can be done." With that in mind, I will offer a framework that I hope you can see fit to support:

1. We must keep our schools open.
2. We need a definitive solution that ends the school finance lawsuits FOR GOOD.
3. Increased investments in K-12 Education must come through a phased in approach that doesn't increase the tax burden on Kansas families and ensures schools can effectively allocate any new funds they receive.
4. Lastly, and most importantly, we must insist on accountability and improved outcomes.

I will sign school finance legislation that meets these objectives. This will not be easy, but public servants and leaders are not called to make the easy choices. We're here to do the right thing, and the right thing is never easy.

As I close today, I want you to know that I intend to be the most approachable Governor in Kansas history. Please know that I see you as a partner and am excited to listen to your ideas about moving our state forward. I began this speech by thanking you for your service to the state and your constituents.

And I would like to end this speech with the same challenge that closed my inaugural address: I challenge you to give yourself to your fellow man. I challenge you to put our long-term interests ahead of short term political gain. I challenge all of us to come together, to work together. To show the world that Kansas is the true heart of America.

Thank you. May God bless you. And may God continue to bless the Great State of Kansas.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Thursday, February 8, 2018.

Journal of the House

TWENTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 8, 2018, 11:00 a.m.

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

The roll was called with 123 members present.

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

Prayer by Rep. Phelps:

Heavenly Father, we pause this Thursday morning for reflection. So often as humans we seem to lose our way and wonder, "How did we get here?" We put our faith in maps and guides and think that if we just find the right one, all our problems will go away. Help us to remember that even as we despair others are on much darker paths and need our help more than ever. Grant us the ability to recognize that our own differences are minor compared to the real challenges faced by the people we represent. Renew in us our charge: to help those less fortunate live out the same prairie optimism that exists for all Kansans. Whether that is road, schools or maps, please help us complete our work .

And finally, you have given us many gifts, with one of those being Chaplain Brubaker. She is not feeling well today and we ask that you grant her a day of rest and recovery.

In Your Most Holy Name we pray, Amen

The Pledge of Allegiance was led by Rep. Concannon.

INTRODUCTION OF GUESTS

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

Please join me in congratulating the Pittsburg High School Speech and Debate Team on their recognition of being named a "Top 100 Schools" in the nation by the National Speech and Debate Association. The Association recognizes programs based on many criteria but the bottom line is that this award is the highest honor bestowed by the

association and demonstrates an outstanding commitment to teaching students essential life skills including communication, research, listening, writing and organization. These kids are representing the 75 members of their team. That team makes up almost 10% of the student population.

As many of you in this chamber know, these kids get up early on Saturday mornings, dress up and go talk about policy. Sounds like us...except these kids don't get free breakfast like we do.

The team is led by Mrs. Julie Laflen. Julie has been a teacher for nine years. As a first year teacher she was our youngest daughter's teacher and I count our family lucky to have had such a strong, smart and focused role model for our daughter. As a community member, I know that a school is only as good as it's teachers...Pittsburg Community Schools can offer extremely high quality programming because of people like Mrs. Laflen.

These kids will be in our chairs someday. And we will be well served.

Rep. Murnan presented the Pittsburg High School students and Mrs. Laflen with a framed House certificate in recognition of their achievement.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2717, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; house arrest; electronic monitoring; secretary of corrections; alternative incarceration credit; amending K.S.A. 2017 Supp. 21-6603, 21-6604, 21-6607, 21-6609 and 21-6821 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2718, AN ACT concerning alcoholic beverages; relating to microbrewery licensees; authorizing certain fee waivers for licensees meeting certain production requirements; amending K.S.A. 2017 Supp. 41-308b and repealing the existing section, by Committee on Federal and State Affairs.

HB 2719, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; definition of service-connected; amending K.S.A. 2017 Supp. 74-4952 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2720, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; maximum retirement benefits; amending K.S.A. 2017 Supp. 74-4958 and 74-4958a and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2721, AN ACT providing for a certificate of authorization for a business entity to practice medicine; amending K.S.A. 2017 Supp. 40-3401, 65-2803, 65-2836 and 65-2877a and repealing the existing sections, by Committee on Health and Human Services.

HB 2722, AN ACT regulating traffic; concerning work-site utility vehicles; relating to the regulation thereof; amending K.S.A. 2017 Supp. 8-15,109 and repealing the existing section, by Committee on Transportation.

HB 2723, AN ACT permitting residents to petition and vote for a transfer of school district territory; concerning requirements and procedure, by Committee on Education.

HB 2724, AN ACT concerning crimes, punishment and criminal procedure; relating to controlled substances; possession; amending K.S.A. 2017 Supp. 12-4104, 21-5402,

21-5706, 21-5707, 21-6604, 21-6805, 21-6812, 21-6813, 21-6824, 75-5291 and 75-52,144 and repealing the existing sections, by Committee on Judiciary.

HB 2725, AN ACT concerning the state board of tax appeals; relating to the unauthorized practice of law; amending K.S.A. 2017 Supp. 74-2437 and repealing the existing section, by Committee on Judiciary.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and current resolutions were referred to committees as indicated:

Appropriations: **HB 2686, HB 2688, HB 2689, HB 2693.**

Children and Seniors: **HB 2704.**

Commerce, Labor and Economic Development: **HB 2703, HB 2710, HB 2711, HB 2712, HCR 5025.**

Corrections and Juvenile Justice: **HB 2709, HB 2713.**

Education: **HB 2692, HB 2694.**

Elections: **HB 2673, HB 2675, HB 2680, HB 2683, HB 2684, HB 2700.**

Energy, Utilities and Telecommunications: **HB 2672, HB 2682, HB 2701, HB 2702.**

Federal and State Affairs: **HB 2667, HB 2676, HB 2677, HB 2685, HB 2687.**

Financial Institutions and Pensions: **HB 2698, SB 283, SB 284, SB 292, SB 335.**

Health and Human Services: **HB 2662, HB 2663, HB 2664, HB 2666, HB 2674.**

Insurance: **HB 2669, HB 2679.**

Judiciary: **HB 2681, HB 2695, HB 2696, HB 2699, HB 2705, HB 2706, HB 2707, HB 2708.**

K-12 Education Budget: **HB 2690, HB 2697.**

Local Government: **HB 2714, HB 2715.**

Taxation: **HB 2653, HB 2654, HB 2655, HB 2656, HB 2657, HB 2658, HB 2659, HB 2660, HB 2661, HB 2668, HB 2670, HB 2671, HCR 5024.**

Transportation: **HB 2678, HB 2716, SB 256.**

Water and Environment: **HB 2665, HB 2691.**

CHANGE OF REFERENCE

Speaker pro tem Schwab announced the withdrawal of **HB 2662** from the Committee on Health and Human Services and referral to the Committee on General Government Budget.

Also, the withdrawal of **HB 2638** from the Committee on Education and referral to the Committee on Higher Education Budget.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Concannon, **HR 6048**, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6048**—

By Representative Concannon

HR 6048—A RESOLUTION recognizing the month of February as American Heart Month.

WHEREAS, Cardiovascular diseases kill one in three women in the United States,

yet 80% of cardiovascular diseases may be prevented; and

WHEREAS, Cardiovascular diseases and strokes kill one woman every 80 seconds in the United States; and

WHEREAS, An estimated 44 million women in the United States are affected by cardiovascular diseases; and

WHEREAS, 90% of women have one or more risk factors for developing a heart disease or a stroke; and

WHEREAS, Women are less likely to call 911 for themselves when experiencing symptoms of a heart attack than for someone else having a heart attack; and

WHEREAS, Only 36% of African-American women and 34% of Hispanic women know that heart disease is their greatest health risk, compared to 65% of Caucasian women; and

WHEREAS, The American Heart Association's Go Red For Women movement motivates women to learn their family history and to meet with a healthcare provider to determine their risk for cardiovascular diseases and strokes; and

WHEREAS, Women involved with the Go Red For Women movement live healthier lives; and

WHEREAS, The Go Red For Women movement encourages women to take control of their heart health by knowing and managing these five numbers: 1) Total cholesterol, 2) HDL (good) cholesterol, 3) blood pressure, 4) blood sugar, and 5) body mass index (BMI): Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize the month of February as American Heart Month to raise awareness for the importance of the ongoing fight against heart diseases and strokes and urge all citizens to show their support for women and the fight against heart disease by wearing the color red to commemorate this day. By increasing awareness, speaking out about heart disease, and empowering women to reduce their risk for cardiovascular diseases, we can save thousands of lives each year; and

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

Rep. Concannon Introduced Leann Dickson, a cardiac nurse at Lawrence Memorial Hospital and an American Heart Association volunteer. Ms. Dickson was presented with a copy of **HR 6048** in appreciation for her involvement in the Go Red For Women movement.

CONSENT CALENDAR

No objection was made to **HB 2531** appearing on the Consent Calendar for the first day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2438, AN ACT concerning information technology projects; prohibiting state agencies from using the same vendor to plan and implement projects in certain cases, exceptions; amending K.S.A. 2017 Supp. 75-7209 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: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Osterman.

The bill passed.

HB 2446, AN ACT concerning the joint committee on Kansas security; relating to membership thereon; amending K.S.A. 46-2101 and K.S.A. 2017 Supp. 46-3301 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: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Osterman.

The bill passed, as amended.

HB 2502, AN ACT concerning alcoholic beverages; relating to the Kansas cereal malt beverage act; relating to the sale of beer by cereal malt beverage licensees; amending K.S.A. 2016 Supp. 41-2702, as amended by section 8 of chapter 56 of the 2017 Session Laws of Kansas, and 41-2704, as amended by section 9 of chapter 56 of the 2017 Session Laws of Kansas, and K.S.A. 2017 Supp. 41-212 and 79-3602 and

repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 6; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgeson, Henderson, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Trimmer, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Ellis, Hibbard, Kuether, S. Swanson, Thompson, Vickrey.

Present but not voting: None.

Absent or not voting: Osterman.

The bill passed.

On motion of Rep. Hineman, 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 262** be passed.

Committee report to **HB 2441** be adopted.

Also, on motion of Rep. Whitmer, **HB 2441** be amended on page 3, in line 6, after "committee" by inserting "for the financial-compliance audit required under section 1(b), and amendments thereto,"

Also, on motion of Rep. Highberger, **HB 2441** be amended on page 3, in line 6, by striking all after the period; by striking all in line 7;

On page 4, in line 29, by striking all after the period; by striking all in line 30;

On page 7, in line 38, by striking all after the period; by striking all in line 39 and the bill be passed as amended.

Committee report to **HB 2492** be adopted.

Also, on motion of Rep. Waymaster, **HB 2492** be amended on page 5, following line 36, by inserting:

"Sec. 2. K.S.A. 2017 Supp. 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 which 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 which 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, 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.

(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) The board of county commissioners of Clay, Dickinson 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 and Dickinson 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 paragraph 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.

(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, Russell 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, Russell 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 ~~paragraph~~ 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 as follows: 50% of such revenues for the purpose of financing for economic development initiatives; and 50% of such revenues for the purpose of financing public infrastructure projects to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after seven

years from the date such tax is first collected. 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% which such tax shall take effect after the expiration of the tax imposed pursuant to this paragraph prior to the effective date of this act, 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.

(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.

(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 which 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 which levy not less than 25% of the property taxes levied by all taxing subdivisions within each of such counties.

(d) 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) 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.";

Also on page 5, in line 37, after "Supp." by inserting "12-187 and"; also in line 37, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the second semicolon by inserting "ballot authority, Russell county;"; in line 3, after "Supp." by inserting "12-187 and"; also in line 3, by striking "section" and inserting "sections"

and **HB 2492** be passed as amended.

Committee report to **HB 2469** be adopted; and the bill be passed as amended.

INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Hineman, pursuant to House Rule 2311, **SB 262**, **HB 2441**, **HB 2492**, and **HB 2469** were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

SB 262, AN ACT authorizing the construction of a permanent statue honoring Dwight D. Eisenhower on the state capitol grounds; establishing the Dwight D. Eisenhower statue fund, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgeson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Osterman.

The bill passed.

HB 2441, AN ACT concerning audits of state agencies; financial-compliance audits; Kansas lottery security audit; selection of auditor, contracts with; creating the Kansas lottery audit contract committee and the department of administration audit contract committee; creating the department of administration audit services fund; amending K.S.A. 46-1108, 46-1112, 46-1115, 46-1116, 46-1122, 46-1123, 46-1125, 46-1126, 46-1127 and 74-2424 and K.S.A. 2017 Supp. 39-709b, 46-1106, 46-1114, 46-1118, 46-1128, 46-1135, 74-4921, 75-5133 and 79-3234 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 46-1121 and 46-1134, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgeson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint,

Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Ward.

Present but not voting: None.

Absent or not voting: Osterman.

The bill passed, as amended.

HB 2492, AN ACT concerning sales and compensating use tax; relating to countywide retailers' sales tax; rates, Thomas county; amending K.S.A. 2017 Supp. 12-189 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 109; Nays 14; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Alcalá, Burris, Carmichael, B. Carpenter, Delperdang, Garber, Hodge, Jacobs, K. Jones, Pittman, R. Powell, Sutton, Thimesch, Whipple.

Present but not voting: None.

Absent or not voting: Osterman.

The bill passed, as amended.

HB 2469, AN ACT concerning insurance; relating to property and casualty insurance; exempting certain claims handling operations from certain local ordinances and restrictions during a catastrophic event threatening life or property, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint,

Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Osterman.

The bill passed, as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2435** be passed.

Committee on **Veterans and Military** recommends **HB 2196** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2196," as follows:

"Substitute for HOUSE BILL NO. 2196

By Committee on Veterans and Military

"AN ACT concerning veterans; relating to the veterans benefit lottery game; disposition of net profits; directing certain disbursements; establishing the veterans benefit lottery game fund; amending K.S.A. 2017 Supp. 74-8711 and 74-8724 and repealing the existing sections.";

And the substitute bill be passed.

(**Sub HB 2196** 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 2726, AN ACT concerning water; relating to bonding authority for the Kansas water office; establishing the non-corn irrigation grant program; low-water-use crop grant program; requirements; fees; licensure; establishing the non-corn irrigation grant fund and low-water-use crop grant fund, by Committee on Water and Environment.

HB 2727, AN ACT concerning real estate; requiring conditions relating to real estate sales contracts; relating to notification and disclosure of mineral interests, by Committee on Water and Environment.

HB 2728, AN ACT concerning the revised Kansas code for care of children; relating to agency records concerning a child alleged or adjudicated to be in need of care; child fatality; amending K.S.A. 2017 Supp. 38-2212 and repealing the existing section, by Committee on Judiciary.

HB 2729, AN ACT concerning agriculture; relating to the Kansas egg law; repackaging by retailers, requirements; amending K.S.A. 2017 Supp. 2-2510 and repealing the existing section, by Committee on Agriculture.

HB 2730, AN ACT concerning water; relating to the division of water resources of the department of agriculture; requiring a study of the impact of groundwater use on streamflow impairments, by Committee on Water and Environment.

HB 2731, AN ACT concerning alcoholic beverages; relating to the licensure of manufacturers and drinking establishments; amending K.S.A. 41-2632 and K.S.A. 2017 Supp. 41-2623 and repealing the existing sections, by Committee on Federal and State Affairs.

On motion of Rep. Hineman, the House adjourned until 9:00 a.m., Friday, February 9, 2018.

Journal of the House

TWENTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, February 9, 2018, 9:00 a.m.

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

The roll was called with 107 members present.

Reps. Aurand and Brim were excused on verified illness.

Reps. Holscher and Winn were excused on legislative business.

Reps. Arnberger, Barker, Bishop, Delperdang, Humphries, Mason, Osterman, Powell, Rafie, Ralph, Ruiz, Whipple and Whitmer were excused on excused absence by the Speaker.

Prayer by guest chaplain, The Reverend Sandra Stogsdill Brown, First Presbyterian Church, Topeka.

Gracious and Loving God, we give You thanks this morning for each person in this room, for each one's gifts and strengths, for their service, and for the heart each of them has for the people of Kansas. May the work that is done here today make our state a better one for all who call it home. Give these leaders a sense of openness, compassion, and mutual respect as they cooperate together on the tasks before them. When the day is done, see them safely to their homes, and give them the rest and refreshment they need. Bless their families. Bless their communities. Thank You for the opportunity we have to make a difference for someone, and for You. 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 2732, AN ACT concerning water; relating to the division of conservation of the Kansas department of agriculture; relating to water banks, creation and administration of; creating the water bank administration fee fund; amending K.S.A. 2017 Supp. 82a-762 and repealing the existing section, by Committee on Water and Environment.

HB 2733, AN ACT concerning the Kansas water appropriation act; relating to water rights for sand and gravel pits; amending K.S.A. 2017 Supp. 82a-734 and repealing the existing section, by Committee on Water and Environment.

HB 2734, AN ACT concerning the probate code; relating to the Kansas sexually violent predator act; persons in the custody of the secretary for aging and disability services; administrative confinement; amending K.S.A. 2017 Supp. 59-29a02, 59-29a07, 59-29a08, 59-29a11, 59-29a19 and 59-29a22 and repealing the existing sections, by Committee on Judiciary.

HB 2735, AN ACT concerning child care facilities; relating to restrictions on persons residing, working or volunteering; criminal history; amending K.S.A. 2017 Supp. 65-516 and repealing the existing section, by Committee on Judiciary.

HB 2736, AN ACT concerning crimes, punishment and criminal procedure; relating to controlled substances; immunity from prosecution for seeking medical assistance, by Committee on Judiciary.

HB 2737, AN ACT concerning crimes, punishment and criminal procedure; relating to expungement; acquittal at trial, by Committee on Judiciary.

HB 2738, AN ACT concerning crimes, punishment and criminal procedure; relating to sex crimes; unlawful voluntary sexual relations; penalties; amending K.S.A. 2017 Supp. 21-5503, 21-5504, 21-5506, 21-5507, 21-5508, 21-5509 and 22-4902 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2739, AN ACT concerning the Kansas offender registration act; relating to the sex offender registry; adjudicated juveniles; amending K.S.A. 2017 Supp. 22-4902 and 22-4906 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2740, AN ACT concerning property tax; relating to school district state aid, required ad valorem property tax levy; amending K.S.A. 2017 Supp. 72-5142 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2729**.

Corrections and Juvenile Justice: **HB 2717**.

Education: **HB 2723**.

Federal and State Affairs: **HB 2718, HB 2719, HB 2720, HB 2731**.

Health and Human Services: **HB 2721**.

Judiciary: **HB 2724, HB 2725, HB 2728**.

Transportation: **HB 2722**.

Water and Environment: **HB 2726, HB 2727, HB 2730**.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2700** from the Committee on Elections and referral to the Committee on Government Technology and Security.

MESSAGES FROM THE GOVERNOR

From Jeff Colyer, M.D., Governor of the State of Kansas, Executive Order No. 18-05, concerning Open Records Copy Charges.

From Jeff Colyer, M.D., Governor of the State of Kansas, Executive Order No. 18-06, concerning Open Records Policy and Transparency Regarding Use of E-Mail.

From Jeff Colyer, M.D., Governor of the State of Kansas, Executive Order No. 18-07, concerning Evaluating and Measuring Government Performance.

From Jeff Colyer, M.D., Governor of the State of Kansas, Executive Order No. 18-08, concerning Creation of Open Meetings Notice Website.

The above Executive Orders are on file and open for inspection in the office of the Chief Clerk.

MESSAGES FROM THE SENATE

Announcing passage of **HB 2343**.

CONSENT CALENDAR

No objection was made to **HB 2531** appearing on the Consent Calendar for the second day.

REPORTS OF STANDING COMMITTEES

Committee on **Health and Human Services** recommends **SB 217**, as amended by Senate Committee, be amended on page 1, in line 12, by striking "2016" and inserting "2017"; in line 36, by striking "2016" and inserting "2017";

On page 2, in line 39, by striking "2016" and inserting "2017";

On page 3, in line 12, by striking "2016" and inserting "2017";

On page 5, in line 35, by striking "2016" and inserting "2017";

On page 6, in line 3, by striking "2016" and inserting "2017"; in line 4, by striking "2016" and inserting "2017"; in line 5, by striking "2016" and inserting "2017"; in line 9, by striking "2016" and inserting "2017";

On page 7, in line 12, by striking "2016" and inserting "2017";

On page 8, in line 20, by striking "2016" and inserting "2017";

On page 9, in line 37, by striking "2016" and inserting "2017";

On page 10, in line 4, by striking "2016" and inserting "2017";

On page 11, in line 10, by striking "2016" and inserting "2017"; in line 23, by striking "2016" and inserting "2017";

On page 13, in line 14, by striking "2016" and inserting "2017"; in line 31, by striking "2016" and inserting "2017";

On page 14, in line 34, by striking "2016" and inserting "2017"; in line 36, by striking "2016" and inserting "2017";

On page 15, in line 43, by striking "2016" and inserting "2017";

On page 16, in line 2, by striking "2016" and inserting "2017"; in line 28, by striking "2016" and inserting "2017";

On page 17, in line 41, by striking "2016" and inserting "2017";

On page 18, in line 3, by striking "2016" and inserting "2017"; in line 12, by striking "2016" and inserting "2017"; in line 15, by striking "2016" and inserting "2017"; in line 18, by striking "2016" and inserting "2017"; in line 21, by striking "2016" and inserting "2017"; in line 28, by striking "2016" and inserting "2017"; in line 30, by striking "2016" and inserting "2017"; in line 34, by striking "2016" and inserting "2017"; in line 41, by striking "2016" and inserting "2017";

On page 19, in line 4, by striking "2016" and inserting "2017"; in line 6, by striking "2016" and inserting "2017"; in line 25, by striking "2016" and inserting "2017"; in line

27, by striking "2016" and inserting "2017";

On page 20, in line 17, by striking "2016" and inserting "2017"; in line 28, by striking "2016" and inserting "2017"; in line 30, by striking "2016" and inserting "2017";

On page 21, in line 43, by striking "2016" and inserting "2017";

On page 22, in line 17, by striking "2016" and inserting "2017"; by striking all in lines 31 through 43;

By striking all on pages 23 through 25;

On page 26, by striking all in lines 1 through 24;

Also, on page 26, following line 24, by inserting:

"Sec. 16. K.S.A. 2017 Supp. 40-3401 is hereby amended to read as follows: 40-3401. As used in this act ~~the following terms shall have the meanings respectively ascribed to them herein:~~

(a) "Applicant" means any healthcare provider.

(b) "Basic coverage" means a policy of professional liability insurance required to be maintained by each healthcare provider pursuant to the provisions of K.S.A. 40-3402(a) or (b), and amendments thereto.

(c) "Commissioner" means the commissioner of insurance.

(d) "Fiscal year" means the year commencing on the effective date of this act and each year, commencing on the first day of July thereafter.

(e) "Fund" means the healthcare stabilization fund established pursuant to K.S.A. 40-3403(a), and amendments thereto.

(f) "Healthcare provider" means a person licensed to practice any branch of the healing arts by the state board of healing arts, a person who holds a temporary permit to practice any branch of the healing arts issued by the state board of healing arts, a person engaged in a postgraduate training program approved by the state board of healing arts, a medical care facility licensed by the state of Kansas, a podiatrist licensed by the state board of healing arts, a health maintenance organization issued a certificate of authority by the commissioner, an optometrist licensed by the board of examiners in optometry, a pharmacist licensed by the state board of pharmacy, a licensed professional nurse who is authorized to practice as a registered nurse anesthetist, a licensed professional nurse who has been granted a temporary authorization to practice nurse anesthesia under K.S.A. 65-1153, and amendments thereto, a professional corporation organized pursuant to the professional corporation law of Kansas by persons who are authorized by such law to form such a corporation and who are healthcare providers as defined by this subsection, a Kansas limited liability company organized for the purpose of rendering professional services by its members who are healthcare providers as defined by this subsection and who are legally authorized to render the professional services for which the limited liability company is organized, a partnership of persons who are healthcare providers under this subsection, a Kansas not-for-profit corporation organized for the purpose of rendering professional services by persons who are healthcare providers as defined by this subsection, a nonprofit corporation organized to administer the graduate medical education programs of community hospitals or medical care facilities affiliated with the university of Kansas school of medicine, a dentist certified by the state board of healing arts to administer anesthetics under K.S.A. 65-2899, and amendments thereto, a psychiatric hospital licensed prior to January 1, 1988, and continuously thereafter under K.S.A. 2015 Supp. 75-3307b, prior to its repeal, and

K.S.A. 2017 Supp. 39-2001 et seq., and amendments thereto, or a mental health center or mental health clinic licensed by the state of Kansas. On and after January 1, 2015, "healthcare provider" also means a physician assistant licensed by the state board of healing arts, a licensed advanced practice registered nurse who is authorized by the ~~state~~ board of nursing to practice as an advanced practice registered nurse in the classification of a nurse-midwife, a licensed advanced practice registered nurse who has been granted a temporary authorization by the ~~state~~ board of nursing to practice as an advanced practice registered nurse in the classification of a nurse-midwife, a nursing facility licensed by the state of Kansas, an assisted living facility licensed by the state of Kansas or a residential healthcare facility licensed by the state of Kansas. "healthcare provider" does not include: (1) Any state institution for people with intellectual disability; (2) any state psychiatric hospital; (3) any person holding an exempt license issued by the state board of healing arts or the ~~state~~ board of nursing; (4) any person holding a visiting clinical professor license from the state board of healing arts; (5) any person holding an inactive license issued by the state board of healing arts; (6) any person holding a federally active license issued by the state board of healing arts; (7) an advanced practice registered nurse who is authorized by the ~~state~~ board of nursing to practice as an advanced practice registered nurse in the classification of nurse-midwife or nurse anesthetist and who practices solely in the course of employment or active duty in the United States government or any of its departments, bureaus or agencies or who provides professional services as a charitable healthcare provider as defined under K.S.A. 75-6102, and amendments thereto; or (8) a physician assistant licensed by the state board of healing arts who practices solely in the course of employment or active duty in the United States government or any of its departments, bureaus or agencies or who provides professional services as a charitable healthcare provider as defined under K.S.A. 75-6102, and amendments thereto.

(g) "Inactive healthcare provider" means a person or other entity who purchased basic coverage or qualified as a self-insurer on or subsequent to the effective date of this act but who, at the time a claim is made for personal injury or death arising out of the rendering of or the failure to render professional services by such healthcare provider, does not have basic coverage or self-insurance in effect solely because such person is no longer engaged in rendering professional service as a healthcare provider.

(h) "Insurer" means any corporation, association, reciprocal exchange, inter-insurer and any other legal entity authorized to write bodily injury or property damage liability insurance in this state, including workers compensation and automobile liability insurance, pursuant to the provisions of the acts contained in article 9, 11, 12 or 16 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto.

(i) "Plan" means the operating and administrative rules and procedures developed by insurers and rating organizations or the commissioner to make professional liability insurance available to healthcare providers.

(j) "Professional liability insurance" means insurance providing coverage for legal liability arising out of the performance of professional services rendered or ~~which that~~ should have been rendered by a healthcare provider.

(k) "Rating organization" means a corporation, an unincorporated association, a partnership or an individual licensed pursuant to K.S.A. 40-956, and amendments thereto, to make rates for professional liability insurance.

(l) "Self-insurer" means a healthcare provider who qualifies as a self-insurer

pursuant to K.S.A. 40-3414, and amendments thereto.

(m) "Medical care facility" means the same when used in the healthcare provider insurance availability act as ~~the meaning ascribed to that term defined~~ in K.S.A. 65-425, and amendments thereto, except that as used in the healthcare provider insurance availability act such term, as it relates to insurance coverage under the healthcare provider insurance availability act, also includes any director, trustee, officer or administrator of a medical care facility.

(n) "Mental health center" means a mental health center licensed by the state of Kansas under K.S.A. ~~75-3307b~~ 2017 Supp. 39-2001 et seq., and amendments thereto, except that as used in the healthcare provider insurance availability act such term, as it relates to insurance coverage under the healthcare provider insurance availability act, also includes any director, trustee, officer or administrator of a mental health center.

(o) "Mental health clinic" means a mental health clinic licensed by the state of Kansas under K.S.A. ~~75-3307b~~ 2017 Supp. 39-2001 et seq., and amendments thereto, except that as used in the healthcare provider insurance availability act such term, as it relates to insurance coverage under the healthcare provider insurance availability act, also includes any director, trustee, officer or administrator of a mental health clinic.

(p) "State institution for people with intellectual disability" means Winfield state hospital and training center, Parsons state hospital and training center and the Kansas neurological institute.

(q) "State psychiatric hospital" means Larned state hospital, Osawatomic state hospital and Rainbow mental health facility.

(r) "Person engaged in residency training" means:

(1) A person engaged in a postgraduate training program approved by the state board of healing arts who is employed by and is studying at the university of Kansas medical center only when such person is engaged in medical activities ~~which that~~ do not include extracurricular, extra-institutional medical service for which such person receives extra compensation and ~~which that~~ have not been approved by the dean of the school of medicine and the executive vice-chancellor of the university of Kansas medical center. Persons engaged in residency training shall be considered resident healthcare providers for purposes of K.S.A. 40-3401 et seq., and amendments thereto; and

(2) a person engaged in a postgraduate training program approved by the state board of healing arts who is employed by a nonprofit corporation organized to administer the graduate medical education programs of community hospitals or medical care facilities affiliated with the university of Kansas school of medicine or who is employed by an affiliate of the university of Kansas school of medicine as defined in K.S.A. 76-367, and amendments thereto, only when such person is engaged in medical activities ~~which that~~ do not include extracurricular, extra-institutional medical service for which such person receives extra compensation and ~~which that~~ have not been approved by the chief operating officer of the nonprofit corporation or the chief operating officer of the affiliate and the executive vice-chancellor of the university of Kansas medical center.

(s) "Full-time physician faculty employed by the university of Kansas medical center" means a person licensed to practice medicine and surgery who holds a full-time appointment at the university of Kansas medical center when such person is providing healthcare. A person licensed to practice medicine and surgery who holds a full-time

appointment at the university of Kansas medical center may also be employed part-time by the United States department of veterans affairs if such employment is approved by the executive vice-chancellor of the university of Kansas medical center.

(t) "Sexual act" or "sexual activity" means that sexual conduct—~~which~~ that constitutes a criminal or tortious act under the laws of the state of Kansas.

(u) "Board" means the board of governors created by K.S.A. 40-3403, and amendments thereto.

(v) "Board of directors" means the governing board created by K.S.A. 40-3413, and amendments thereto.

(w) "Locum tenens contract" means a temporary agreement not exceeding 182 days per calendar year that employs a healthcare provider to actively render professional services in this state.

(x) "Professional services" means patient care or other services authorized under the act governing licensure of a healthcare provider.

(y) "Healthcare facility" means a nursing facility, an assisted living facility or a residential healthcare facility as all such terms are defined in K.S.A. 39-923, and amendments thereto.

(z) "Charitable healthcare provider" means the same as defined in K.S.A. 75-6102, and amendments thereto.";

Also on page 26, in line 25, by striking "2016" and inserting "2017";

On page 27, in line 2, by striking ", on or before October 1 of each year," and inserting "an annual report for submission to the health care stabilization fund oversight committee that includes"; in line 7, by striking "amount in the"; also in line 7, after the second "fund" by inserting "balance";

On page 34, in line 23, by striking "2016" and inserting "2017";

On page 36, in line 23, by striking "2016" and inserting "2017"; in line 38, by striking "2016" and inserting "2017"; in line 42, by striking "2016" and inserting "2017";

On page 39, in line 22, by striking "2016" and inserting "2017"; in line 39, by striking "2016" and inserting "2017";

On page 41, in line 24, by striking "2016" and inserting "2017"; in line 37, by striking "2016" and inserting "2017";

On page 42, in line 20, by striking "2016" and inserting "2017";

On page 46, in line 14, by striking "2016" and inserting "2017"; in line 16, by striking "2016" and inserting "2017"; by striking all in lines 19 through 43;

By striking all on pages 47 through 57;

On page 58, by striking all in lines 1 through 32; in line 33, by striking "2016" and inserting "2017"; in line 38, by striking "2016" and inserting "2017"; in line 43, by striking "2016" and inserting "2017";

On page 59, in line 3, by striking "2016" and inserting "2017"; in line 7, by striking "2016" and inserting "2017"; in line 9, by striking "2016" and inserting "2017"; in line 36, by striking "2016" and inserting "2017";

On page 62, in line 27, by striking "2016" and inserting "2017";

On page 63, in line 6, by striking "2016" and inserting "2017"; in line 20, by striking "2016" and inserting "2017"; in line 39, by striking "2016" and inserting "2017"; in line 42, by striking "2016" and inserting "2017";

On page 64, in line 7, by striking "2016" and inserting "2017"; by striking all in lines

13 through 43;

On page 65, by striking all in lines 1 through 17;

Also, on page 65, following line 17, by inserting:

"Sec. 26. K.S.A. 2017 Supp. 65-6805 is hereby amended to read as follows: 65-6805. Each medical care facility as defined by K.S.A. 65-425, and amendments thereto; health care provider as defined in K.S.A. 40-3401, and amendments thereto; providers of health care as defined in K.S.A. 65-5001, and amendments thereto; health care personnel as defined in K.S.A. 65-5001, and amendments thereto; home health agency as defined by K.S.A. 65-5101, and amendments thereto; psychiatric hospitals licensed under K.S.A. ~~75-3307b~~ 2017 Supp. 39-2001 et seq., and amendments thereto; state institutions for people with intellectual disability; community facilities for people with intellectual disability as defined under K.S.A. 65-4412, and amendments thereto; community mental health center as defined under K.S.A. 65-4432, and amendments thereto; adult care homes as defined by K.S.A. 39-923, and amendments thereto; laboratories described in K.S.A. 65-1,107, and amendments thereto; pharmacies; board of nursing; Kansas dental board; board of examiners in optometry; state board of pharmacy; state board of healing arts and third-party payors, including, but not limited to, licensed insurers, medical and hospital service corporations, health maintenance organizations, fiscal intermediaries for government-funded programs and self-funded employee health plans, shall file health care data with the department of health and environment as prescribed by the secretary of health and environment. The provisions of this section shall not apply to any individual, facility or other entity under this section ~~which that~~ uses spiritual means through prayer alone in accordance with the tenets and practices of a recognized church or religious denomination for the treatment or cure of disease.";

Also on page 65, in line 18, by striking "2016" and inserting "2017"; in line 42, by striking "2016" and inserting "2017";

On page 66, in line 11, by striking "2016" and inserting "2017";

On page 67, in line 18, by striking "2016" and inserting "2017";

On page 69, in line 15, by striking "2016" and inserting "2017"; in line 17, by striking "2016" and inserting "2017";

On page 72, in line 35, by striking "2016" and inserting "2017";

On page 73, in line 1, by striking "2016" and inserting "2017";

On page 78, in line 21, by striking "2016" and inserting "2017";

On page 82, in line 15, by striking "2016" and inserting "2017";

On page 109, in line 4, by striking the second comma and inserting "and"; also in line 4, by striking all after the first "and"; in line 5, by striking "2016" and inserting "2017"; in line 7, by striking ", 65-1626, 65-1669, 65-2895";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, by striking the second comma and inserting "and"; in line 4, by striking "74-3292 and"; also in line 4, by striking "2016" and inserting "2017"; in line 6, by striking all after "59-3077"; in line 7, by striking all before the third comma; and the bill be passed as amended.

Committee on **Insurance** recommends **HB 2103** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2103," as follows:

"Substitute for HOUSE BILL NO. 2103

By Committee on Insurance

"AN ACT concerning insurance; relating to the state employees health care commission; coverage for amino acid-based elemental formula.";

And the substitute bill be passed.

(**Sub HB 2103** was thereupon introduced and read by title.)

Committee on **Local Government** recommends **HB 2506** be passed.

Committee on **Local Government** recommends **HB 2509** be passed.

Committee on **Transportation** recommends **HB 2436** 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 **Water and Environment** recommends **HB 2576** be passed.

Committee on **Water and Environment** recommends **HB 2577** be passed.

REPORT OF STANDING COMMITTEE

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

Request No. 20, by Representative Gail Finney, congratulating Ms. Bennie Harden on the celebration of her 80th birthday;

Request No. 21, by Representative Monica Murnan, congratulating Pittsburg High School Speech and Debate Team for receiving the National Speech and Debate Association Top 100 Award;

Request No. 22, by Representative Cindy Holscher, honoring Cheryl Pilate and the Midwest Innocence Project for their role in exonerating the wrongly convicted;

Request No. 23, by Representative Ponka-We Victors, honoring Panosh Wabuansee for being fluent in the Prairie Band Potawatomi Nation language and practicing tribal traditions;

Request No. 24, by Representative Doug Blex, congratulating Melvin "Bud" and Irene Betts on celebrating their 70th wedding anniversary;

Request No. 25, by Representative Doug Blex, congratulating Robert "Bob" and Karen Daniels on celebrating their 60th wedding anniversary;

Request No. 26, by Representatives Valdenia Winn and Broderick Henderson congratulating David Alex Ortiz for being a member of Kansas City Kansas Community College Phi Theta Kappa;

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. Hineman, the committee report was adopted.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Landwehr to replace Rep. Resman on Committee on General Government Budget for February 9, 2018.

Also, the appointment of Rep. Weber to replace Rep. Claeys on Committee on Appropriations for February 12, 2018.

Also, the appointment of Rep. Highland to replace Rep. Proehl on Committee on Appropriations for February 12, 2018.

Also, the appointment of Rep. Ward to replace Rep. Helgeson on Committee on Appropriations for February 12, 2018.

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 2741, AN ACT concerning regulation of the fire sprinkler industry; enacting the fire sprinkler industry act; amending K.S.A. 2017 Supp. 31-133 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2742, AN ACT concerning agriculture; relating to labeling requirements for muscle cuts of beef, muscle cuts of pork, ground beef and ground pork; repealing K.S.A. 65-6a47, 65-6a48, 65-6a49, 65-6a50, 65-6a51, 65-6a52, 65-6a53, 65-6a54 and 65-6a55 and K.S.A. 2017 Supp. 65-6a56, by Committee on Agriculture.

HB 2743, AN ACT concerning wildlife; relating to the transferability of deer permits, by Committee on Agriculture.

HB 2744, AN ACT establishing the statewide Alzheimer's disease care plan task force; relating to membership; meetings; topics of study, by Committee on Children and Seniors.

HB 2745, AN ACT establishing the Kansas transition bill of rights task force; relating to membership, powers and duties thereof, by Committee on Children and Seniors.

REPORT ON ENGROSSED BILLS

HB 2441, **HB 2446**, **HB 2469**, **HB 2492** reported correctly engrossed February 8, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Monday, February 12, 2018.

Journal of the House

TWENTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 12, 2018, 11:00 a.m.

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

The roll was called with 120 members present.

Reps. Proehl and Victors were excused on verified illness.

Reps. Cox and Helgeson were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Lord God in Heaven,
We are grateful for this beautiful day You have given us.
As these leaders address the resolutions and bills before them,
some bills will be passed or defeated just as fast as speed skating.
Other bills may exhaust our leaders as though they
just finished a biathlon.
For some of the resolutions,
leaders may feel like lying down on a sled
and racing through the discussion at top speed
as though in a luge race.
Some of these resolutions may call for the
courage and bravery of snowboarding.
Others may go through as smooth as figure skating.
I do ask that you keep our leaders from
breaking out into a fight as characterized by ice hockey.
They need to keep their teeth!!
As with the Winter Olympics,
there will be some who will win, and some will lose.
But the one thing for them to always remember—
is WHO they are representing.
I ask for Your blessing, Amen.

The Pledge of Allegiance was led by Rep.Waymaster.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2742, HB 2743.**

Children and Seniors: **HB 2744, HB 2745.**

Commerce, Labor and Economic Development: **HB 2741.**

Corrections and Juvenile Justice: **HB 2738, HB 2739.**

Judiciary: **HB 2734, HB 2735, HB 2736, HB 2737.**

Taxation: **HB 2740.**

Water and Environment: **HB 2732, HB 2733.**

MESSAGES FROM THE SENATE

Announcing passage of **SB 180, SB 282, SB 288, and Substitute for SB 285.**

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 180, SB 282, SB 285, SB 288

CONSENT CALENDAR

No objection was made to **HB 2436** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2531** 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 2531, AN ACT concerning roads and highways; designating a portion of various Kansas and United States highways for members of the Kansas highway patrol killed in the line of duty; amending K.S.A. 68-1024, 68-1027, 68-1044 and 68-1054 and K.S.A. 2017 Supp. 68-1029, 68-1058, 68-10,114 and 68-10,119 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: 5.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Cox, Helgerson, Huebert, Proehl, Victors.

The bill passed.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2088** be amended on page 1, in line 6, by striking "2016" and inserting "2017"; in line 13, by striking "2016" and inserting "2017"; in line 19, by striking "2016" and inserting "2017"; in line 22, by striking all after the second comma; in line 23, by striking all before "4-E"; also in line 23, by striking the sixth comma; in line 27, by striking "2016" and inserting "2017"; in line 34, by striking "2016" and inserting "2017";

On page 2, in line 14, by striking "2016" and inserting "2017"; in line 34, by striking "2016" and inserting "2017"; in line 41, by striking "2016" and inserting "2017";

On page 3, in line 17, by striking "2016" and inserting "2017";

On page 1, in the title, in line 3, by striking "2016" and inserting "2017"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2090** be amended on page 1, in line 6, by striking "2016" and inserting "2017"; in line 10, by striking "2016" and inserting "2017";

On page 3, in line 30, by striking "2016" and inserting "2017"; in line 33, by striking "2016" and inserting "2017"; in line 43, by striking "2016" and inserting "2017";

On page 4, in line 39, after "(1)" by inserting "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. 2017 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 the defendant has refused to participate in a certified drug treatment program, as provided in K.S.A. 2017 Supp. 75-52,144, and amendments thereto, or 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)";

Also on page 4, in line 42, by striking "2016" and inserting "2017";

On page 5, in line 1, by striking "(f)" and inserting "(g)"; in line 5, by striking "(f)" and inserting "(g)"; in line 9, by striking "2016" and inserting "2017"; in line 10, by striking "2016" and inserting "2017"; in line 24, by striking "2016" and inserting "2017"; in line 39, by striking "2016" and inserting "2017"; in line 41, by striking

"2016" and inserting "2017";

On page 6, in line 6, by striking "2016" and inserting "2017"; in line 9, by striking "2016" and inserting "2017"; in line 26, by striking "2016" and inserting "2017";

On page 7, in line 2, by striking "2016" and inserting "2017"; in line 9, by striking "2016" and inserting "2017"; in line 31, by striking "2016" and inserting "2017";

On page 8, in line 16, by striking "2016" and inserting "2017"; in line 25, by striking "2016" and inserting "2017"; in line 34, by striking "2016" and inserting "2017";

On page 9, in line 5, by striking "2016" and inserting "2017"; in line 23, by striking "2016" and inserting "2017"; in line 29, by striking "2016" and inserting "2017";

On page 11, in line 11, by striking "2016" and inserting "2017"; in line 20, by striking "2016" and inserting "2017"; in line 24, by striking "2016" and inserting "2017"; in line 26, by striking "2016" and inserting "2017"; in line 28, by striking "2016" and inserting "2017"; in line 30, by striking "2016" and inserting "2017"; in line 40, by striking "2016" and inserting "2017";

On page 12, in line 12, by striking "2016" and inserting "2017";

On page 13, in line 27, by striking "2016" and inserting "2017";

On page 14, in line 21, by striking "2016" and inserting "2017";

On page 15, in line 5, by striking "2016" and inserting "2017";

On page 1, in the title, in line 3, by striking "2016" and inserting "2017"; and the bill be passed as amended.

Committee on **Financial Institutions and Pensions** recommends **SB 283** 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 **Judiciary** recommends **HB 2480** be passed.

Committee on **Judiciary** recommends **HB 2459** be amended on page 2, following line 42, by inserting:

"(e) On March 1, 2020, and annually on March 1 thereafter, the Kansas bureau of investigation shall determine whether each agency's financial report matches the agency's seizing report. If the Kansas bureau of investigation determines that an agency's financial report does not substantially match that agency's seizing report or the agency has not submitted a financial report, the Kansas bureau of investigation shall notify such agency of the difference in reports. Such agency shall correct the reporting error within 30 days. If the reporting error is not corrected within 30 days, the Kansas bureau of investigation shall send such law enforcement agency, and the county or district attorney for the county in which such law enforcement agency is located, a certified letter notifying such agency that it is out of compliance. Upon receipt of such letter, no forfeiture proceedings shall be filed on property seized by such law enforcement agency. When such law enforcement agency has achieved compliance with the reporting requirements, the bureau shall send such law enforcement agency, and the county or district attorney for the county in which such law enforcement agency is located, a certified letter notifying such agency that it is in compliance and forfeiture proceeding filings may continue pursuant to this act. Annually, on or before April 15, the Kansas bureau of investigation shall report to the legislature any law enforcement agencies in the state that have failed to come into compliance with the reporting requirements in subsection (d)."; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2516** be amended on page 1, in line 12, by striking "a minor or"; in line 14, by striking all after "impaired"; by striking all in line 15; in line 16, by striking all before the period and inserting "or a minor"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Schwab to replace Rep. Proehl on Committee on Appropriations on February 13, 2018.

Also, the appointment of Rep. Holscher to replace Rep. Helgerson on Committee on Transportation Budget on February 12, 13 and 14, 2018.

Also, the appointment of Rep. Ward to replace Rep. Wolfe Moore on Committee on Appropriations on February 13, 2018. Rep. Ward will serve as the Ranking Democrat.

Also, the appointment of Rep. Gartner to replace Rep. Helgerson on Committee on Appropriations on February 13, 2018.

Also, the appointment of Rep. Ward to replace Rep. Helgerson on Committee on Appropriations on February 14, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Tuesday, February 13, 2018.

Journal of the House

TWENTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, February 13, 2018, 11:00 a.m.

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

The roll was called with 119 members present.

Reps. Dove, Francis and Winn were excused on legislative business.

Reps. Helgerson and Wolfe Moore were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Gracious and loving God,
thank You for the many blessings You give to us each day.
As we get closer to the last day for committee meetings,
the work may seem to increase, and the days grow a bit longer.
Help our leaders to know they can find rest in You,
and that their hope comes from You.
As they consider and decide on many issues,
some may not know how to go or what to do.
Remind them of Your promise that
“whether *they* turn to the right or to the left,
their ears will hear a voice behind *them* saying,
‘this is the way; walk in it.’”
May they know they can trust Your leading,
for You are our refuge, rock and fortress.
This I pray in Your Name, Amen.
(Isaiah 30:21, NIV)

The Pledge of Allegiance was led by Rep. Rahjes.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Health and Human Services: **SB 282**.

Judiciary: **SB 180, SB 288**.

Transportation: **Sub SB 285**.

INTRODUCTION OF GUESTS

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

It is my pleasure to introduce to you Miss Kansas' Outstanding Teen 2017 - Taylor Clark

Taylor Clark was crowned Miss Kansas' Outstanding Teen in June 2017 in Pratt, Kansas. Taylor resides in St. John, Kansas and attends St. John High School. Her parents are Natalie and Bill Clark. Taylor performed a drum solo to "In the Mood/Sing, Sing, Sing" and aspires to obtain a degree in Music Education with the hopes of becoming a Band Director. Taylor is an Honor Student and will spend her year of service as Miss Kansas' Outstanding Teen promoting her personal platform "STEAM for Teens!" as well as Miss America's National Platform, Children's Miracle Network Hospitals. Taylor hopes to positively impact the lives of teens across our state by introducing them to personalized learning through STEAM (Science, Technology, Engineering, Arts, and Mathematics). In her free time, Taylor loves to attend and perform in local plays, and is a history fanatic.

Rep. Lewis presented Miss Clark with a framed House certificate.

INTRODUCTION OF GUESTS

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

Today, I have the honor to welcome seven high school students to the Kansas Capitol and the Senate. The students represent four countries – Germany, Italy, Moldova and Pakistan and are spending an academic year learning about our country first-hand by living with a host family.

This effort is coordinated by the Council on International Education Exchange program (CIEE). The CIEE program is our country's oldest and largest nonprofit study abroad and intercultural exchange organization.

Programs such as this promote citizen diplomacy with an understanding and mutual respect between communities and nations by an exchange of ideas and experiences. While learning about America's society they are educating our children about this culturally diverse world.

Before introducing the students, I wish to thank the CIEE Local Coordinator, Anita Sass, who works to place students with host families. She is accompanying these students today.

Rep. Horn introduced the following students to the body and welcomed them to Kansas:

- Alessandra Maltempi, Italy - Free State High School, Lawrence
- Saskia Nowak, Germany - Lawrence High School, Lawrence
- Fritz Wisser, Germany - Wellsville High School, Wellsville
- Mathes Trauer, Germany - Wellsville High School, Wellsville
- Sophie Simon, Germany - Baldwin High School, Baldwin City
- Iana Cuznetov, Moldova - Lawrence High School, Lawrence
- Prah Haider, Pakistan - Baldwin High School, Baldwin City

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. Claeys, **HR 6043**, A RESOLUTION urging the Federal Aviation Administration to accept Kansas' application for the Unmanned Aerial Systems Integration Pilot Program, was adopted.

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

Before us today is **HR 6043**, a resolution supporting the Kansas Department of Transportation application for the FAA Unmanned Aircraft Systems Integration Pilot Program.

Kansas was the first state in the nation to appoint a Director of Unmanned Aircraft Systems, and the first to have an operational Unmanned Traffic Management system in place for state agencies, 138 airports and 37 higher education institutions.

Our UAS Joint Task force is made up of 17 state agencies, universities and associations working together to deliver economic development using safe UAS operational practices.

We are leading the way in this emerging industry, and there would be no better way to punctuate our position in Unmanned Aircraft Systems than to win selection as a state capable of integrating unmanned aircraft systems into the national airspace.

Here in Kansas, we are the Air Capital of the World, not just because of our factories, but based on the expertise of our people. Letters of support have been sent from partners from the entire federal delegation, the office of the governor, the Kansas Senate, our higher education institutions and our private partners (too many to list, but a sample includes) Black and Veatch, Westar Energy, Kansas Farm Bureau, Garmin, Airmap, AT&T, Microsoft and dozens of others.

Your vote today will add the Kansas House of Representatives to the list of supporters of the Kansas application for the FAA Unmanned Aircraft Systems Integration Pilot Program.

CONSENT CALENDAR

No objection was made to **SB 283** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2436** appearing on the Consent Calendar for the second day.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Garber in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2444** be passed.

Committee report to **HB 2455** be adopted; and the bill be passed as amended.

Committee report to **HB 2456** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **HB 2558** 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 **Corrections and Juvenile Justice** recommends **HB 2566** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2608** 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 **Corrections and Juvenile Justice** recommends **HB 2534** be amended on page 1, following line 5, by inserting:

"New Section 1. No person shall operate any motor vehicle under normal road conditions in a manner that, whether from a stationary position or while the motor vehicle is in motion, intentionally causes:

- (a) The tires of the motor vehicle to break traction with the surface of the road;
- (b) the tires to spin leaving marks on the road; or
- (c) squealing of tires.";

Also on page 1, in line 8, by striking the third comma; in line 9, by striking all before the second "or"; by striking all in lines 24 through 31;

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

Also, on page 1, following line 32, by inserting:

"Sec. 3. K.S.A. 2017 Supp. 8-2118 is hereby amended to read as follows: 8-2118.

(a) A person charged with a traffic infraction shall, except as provided in subsection (b), appear at the place and time specified in the notice to appear. If the person enters an appearance, waives right to trial, pleads guilty or no contest, the fine shall be no greater than that specified in the uniform fine schedule in subsection (c) and court costs shall be taxed as provided by law.

(b) Prior to the time specified in the notice to appear, a person charged with a traffic infraction may enter a written appearance, waive right to trial, plead guilty or no contest and pay the fine for the violation as specified in the uniform fine schedule in subsection (c) and court costs provided by law. Payment may be made in any manner accepted by the court. The traffic citation shall not have been complied with if the payment is not honored for any reason, or if the fine and court costs are not paid in full. When a person charged with a traffic infraction makes payment without executing a written waiver of right to trial and plea of guilty or no contest, the payment shall be deemed such an appearance, waiver of right to trial and plea of no contest.

(c) The following uniform fine schedule shall apply uniformly throughout the state but shall not limit the fine which may be imposed following a court appearance, except an appearance made for the purpose of pleading and payment as permitted by subsection (a). The description of offense contained in the following uniform fine schedule is for reference only and is not a legal definition.

<i>Description of Offense</i>	<i>Statute</i>	<i>Fine</i>
Refusal to submit to a preliminary breath test	8-1012	\$105
Unsafe speed for prevailing conditions	8-1557	\$75
Exceeding maximum speed	8-1558	1-10 mph over the

limit; or speeding in zone posted by the state department of transportation; or speeding in locally posted zone	to 8-1560 8-1560a or 8-1560b	limit, \$45 11-20 mph over the limit, \$45 plus \$6 per mph over 10 mph over the limit; 21-30 mph over the limit, \$105 plus \$9 per mph over 20 mph over the limit; 31 and more mph over the limit, \$195 plus \$15 per mph over 30 mph over the limit;
Disobeying traffic control device	8-1507	\$75
Violating traffic control signal	8-1508	\$75
Violating pedestrian control signal	8-1509	\$45
Violating flashing traffic signals	8-1510	\$75
Violating lane-control signal	8-1511	\$75
Unauthorized sign, signal, marking or device	8-1512	\$45
Driving on left side of roadway	8-1514	\$75
Failure to keep right to pass oncoming vehicle	8-1515	\$75
Improper passing; increasing speed when passed	8-1516	\$75
Improper passing on right	8-1517	\$75
Passing on left with insufficient clearance	8-1518	\$75
Driving on left side where curve, grade, intersection railroad crossing, or obstructed view	8-1519	\$75
Driving on left in no-passing zone	8-1520	\$75
Unlawful passing of stopped emergency vehicle	8-1520a	\$75
Driving wrong direction on one-way road	8-1521	\$75
Improper driving on laned roadway	8-1522	\$75
Following too close	8-1523	\$75
Improper crossover on di-	8-1524	\$45

vided highway		
Failure to yield right-of-way at uncontrolled intersection	8-1526	\$75
Failure to yield to approach- ing vehicle when turning left	8-1527	\$75
Failure to yield at stop or yield sign	8-1528	\$75
Failure to yield from private road or driveway	8-1529	\$75
Failure to yield to emergency vehicle	8-1530	\$195
Failure to yield to pedestrian or vehicle working on roadway	8-1531	\$105
Failure to comply with re- strictions in road con- struction zone	8-1531a	\$45
Disobeying pedestrian traffic control device	8-1532	\$45
Failure to yield to pedestrian in crosswalk; pedestrian suddenly entering road- way; passing vehicle stopped for pedestrian at crosswalk	8-1533	\$75
Improper pedestrian crossing	8-1534	\$45
Failure to exercise due care in regard to pedestrian	8-1535	\$45
Improper pedestrian move- ment in crosswalk	8-1536	\$45
Improper use of roadway by pedestrian	8-1537	\$45
Soliciting ride or business on roadway	8-1538	\$45
Driving through safety zone	8-1539	\$45
Failure to yield to pedestrian on sidewalk	8-1540	\$45
Failure of pedestrian to yield to emergency vehicle	8-1541	\$45
Failure to yield to blind pe- destrian	8-1542	\$45
Pedestrian disobeying bridge or railroad signal	8-1544	\$45
Improper turn or approach	8-1545	\$75
Improper "U" turn	8-1546	\$75
Unsafe starting of stopped	8-1547	\$45

vehicle		
Unsafe turning or stopping, failure to give proper sig- nal; using turn signal un- lawfully	8-1548	\$75
Improper method of giving notice of intention to turn	8-1549	\$45
Improper hand signal	8-1550	\$45
Failure to stop or obey road crossing signal	8-1551	\$195
Failure to stop at railroad crossing stop sign	8-1552	\$135
Certain hazardous vehicles failure to stop at railroad crossing	8-1553	\$195
Improper moving of heavy equipment at railroad crossing	8-1554	\$75
Vehicle emerging from alley, private roadway, building or driveway	8-1555	\$75
Improper passing of school bus; improper use of school bus signals	8-1556	\$315
Improper passing of church or day-care bus; improper use of signals	8-1556a	\$195
Impeding normal traffic by slow speed	8-1561	\$45
Speeding on motor-driven cycle	8-1562	\$75
Speeding in certain vehicles or on posted bridge	8-1563	\$45
Improper stopping, standing or parking on roadway	8-1569	\$45
Parking, standing or stopping in prohibited area	8-1571	\$45
Improper parking	8-1572	\$45
Unattended vehicle	8-1573	\$45
Improper backing	8-1574	\$45
Driving on sidewalk	8-1575	\$45
Driving with view or driving mechanism obstructed	8-1576	\$45
Unsafe opening of vehicle door	8-1577	\$45
Riding in house trailer	8-1578	\$45
Unlawful riding on vehicle	8-1578a	\$75

Improper driving in defiles, canyons, or on grades	8-1579	\$45
Coasting	8-1580	\$45
Following fire apparatus too closely	8-1581	\$75
Driving over fire hose	8-1582	\$45
Putting glass, etc., on high- way	8-1583	\$105
Driving into intersection, crosswalk, or crossing without sufficient space on other side	8-1584	\$45
Improper operation of snow- mobile on highway	8-1585	\$45
Parental responsibility of child riding bicycle	8-1586	\$45
Not riding on bicycle seat; too many persons on bicycle	8-1588	\$45
Clinging to other vehicle	8-1589	\$45
Improper riding of bicycle on roadway	8-1590	\$45
Carrying articles on bicycle; one hand on handlebars	8-1591	\$45
Improper bicycle lamps, brakes or reflectors	8-1592	\$45
Improper operation of mo- torcycle; seats; passen- gers, bundles	8-1594	\$45
Improper operation of mo- torcycle on laned road way	8-1595	\$75
Motorcycle clinging to other vehicle	8-1596	\$45
Improper motorcycle handle- bars or passenger equipment	8-1597	\$75
Motorcycle helmet and eye- protection requirements	8-1598	\$45
Unlawful operation of all-ter- rain vehicle	8-15,100	\$75
Unlawful operation of low-speed vehicle	8-15,101	\$75
Littering	8-15,102	\$115
Disobeying school crossing guard	8-15,103	\$75
Unlawful operation of micro	8-15,106	\$75

utility truck		
Failure to remove vehicles in accidents	8-15,107	\$75
Unlawful operation of golf cart	8-15,108	\$75
Unlawful operation of work-site utility vehicle	8-15,109	\$75
Unlawful display of license plate	8-15,110	\$60
Unlawful text messaging	8-15,111	\$60
Equipment offenses that are not misdemeanors	8-1701	\$75
Driving without lights when needed	8-1703	\$45
Defective headlamps	8-1705	\$45
Defective tail lamps	8-1706	\$45
Defective reflector	8-1707	\$45
Improper stop lamp or turn signal	8-1708	\$45
Improper lighting equipment on certain vehicles	8-1710	\$45
Improper lamp color on certain vehicles	8-1711	\$45
Improper mounting of reflectors and lamps on certain vehicles	8-1712	\$45
Improper visibility of reflectors and lamps on certain vehicles	8-1713	\$45
No lamp or flag on projecting load	8-1715	\$75
Improper lamps on parked vehicle	8-1716	\$45
Improper lights, lamps, reflectors and emblems on farm tractors or slow-moving vehicles	8-1717	\$45
Improper lamps and equipment on implements of husbandry, road machinery or animal-drawn vehicles	8-1718	\$45
Unlawful use of spot, fog, or auxiliary lamp	8-1719	\$45
Improper lamps or lights on emergency vehicle	8-1720	\$45
Improper stop or turn signal	8-1721	\$45

Improper vehicular hazard warning lamp	8-1722	\$45
Unauthorized additional lighting equipment	8-1723	\$45
Improper multiple-beam lights	8-1724	\$45
Failure to dim headlights	8-1725	\$75
Improper single-beam headlights	8-1726	\$45
Improper speed with alternate lighting	8-1727	\$45
Improper number of driving lamps	8-1728	\$45
Unauthorized lights and signals	8-1729	\$45
Improper school bus lighting equipment and warning devices	8-1730	\$45
Unauthorized lights and devices on church or day-care bus	8-1730a	\$45
Improper lights on highway construction or maintenance vehicles	8-1731	\$45
Defective brakes	8-1734	\$45
Defective or improper use of horn or warning device	8-1738	\$45
Defective muffler	8-1739	\$45
Defective mirror	8-1740	\$45
Defective wipers; obstructed windshield or windows	8-1741	\$45
Improper tires	8-1742	\$45
Improper flares or warning devices	8-1744	\$45
Improper use of vehicular hazard warning lamps and devices	8-1745	\$45
Improper air-conditioning equipment	8-1747	\$45
Improper safety belt or shoulder harness	8-1749	\$45
Improper wide-based single tires	8-1742b	\$75
Improper compression release engine braking system	8-1761	\$75
Defective motorcycle headlamp	8-1801	\$45

Defective motorcycle tail lamp	8-1802	\$45
Defective motorcycle reflector	8-1803	\$45
Defective motorcycle stop lamps and turn signals	8-1804	\$45
Defective multiple-beam lighting	8-1805	\$45
Improper road-lighting equipment on motor-driven cycles	8-1806	\$45
Defective motorcycle or motor-driven cycle brakes	8-1807	\$45
Improper performance ability of brakes	8-1808	\$45
Operating motorcycle with disapproved braking system	8-1809	\$45
Defective horn, muffler, mirrors or tires	8-1810	\$45
Unlawful statehouse parking	75-4510a	\$30
Exceeding gross weight of	8-1909	Pounds Overweight vehicle or combination up to 1000\$40 1001 to 20003¢ per pound 2001 to 50005¢ per pound 5001 to 75007¢ per pound 7501 and over.....10¢ per pound
Exceeding gross weight on any axle or tandem, triple or quad axles	8-1908	Pounds Overweight up to 1000\$40 1001 to 20003¢ per pound 2001 to 50005¢ per pound 5001 to 75007¢ per pound 7501 and over.....10¢ per pound
Failure to obtain proper registration, clearance or to have current certification	66-1324	\$287
Insufficient liability insur-	66-1,128	\$137

ance for motor carriers	or 66-1314	
Failure to obtain interstate motor fuel tax authorization	79-34,122	\$137
No authority as private or common carrier	66-1,111	\$137
Violation of motor carrier safety rules and regulations, except for violations specified in sub- section (b)(2) of K.S.A. 66-1,130(b)(2), and amendments thereto	66-1,129	\$115
<u>Excessive acceleration</u>	<u>Section 1</u>	<u>\$100</u>

(d) Traffic offenses classified as traffic infractions by this section shall be classified as ordinance traffic infractions by those cities adopting ordinances prohibiting the same offenses. A schedule of fines for all ordinance traffic infractions shall be established by the municipal judge in the manner prescribed by K.S.A. 12-4305, and amendments thereto. Such fines may vary from those contained in the uniform fine schedule contained in subsection (c).

(e) Fines listed in the uniform fine schedule contained in subsection (c) shall be doubled if a person is convicted of a traffic infraction, which is defined as a moving violation in accordance with rules and regulations adopted pursuant to K.S.A. 8-249, and amendments thereto, committed within any road construction zone as defined in K.S.A. 8-1458a, and amendments thereto.

(f) For a second violation of K.S.A. 8-1908 or 8-1909, and amendments thereto, within two years after a prior conviction of K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon conviction shall be fined 1½ times the applicable amount from one, but not both, of the schedules listed in the uniform fine schedule contained in subsection (c). For a third violation of K.S.A. 8-1908 or 8-1909, and amendments thereto, within two years, after two prior convictions of K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon conviction shall be fined two times the applicable amount from one, but not both, of the schedules listed in the uniform fine schedule contained in subsection (c). For a fourth and each succeeding violation of K.S.A. 8-1908 or 8-1909, and amendments thereto, within two years after three prior convictions of K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon conviction shall be fined 2½ times the applicable amount from one, but not both, of the schedules listed in the uniform fine schedule contained in subsection (c).

(g) Fines listed in the uniform fine schedule contained in subsection (c) relating to exceeding the maximum speed limit, shall be doubled if a person is convicted of exceeding the maximum speed limit in a school zone authorized under ~~subsection (a)(4) of K.S.A. 8-1560(a)(4), and amendments thereto.~~";

Also on page 1, in line 33, by striking "is" and inserting "and K.S.A. 2017 Supp. 8-2118 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "and" by inserting "K.S.A. 2017 Supp. 8-2118 and"; in line 3, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2541** be passed.

Committee on **Health and Human Services** recommends **HB 2501** be passed.

Committee on **Health and Human Services** recommends **HB 2472** be amended on page 4, in line 4, by striking all after "to"; in line 5, by striking all before "in" and inserting "give such applicant's authorization to be listed as an organ, eye and tissue donor in the Kansas donor registry";

On page 9, in line 10, by striking all after "to"; in line 11, by striking "body" and inserting "give such applicant's authorization to be listed as an organ, eye and tissue donor in the Kansas donor registry";

On page 12, in line 26, by striking all after "to"; in line 27, by striking all before "in" and inserting "give such applicant's authorization to be listed as an organ, eye and tissue donor in the Kansas donor registry";

On page 19, by striking all in lines 15 and 16;

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

CHANGE OF REFERENCE

Speaker pro tem Schwab announced the withdrawal of **HB 2644** from the Committee on Higher Education Budget and referral to the Committee on Appropriations.

Also, the withdrawal of **HB 2681**, **HB 2699**, **HB 2728**, **HB 2734**, **HB 2550**, **HB 2548** from the Committee on Judiciary and referral to the Committee on Appropriations.

Also, the withdrawal of **HB 2724**, **HB 2625** from the Committee on Judiciary and referral to the Committee on Corrections and Juvenile Justice.

Also, the withdrawal of **HB 2572** from the Committee on Commerce, Labor and Economic Development and referral to the Committee on Taxation.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Ward to replace Rep. Winn on Committee on K-12 Education Budget and Committee on Education on Feb. 13, 2018.

Also, the appointment of Rep. Frownfelter to replace Rep. Carmichael on Committee on Commerce, Labor and Economic Development on February 13, 2018.

Also, the appointment of Rep. Frownfelter to replace Rep. Whipple on Committee on Higher Education Budget on February 13, 2018.

REPORT ON ENROLLED RESOLUTIONS

HCR 5023 reported correctly enrolled and properly signed on February 12, 2018.

HR 6048 reported correctly enrolled and properly signed on February 12, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Wednesday, February 14, 2018.

Journal of the House

TWENTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 14, 2018, 11:00 a.m.

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

The roll was called with 120 members present.

Reps. Brim, Elliott and Swanson were excused on verified illness.

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

Prayer by guest chaplain, Rev. Verdell Taylor, Jr., Pastor, St. Luke African Methodist Episcopal Church, Lawrence, and guest of Rep. Highberger.

Merciful God, we are gathered together, on this 14th day of February, 2018, to pray for the work of these individuals assembled in this Chamber, as they prepare to do the legislative work that is before them.

We pray God that they will represent their districts well and operate in a manner that is pleasing to You.

Dear God, please equip these Representatives with everything they need, to Stand Up for their convictions, to make just decisions and look out for the interests of those they represent.

Father God, we know that Kansas has new challenges and must redefine itself, as a State, therefore, we pray for the new leadership of this Great State.

Dear God, because you are our Creator and Deliverer, we look to You for direction, guidance and compassion.

Thank You God, for giving us the opportunity to begin each day and each session in prayer.

Dear God, Father of All, in Your Holy Name, we pray.

AMEN

The Pledge of Allegiance was led by Rep. Phelps.

INTRODUCTION OF GUESTS

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

I ask all of you here today: “What’s your superpower?” For those who are here today, their superpower is setting free the wrongly convicted. Cheryl Pilate, an attorney from the Overland Park area, along with the Midwest Innocence Project have worked tirelessly on cases in our region.

Joining us today are Cheryl Pilate of Pilate, Morgan, LLC and Tricia Bushnell, director of the Midwest Innocence Project.

Most recently, their efforts led to the exoneration of Lamonte McIntyre, a resident of Kansas City, Kansas. Mr. McIntyre spent over 20 years in prison for a murder he did not commit. In addition to McIntyre, in the past two years, Richard Jones and Floyd Bledsoe have also benefited from the dedication and expertise of Midwest Innocence Project; these men were released from prison after spending 18 and 16 years respectively for crimes they did not commit. Mr. McIntyre, Mr. Bledsoe and Mr. Jones are joining us today in the gallery.

Many of you likely know another former exoneree in the Johnson County area. My friend Darryl Burton is a Congregational Care Pastor at Church of the Resurrection in Leawood, Kansas. Prior to serving in the ministerial field, Mr. Burton was behind bars in Missouri for a murder he did not commit. Due to the dedication and efforts of Mrs. Pilate, Darryl was released from prison in 2008 after serving 24 years. Darryl now spends his time spreading his message about his journey of faith and forgiveness.

Thank you, Cheryl, along with Tricia and everyone at Midwest Innocence Project for your dedication to our people and to justice.

Rep. Holscher presented a framed House certificate to representatives from the Midwest Innocence Project in appreciation of their efforts.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2728, HB 2734** from Committee on Appropriations and rereferral to Committee on Judiciary.

CONSENT CALENDAR

No objection was made to **HB 2558, HB 2608** appearing on the Consent Calendar for the first day.

No objection was made to **SB 283** appearing on the Consent Calendar for the second day.

No objection was made to **HB 2436** 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 2436, AN ACT designating a portion of United States highway 69 as the Brandon Collins memorial highway, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claey's, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thompson,

Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Brim, Elliott, Helgerson, S. Swanson.

The bill passed.

HB 2444, AN ACT repealing K.S.A. 2017 Supp. 74-4921c and 74-4921d; concerning retirement and pensions; relating to the Kansas public employees retirement system; investments by the KPERS board; new investments and divestment of current investment in companies with operations in Sudan, was considered on final action.

On roll call, the vote was: Yeas 111; Nays 9; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thompson, Trimmer, Victors, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Burris, Ellis, Garber, Jacobs, K. Jones, Mason, Schwab, Vickrey, Ward.

Present but not voting: None.

Absent or not voting: Brim, Elliott, Helgerson, S. Swanson.

The bill passed.

HB 2455, AN ACT concerning the Kansas juvenile justice oversight committee; relating to cost avoidance due to reductions in youth out-of-home placements; amending K.S.A. 2017 Supp. 75-52,161 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 2; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Ellis, Eplee, Esau, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A.,

Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Barker, Finch.

Present but not voting: None.

Absent or not voting: Brim, Elliott, Helgerson, S. Swanson.

The bill passed, as amended.

HB 2456, AN ACT concerning children and minors; relating to the revised Kansas juvenile justice code; overall case length limits; absconders; amending K.S.A. 2017 Supp. 38-2391 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claey's, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Brim, Elliott, Helgerson, S. Swanson.

The bill passed, as amended.

On motion of Rep. Hineman, 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 2505**, **HB 2506** be passed.

Committee report to **HB 2476** be adopted.

Also, on motion of Rep. Carmichael to amend **HB 2476**, the motion was withdrawn.

Also, on further motion of Rep. Carmichael to amend **HB 2476**, the motion was withdrawn.

Also, on further motion of Rep. Carmichael to re-refer **HB 2476** to Committee on Federal and State Affairs, the motion did not prevail; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **HB 2619** be amended on page 1, in line 18, by striking "drafted"; in line 29, by striking all after "performed"; in line 30, by striking all before the first "the"; in line 31, after "(9)" by inserting "the signature of the individual who supervised the performance of the pest control service or the application of pesticides, when applicable;

(10)";

On page 2, in line 32, by striking "name of the individual" and inserting "names of the individuals"; also in line 32, by striking "or" and inserting "and, when applicable,";

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

Committee on **Agriculture** recommends **HB 2729** 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 **Corrections and Juvenile Justice** recommends **HB 2551** be amended on page 1, in line 6, after "(a)" by inserting "(1)"; in line 8, after the first "any" by inserting "security"; also in line 8, by striking "or facilities"; in line 14, after the second "any" by inserting "security"; also in line 14, by striking "facility" and inserting "job classifications and duties associated with a security operation"; following line 15, by inserting:

"(2) For the purposes of this section, "security operations" shall include the supervision of inmates in a correctional institution or juvenile correctional facility by a corrections officer or warden as those terms are defined in K.S.A. 75-5202, and amendments thereto, or any other position that is part of security operations as identified in rules and regulations adopted by the secretary.

(3) The secretary of corrections may adopt rules and regulations to identify job classifications and duties that are part of the security operations of a correctional institution or juvenile correctional facility.";

Also on page 1, in the title, in line 2, after "any" by inserting "security"; in line 3, by striking all before "thereof"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2578** be amended on page 2, in line 12, after "include" by inserting a colon; in line 13, after "students" by inserting "; consequences and appropriate remedial action for a person who commits an act of bullying, harassment or cyberbullying; a procedure for reporting an act of bullying, harassment or cyberbullying, including a provision that permits a person to report an act of bullying, harassment or cyberbullying anonymously; a procedure for prompt investigation of reports of bullying, harassment and cyberbullying; and a list of appropriate responses to an incident of bullying, harassment or cyberbullying";

Also on page 2, following line 25, by inserting:

"Sec. 2. K.S.A. 2017 Supp. 72-2252 is hereby amended to read as follows: 72-2252. As used in ~~this act~~ K.S.A. 2017 Supp. 72-2252 through 72-2262, and amendments thereto: (a) "Teacher" means any professional employee who is required to hold a certificate to teach in any school district and any teacher or instructor in any technical college, the institute of technology at Washburn university or community college. The term "teacher" does not include within its meaning any supervisors, principals, superintendents or any person employed under the authority of K.S.A. 2017 Supp. 72-1134, and amendments thereto, or any persons employed in an administrative

capacity by any technical college, the institute of technology at Washburn university or community college.

(b) "Board" means the board of education of any school district, governing body of any technical college or the institute of technology at Washburn university, and the board of trustees of any community college.

Sec. 3. K.S.A. 2017 Supp. 72-2253 is hereby amended to read as follows: 72-2253.

(a) Whenever a teacher is given written notice of intention by a board to not renew or to terminate the contract of the teacher as provided in K.S.A. 2017 Supp. 72-2251, and amendments thereto, the written notice of the proposed nonrenewal or termination shall include: (1) A statement of the reasons for the proposed nonrenewal or termination; and (2) a statement that the teacher may have the matter heard by a hearing officer upon written request filed with the clerk of the board of education or the board of control or the secretary of the board of trustees within 15 calendar days from the date of such notice of nonrenewal or termination.

(b) Within 10 calendar days after the filing of any written request of a teacher to be heard as provided in subsection (a), the board shall notify the commissioner of education that a list of qualified hearing officers is required. Such notice shall contain the mailing address of the teacher. Within 10 days after receipt of notification from the board, the commissioner shall provide to the board and to the teacher, a list of five randomly selected, qualified hearing officers.

(c) Within five days after receiving the list from the commissioner, each party shall eliminate two names from the list, and the remaining individual on the list shall serve as hearing officer. In the process of elimination, each party shall eliminate no more than one name at a time, the parties alternating after each name has been eliminated. The first name to be eliminated shall be chosen by the teacher within five days after the teacher receives the list. The process of elimination shall be completed within five days thereafter.

(d) Either party may request that one new list be provided within five days after receiving the list. If such a request is made, the party making the request shall notify the commissioner and the other party, and the commissioner shall generate a new list and distribute it to the parties in the same manner as the original list.

(e) In lieu of using the process provided in subsections (b) and (c), if the parties agree, they may make a request to the American arbitration association for an arbitrator to serve as the hearing officer. Any party desiring to use this alternative procedure shall so notify the other party in the notice required under subsection (a). If the parties agree to use this procedure, the parties shall make a joint request to the American arbitration association for a hearing officer within 10 days after the teacher files a request for a hearing. If the parties choose to use this procedure, the parties shall each pay one-half of the cost of the arbitrator and of the arbitrator's expenses.

(f) The commissioner of education shall compile and maintain a list of hearing officers comprised of residents of this state who are attorneys at law. Such list shall include a statement of the qualifications of each hearing officer.

(g) Attorneys interested in serving as hearing officers under the provisions of this act shall submit an application to the commissioner of education. The commissioner shall determine if the applicant is eligible to serve as a hearing officer pursuant to the provisions of subsection (h).

(h) An attorney shall be eligible for appointment to the list if the attorney has: (1)

Completed a minimum of 10 hours of continuing legal education credit in the area of education law, due process, administrative law or employment law within the past five years; or (2) previously served as the chairperson of a due process hearing committee prior to the effective date of this act. An attorney shall not be eligible for appointment to the list if the attorney has been employed to represent a board or a teacher in a due process hearing within the past five years.

Sec. 4. K.S.A. 2017 Supp. 72-2254 is hereby amended to read as follows: 72-2254. The hearing provided for under K.S.A. 2017 Supp. 72-2253, and amendments thereto, shall commence within 45 calendar days after the hearing officer is selected unless the hearing officer grants an extension of time. The hearing shall afford procedural due process, including the following:

(a) The right of each party to have counsel of such party's own choice present and to receive the advice of such counsel or other person whom such party may select;

(b) the right of each party or such party's counsel to cross-examine any person who provides information for the consideration of the hearing officer, except those persons whose testimony is presented by affidavit;

(c) the right of each party to present such party's own witnesses in person, or their testimony by affidavit or deposition, except that testimony of a witness by affidavit may be presented only if such witness lives more than 100 miles from the location of the unified school district office, the technical college, institute of technology at Washburn university or community college, or is absent from the state, or is unable to appear because of age, illness, infirmity or imprisonment. When testimony is presented by affidavit the same shall be served upon the clerk of the board of education, the board of control, the secretary of the board of trustees or the agent of the board and upon the teacher in person or by first-class mail to the address of the teacher which is on file with the board not less than 10 calendar days prior to presentation to the hearing officer;

(d) the right of the teacher to testify in the teacher's own behalf and give reasons for the teacher's conduct, and the right of the board to present its testimony through such persons as the board may call to testify in its behalf and to give reasons for its actions, rulings or policies;

(e) the right of the parties to have an orderly hearing; and

(f) the right of the teacher to a fair and impartial decision based on substantial evidence.

Sec. 5. K.S.A. 2017 Supp. 72-2260 is hereby amended to read as follows: 72-2260. (a) Except as otherwise provided in this section, the provisions of K.S.A. 2017 Supp. 72-2253 through 72-2258, and amendments thereto, apply only to:

(1) Teachers who have completed not less than three consecutive years of employment, and been offered a fourth contract, in the school district, technical college, institute of technology at Washburn university or community college by which any such teacher is currently employed; and

(2) teachers who have completed not less than two consecutive years of employment, and been offered a third contract, in the school district, technical college, institute of technology at Washburn university or community college by which any such teacher is currently employed if at any time prior to the current employment the teacher has completed the years of employment requirement of paragraph (1) of this subsection in any school district, technical college, the institute of technology at Washburn university or community college in this state.

(b) Any board may waive, at any time, the years of employment requirements of subsection (a)(1) for any teacher employed by it.

(c) The provisions of this ~~subsection~~ section are subject to the provisions of K.S.A. 2017 Supp. 72-2262, and amendments thereto.

(d) The provisions of K.S.A. 2017 Supp. 72-2253 through 72-2258, and amendments thereto, do not apply to any teacher whose license has been non-renewed or revoked by the state board of education because the teacher has:

(1) Been convicted of a felony under K.S.A. 2010 Supp. 21-36a01 through 21-36a17, prior to their transfer, or article 57 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, or any felony violation of any provision of the uniform controlled substances act prior to July 1, 2009;

(2) been convicted of a felony described in any section of article 34 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54 of chapter 21 of the Kansas Statutes Annotated, or K.S.A. 2017 Supp. 21-6104, 21-6325, 21-6326 or 21-6418, and amendments thereto, or an act described in K.S.A. 21-3412, prior to its repeal, or K.S.A. 2017 Supp. 21-5413(a), or K.S.A. 21-3412a, prior to its repeal, or K.S.A. 2017 Supp. 21-5414, and amendments thereto, if the victim is a minor or student;

(3) been convicted of a felony described in any section of article 35 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 55 of chapter 21 of the Kansas Statutes Annotated, or K.S.A. 2017 Supp. 21-6419 through 21-6421, and amendments thereto, or has been convicted of an act described in K.S.A. 21-3517, prior to its repeal, or K.S.A. 2017 Supp. 21-5505(a), and amendments thereto, if the victim is a minor or student;

(4) been convicted of any act described in any section of article 36 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 56 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto;

(5) been convicted of a felony described in article 37 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 58 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 2017 Supp. 21-6412(a)(6), and amendments thereto;

(6) been convicted of an attempt under K.S.A. 21-3301, prior to its repeal, or K.S.A. 2017 Supp. 21-5301, and amendments thereto, to commit any act specified in this subsection;

(7) been convicted of any act that is described in K.S.A. 21-4301, 21-4301a or 21-4301c, prior to their repeal, or K.S.A. 2017 Supp. 21-6401 or 21-6402, and amendments thereto;

(8) been convicted in another state or by the federal government of an act similar to any act described in this subsection; or

(9) has entered into a criminal diversion agreement after having been charged with any offense described in this subsection.";

Also on page 2, in line 26, after "Supp." by inserting "72-2252, 72-2253, 72-2254, 72-2260 and"; also in line 26, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon by inserting "relating to teacher contracts;"; also in line 2, after "Supp." by inserting "72-2252, 72-2253, 72-2254, 72-2260 and"; in line 3, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2498** be passed.

Committee on **Federal and State Affairs** recommends **HB 2460** be amended on page 1, in line 12, by striking "eight" and inserting "five"; in line 13, after the semicolon by inserting "(b) for students enrolled in grades six, seven and eight, shall be based on the Eddie Eagle Gunsafe program offered by the national rifle association or any successor program, or the hunter education in our schools program offered by the Kansas department of wildlife, parks and tourism or any successor program;"; also in line 13, by striking "(b)" and inserting "(c)"; and the bill be passed as amended.

Committee on **Financial Institutions and Pensions** recommends **HB 2594** be amended on page 1, in line 7, after "officer" by inserting ", "detention officer"; in line 8, after "center" by inserting ", juvenile detention center"; also in line 8, after "local" by inserting "adult or juvenile"; in line 18, after "officer" by inserting ", "detention officer"; in line 26, after "officers" by inserting ", detention officers"; following line 26, by inserting:

"(d) Notwithstanding any provision of K.S.A. 74-4901 et seq., and amendments thereto, to the contrary, if a detention deputy, corrections officer, detention officer or jailer has a vested retirement benefit pursuant to K.S.A. 74-4963, and amendments thereto, and a vested retirement benefit pursuant to K.S.A. 74-4917, and amendments thereto, and retires on or after such detention deputy's, corrections officer's, detention officer's or jailer's normal retirement date under K.S.A. 74-4957a, and amendments thereto, then such detention deputy, corrections officer, detention officer or jailer shall also be deemed to have retired for the purposes of K.S.A. 74-4901 et seq., and amendments thereto, and shall be eligible for such vested retirement benefit pursuant to K.S.A. 74-4917, and amendments thereto.";

On page 1, in the title, in line 3, after "local" by inserting "adult and juvenile"; and the bill be passed as amended.

Committee on **Government, Technology and Security** recommends **HB 2560** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2560," as follows:

"Substitute for HOUSE BILL NO. 2560

By Committee on Government, Technology and Security

"AN ACT concerning information systems and communications; creating the Kansas cybersecurity act; establishing the Kansas information security office; establishing the cybersecurity state fund.";

And the substitute bill be passed.

(**Sub HB 2560** was thereupon introduced and read by title.)

Committee on **Health and Human Services** recommends **HB 2573** be amended on page 3, in line 11, by striking "from another source"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2600** be amended on page 1, in the title, in line 1, after "and" by inserting "radiation"; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2597** be passed.

Committee on **Local Government** recommends **HB 2628** be amended on page 1, in line 19, by striking all after "thereof"; by striking all in lines 20 through 23; in line 24, by striking all before "upon" and inserting a period; and the bill be passed as amended.

Committee on **Water and Environment** recommends **HB 2691** be amended on page 5, by striking all in lines 10 through 31; in line 32, by striking "and 82a-1906 are" and inserting "is";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking "notification requirements for"; in line 3, by striking "and water right applications" and inserting ", application deadlines"; in line 4, by striking "and 82a-1906"; also 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 2746, AN ACT concerning employment security law; relating to unemployment benefits for privately contracted school bus drivers; amending K.S.A. 2017 Supp. 44-706 and repealing the existing section, by Committee on Appropriations.

HB 2747, AN ACT enacting the state post audit act; abolishing the division of post audit within the legislative branch and creating the post audit division within the state treasurer's office; concerning the transfer of powers and duties; abolishing the legislative post audit committee and the audit services fund; creating the state audit committee and the state audit services fund; amending K.S.A. 19-5005, 22-4514a, 38-2103, 45-106, 46-1001, 46-1006, 46-1212a, 74-2424, 74-2912, 74-4907, 74-8209, 75-104, 75-3080 and 75-3728c and K.S.A. 2017 Supp. 12-5377, 38-151, 38-2212, 38-2213, 39-709b, 60-3334, 72-5172, 72-5173, 73-1209, 74-4921, 74-50,131, 74-50,136, 74-7285, 74-7287, 74-72,124, 74-8111, 74-99b34, 74-99c07, 74-99c09, 75-2935, 75-2973, 75-3354, 75-5133, 75-5133c, 75-53,105, 75-7427, 76-3312, 77-138, 77-430, 79-1119 and 79-3234 and repealing the existing sections; also repealing K.S.A. 46-1101, 46-1102, 46-1104, 46-1108, 46-1109, 46-1112, 46-1113, 46-1115, 46-1116, 46-1120, 46-1120a, 46-1122, 46-1123, 46-1125, 46-1126 and 46-1127 and K.S.A. 2017 Supp. 46-1103, 46-1106, 46-1114, 46-1118, 46-1119, 46-1121, 46-1128, 46-1129, 46-1134 and 46-1135, by Committee on Appropriations.

HB 2748, AN ACT concerning sales and compensating use tax; relating to rates, exemptions, food and food ingredients; amending K.S.A. 2017 Supp. 79-3602, 79-3603, 79-3606, 79-3620, 79-3703 and 79-3710 and repealing the existing sections, by Committee on Taxation.

HB 2749, AN ACT concerning sales and compensating use tax; relating to countywide retailers' sales tax; rates, Jackson county; amending K.S.A. 2017 Supp. 12-187 and repealing the existing section, by Committee on Taxation.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Thimesch to replace Rep. Schwab on Committee on Insurance on Feb. 15, 2018.

Also, the appointment of Rep. Phelps to replace Rep. Helgerson on Committee on K-12 Education Budget on February 14, 2018.

Also, the appointment of Rep. Frownfelter to replace Rep. Horn on Committee on Federal and State Affairs on February 15, 2018.

Also, the appointment of Rep. Carmichael to replace Rep. Lusk on Committee on Federal and State Affairs on February 15, 2018.

REPORT ON ENGROSSED BILLS

HB 2455, HB 2456 reported correctly engrossed February 13, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Thursday, February 15, 2018.

Journal of the House

TWENTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 15, 2018, 11:00 a.m.

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

The roll was called with 122 members present.

Reps. Elliott and Neighbor were excused on verified illness.

Prayer by guest chaplain, Rev. David McEvoy, O.Carm., Pastor, Immaculate Conception-St. Joseph Parish, Leavenworth, and guest of Rep. Pittman.

Good and gracious God, Creator of the Universe, and Author of Life, we come before You this day with humble hearts, and ask for Your blessing upon each and every member of the Kansas House of Representatives.

You who created the forested hills, tall grass prairies, and treeless plains of our state, who first watched over the People of the South Wind, hear our prayer today.

You who in this Free State born of controversy, fashioned a home for Yankee abolitionists, Exodusters, Volga Germans, native born Americans, and immigrants from around the world, we praise and thank You for the providence You have shown us through the years.

You who have protected Your people through dust storms, blizzards, tornadoes, and hail storms, through a Civil War, a Great Depression, and foreign wars far beyond our shores, send Your powerful blessings this day upon our elected representatives.

Give them the grace to promote the common good of the people of Kansas. Grant them good judgment, a compassionate heart for the less advantaged, and the ability to work together for a more just future for generations to come. Despite every difficulty in their task as legislators, let them be inspired by the endless potential of what might be under the stars. "Ad Astra Per Aspera!"

We make this prayer this day ever trustful of Your loving providence. AMEN!

The Pledge of Allegiance was led by Rep. Arnberger.

INTRODUCTION OF GUESTS

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

The Governor signed a Proclamation that today, February 15, 2018, is Kansas Phi Theta Kappa All-State Academic Team Day. And today I am proud to introduce to you the Phi Theta Kappa All-State Academic Team. Ten of those scholars are here on the Floor and the remainder are in the gallery.

Phi Theta Kappa is an International Honor Society for two-year colleges that symbolizes excellence in higher education and a commitment to students. Students with a GPA of 3.5 or higher are invited to join Phi Theta Kappa whose mission is two-fold: to recognize and encourage the academic achievement of two-year college students; and to provide opportunities for individual growth and development through participation in honors, leadership, service and fellowship programming.

Fifty-seven students have been named to the All Kansas Academic Team and they represent all nineteen community colleges from across Kansas, Donnelly College and Manhattan Area Technical College and were named to this team based upon their academic achievement, leadership and community service.

Because of their academic achievement, service and leadership they have been awarded scholarships and stipends to help complete their education and I wanted to be sure you were aware of this impressive group of young scholars from the Kansas Community Colleges.

Rep. Proehl introduced the following 2018 Phi Theta Kappa Representatives to the House:

- Kenneth Dodson, Coffeyville Community College
- David Alex Ortiz, Kansas City Kansas Community College
- Amber Helwig, Labette Community College
- Devon Johnson, Highland Community College
- Mark Walthers, Butler Community College
- Iram Gonzalez, Dodge City Community College
- Torrie Pulliam, Neosho County Community College
- Jennifer Schultz, Cloud County Community College – Geary Campus
- Jackie Zimmerman, Independence Community College
- Devyn Chapman, Garden City Community College

INTRODUCTION OF GUESTS

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

Kansas has a great history of inventions that have added to our state economy as well as enhanced the life of millions. William Purvis and Charles Wilson invented the helicopter in Goodland and the Icee came from Omar Knedlick in Coffeyville. The Interstate Highway system was the brainchild of our native son, Dwight Eisenhower and Alexander Hyde gave us Mentholatum. The creative contributions from Walter Beech and Clyde Cessna made Wichita and Kansas the air capital of the world. The ubiquitous Coleman Lantern was the brainchild of William Coffin Coleman. And let's not ignore the creative genius of Kansan Walter Chrysler in the automotive industry and

Joyce Hall who founded Hallmark cards (more than \$840 million was spent on Valentine's Day yesterday).

Today, we honor another creative genius in Kansas. If necessity is the mother of invention, it is necessity that brings fifth grader Julia Luetje to the House floor today. Julia joined the ranks of Kansas inventors as she is the grand prize winner in the Frito-Lay Dreamvention national competition among 13,000 entrants for her invention, the Storm Sleeper. This is no small honor. Julia takes home the first prize of \$250,000.

The Storm Sleeper came about from Julia's early fear of thunderstorms. She did what most of us have done as she would build forts and barriers of pillows to block out the thunder and lightning. Inspiration came to her and she devised the Storm Sleeper that incorporated pillow and fabric to cover her head while also incorporating those bedtime necessities of a reading light and room for a portable speaker so she could read and listen to music. She bought her supplies at local stores and pieced together the first Storm Sleeper.

When she became a national finalist in the Dreamvention contest, a product development firm produced a prototype of the Storm Sleeper. She has now entered the world of being an entrepreneur as well as an inventor as she has a patent pending on the Storm Sleeper. She is also developing a business plan and is gearing up for production and marketing. Please join with me in recognizing the latest Kansas inventor, entrepreneur and creative leader, Julia Luetje.

Rep. Kessinger presented Julia with a framed House certificate in honor of her great achievement.

INTRODUCTION OF GUESTS

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

Today I am here with five young men that will probably swim more next weekend than many of you will swim in a life-time. They are not doing it for fun or exercise. They are doing it for kids that are not as fortunate as they are. They are doing it to raise money for Make-A-Wish Kansas.

Coach Kelly Kennedy and I had a group of seniors six years ago, that wanted to give back to their community. Kelly and I had both participated in a Swim-A-Thon in our high school years and thought this would be something this group was capable of. When deciding what group we would donate the money to, it was a no brainer for us. Coach Kennedy's youngest daughter, Aubrey, was diagnosed with a cancerous Wilms tumor when she was four years old. The tumor was the size of a football and Aubrey lost her kidney and had to undergo months of chemo treatment.

Shortly after her treatments were complete, Make-A-Wish Kansas stepped up and gave Aubrey and her family a well-deserved break, a trip to Disney World. The Kennedy family always wanted to give back to Make-A-Wish for this wonderful wish they granted for Aubrey, and Coach Kennedy knew this was going to be payback. So we held our first Swim-To-A-Wish event. Make-A-Wish Kansas didn't really know what to expect out of these two high school coaches and these five crazy high school kids, and honestly, we didn't know what to expect.

First, let me tell you what these boys are going to do next weekend. At four in the afternoon on Friday, a wish-child will start a swimmer with a bell start. That swimmer

will swim one mile and as he touches, swimmer number two gets started and he swims a mile, etc. Then they start on their second mile. Each mile takes them about twenty-five to thirty minutes so they finish the five mile increments in a little under two and a half hours. They will all swim twenty miles, each, for a total of one hundred miles. With only a short two-hour break between swims. They will not finish until sometime around noon on Sunday. That sounds tough, I assure you, it is tougher than you imagine.

When we were getting ready for our first STAW, we decided we would have a modest goal of \$1,200. We were at \$1,600 before we even started to swim. We topped \$5,000 in year one. Immediately we had kids asking if they could do it next year and the next year and the next....you get the idea. Our team had grabbed a hold of this fundraiser and have really taken ownership of it.

We had an anonymous donor approach us in year two and he promised to match our total up to \$5,000. We have had other teams across the state join us in the endeavor. We have had nine different high schools and two college teams join, or are joining us, over these six years. So far, through completed Swim-To-A-Wishes, over \$160,000 has been raised, which means over twenty wishes have been granted due to STAW.

As you might have noticed, there is a STAW flyer on your desk. We have grown so we have a handy on-line donation website set up, hint, hint, hint. As Coach Kennedy and I always say, donate to your local team, if you don't have a local team participating, donate to Campus High School Swimming.

Before I introduce the six people behind me, I want to point out the rest of the Campus Colt State team in the gallery. These kids aren't among the five doing the relay, but many of them and others will come in and do support miles. They will swim next to the relay swimmers so that they are not swimming by themselves. It can be kind of lonely in the pool at 3:00 a.m. on a Friday or Saturday night. Last year we had over one hundred support miles swam.

I'll have the group behind me raise their hands as I call their names. Coach, Kelly Kennedy; Senior, Austin Rector; Senior, Devon Ferris. These last three are all Juniors and were relay swimmers last year, so they will be working on 40 miles for STAW. Blake Chadd, TJ Lolling, and a young man I know pretty well, Daine Crum. Please help me show them your appreciation for the hard work they are doing to grant wishes for kids in Kansas.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2750, AN ACT concerning amusement rides; relating to the Kansas amusement ride act; relating to home-owned amusement rides and agritourism activities; exempting certain rides from the provisions of such act; amending K.S.A. 2017 Supp. 40-4801, 40-4802, 44-1601, 44-1602, 44-1603, 44-1606, 44-1607, 44-1608, 44-1609, 44-1610, 44-1611, 44-1612, 44-1613, 44-1614, 44-1616, 44-1617, 44-1618 and 44-1619 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2751, AN ACT establishing the office of the child advocate for children's protection and services within the Kansas department of administration; prescribing certain powers, duties and functions; amending K.S.A. 2017 Supp. 38-2212, 38-2309 and 38-2310 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 2747**.

Commerce, Labor and Economic Development: **HB 2746**.

Taxation: **HB 2748, HB 2749**.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2704** from the Committee on Children and Seniors and referral to the Committee on Appropriations.

Aso, the withdrawal of **HB 2625, HB 2738, HB 2739** from the Committee on Corrections and Juvenile Justice and referral to the Committee on Appropriations.

Also, the withdrawal of **HB 2575, HB 2663** from the Committee on Health and Human Services and referral to the Committee on Appropriations.

MESSAGES FROM THE SENATE

Announcing passage of **SB 194, SB 199, and SB 343**.

Announcing passage of **HB 2106**, as amended.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 194, SB 199, SB 343.

CONSENT CALENDAR

No objection was made to **HB 2729** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2558, HB 2608** appearing on the Consent Calendar for the second day.

No objection was made to **SB 283** 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 283, AN ACT concerning the regulation of financial institutions; relating to trust companies; office of the state bank commissioner; powers, duties and experience of certain employees; amending K.S.A. 2017 Supp. 9-1609, 9-1720, 9-1721 and 75-3135 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: 2.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps,

Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Elliott, Neighbor.

The bill passed.

HB 2476, AN ACT concerning alcoholic beverages; relating to the definition of alcoholic liquor, including alcoholic candy and confectionary products to the definition of alcoholic liquor; relating to microbreweries; authorizing the on-premises sale of certain large containers of beer for off-premises consumption, labeling requirements thereof; amending K.S.A. 2016 Supp. 41-102, as amended by section 4 of chapter 56 of the 2017 Session Laws of Kansas and K.S.A. 2017 Supp. 41-102 and 41-308b and repealing the existing sections; also repealing K.S.A. 2017 Supp. 41-102, as amended by section 1 of this act, was considered on final action.

On roll call, the vote was: Yeas 107; Nays 15; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Ballard, Barker, Bishop, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Trimmer, Victors, Ward, Waymaster, Weber, C., Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Baker, Becker, Bergquist, Blex, Ellis, Good, Hodge, Jacobs, K. Jones, Mason, R. Powell, Thompson, Vickrey, Weigel, Winn.

Present but not voting: None.

Absent or not voting: Elliott, Neighbor.

The bill passed, as amended.

HB 2505, AN ACT concerning cities; dealing with city governing bodies; amending K.S.A. 12-104 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: 2.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser,

Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Elliott, Neighbor.

The bill passed.

HB 2506, AN ACT concerning cities; relating to the rehabilitation of abandoned property; amending K.S.A. 2017 Supp. 12-1750 and 12-1756a and repealing the existing sections; also repealing K.S.A. 2017 Supp. 12-1756e, was considered on final action.

On roll call, the vote was: Yeas 90; Nays 32; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Alford, Arnberger, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burroughs, Carlin, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Eplee, Finch, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Humphries, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Victors, Ward, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore.

Nays: Aurand, Awerkamp, Bergquist, Burris, Carmichael, B. Carpenter, Claey's, Corbet, Delperdang, Dove, Ellis, Esau, Finney, Garber, Henderson, Highland, Hoffman, Houser, Huebert, Jacobs, Jennings, K. Jones, Landwehr, Ohaebosim, Osterman, R. Powell, Rahjes, Schroeder, Vickrey, Weber, C., Whitmer, Winn.

Present but not voting: None.

Absent or not voting: Elliott, Neighbor.

The bill passed.

EXPLANATION OF VOTE

MR. SPEAKER: I vote NO on **HB 2506**. Kansas already has sufficient tools in place to address blight. **HB 2506** circumvents our current eminent domain statutes by redefining "abandoned property" and by allowing our local governments to expeditiously confiscate, seize or destroy law abiding citizen's private property without compensation, adequate notice, and a legal property title. This is an egregious over reach that deprives some citizens of their private property rights without sufficient due process and it will cause irreparable harm to our most vulnerable citizens that do not have the resources to protect their property. — GAIL FINNEY, VALDENIA C. WINN, BRODERICK HENDERSON

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Whitmer in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2435**, **HB 2547** be passed.

Committee report to **HB 2488** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2556** be adopted; and **Sub HB 2556** be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **HB 2477** be amended on page 4, in line 37, after "1704." by inserting "(a)"; following line 43, by inserting:

"(b) The Kansas department of agriculture shall not require any individual to be licensed who has written and signed an agreement to provide temporary care for one or more dogs or cats owned by an animal shelter or other premises that is licensed pursuant to this act. Any such animal shelter or licensed premises shall keep a current list of such individuals who have written and signed an agreement to provide such temporary care.";

On page 5, in line 22, by striking "paragraph" and inserting "paragraphs"; also in line 22, by striking "(6) or (8)" and inserting "through (9) and paragraph (11)"; in line 25, by striking "paragraph" and inserting "paragraphs"; also in line 25, by striking "(6) or (8)" and inserting "through (9) and paragraph (11)"; in line 32, by striking all after "(6)"; by striking all in line 33; in line 34, by striking "(7)" and inserting "for an animal shelter in a first-class city, as defined in K.S.A. 13-101, and amendments thereto, not to exceed \$400;

(7) for an animal shelter in a second-class city, as defined in K.S.A. 14-101, and amendments thereto, not to exceed \$335;

(8) for an animal shelter in a third-class city, as defined in K.S.A. 15-101, and amendments thereto, not to exceed \$285;

(9)";

On page 6, in line 13, by striking all after "shall"; by striking all in line 14; in line 15, by striking all before the period and inserting "charge a fee of \$200 to cover the costs of such inspection"; in line 16, after "(d)" by inserting "(1) Failure by the owner of a premises, a licensee or a permittee, or their designated representative, to make a premises available for inspection within 30 minutes of the arrival of the inspector or the inspector's authorized representative, when notice is provided at least one business day prior to the inspection, shall be considered a no-contact inspection. Each no-contact inspection shall result in a \$200 no-contact fee against the owner of the premises, the licensee or the permittee. The commissioner or the commissioner's authorized representative shall make a second or subsequent attempt to inspect the premises after providing additional notice at least one business day prior to the second or subsequent attempt.

(2) If a premises fails an inspection, such owner, licensee or permittee shall be

required to pay a \$200 re-inspection fee for any subsequent inspection. Such payment must be made in advance of the re-inspection, and failure to do so shall result in the revocation of any such licensee's or permittee's license or permit. The owner of the premises shall be required to reapply for any licenses or permits that were revoked pursuant to this subsection and shall be required to:

- (A) Pay the fee for the new permit or license application;
 - (B) pass an initial inspection; and
 - (C) pay any past due fees before the new license or permit can be issued.
- (e)";

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

Committee on **Corrections and Juvenile Justice** recommends **HB 2454** be amended on page 2, in line 40, by striking all after the period; by striking all in line 41; in line 42, by striking all before the second "The";

On page 3, in line 2, after the first period by inserting "The review hearings provided in this subsection are not required for a juvenile offender held in detention awaiting disposition in such juvenile offender's case pursuant to K.S.A. 2017 Supp. 38-2360(f), and amendments thereto.

Sec. 2. K.S.A. 2017 Supp. 38-2360 is hereby amended to read as follows: 38-2360. (a) At any time after the juvenile has been adjudicated to be a juvenile offender, the court shall order one or more of the tools described in this subsection to be submitted to assist the court unless the court finds that adequate and current information from a risk and needs assessment is available from a previous investigation, report or other sources:

(1) An evaluation and written report by a mental health or a qualified professional stating the psychological or emotional development or needs of the juvenile. The court also may order a report from any mental health or qualified professional who has previously evaluated the juvenile stating the psychological or emotional development needs of the juvenile. If the court orders an evaluation as provided in this section, a parent of the juvenile shall have the right to obtain an independent evaluation at the expense of the parent. If the evaluation indicates that the juvenile requires acute inpatient mental health or substance abuse treatment, the court shall have the authority to compel an assessment by the secretary for aging and disability services. The court may use the results to inform a treatment and payment plan according to the same eligibility process used for non-court-involved youth.

(2) A report of the medical condition and needs of the juvenile. The court also may order a report from any physician who has been attending the juvenile, stating the diagnosis, condition and treatment afforded the juvenile.

(3) An educational needs assessment of the juvenile from the chief administrative officer of the school which the juvenile attends or attended to provide to the court information that is readily available which the school officials feel would properly indicate the educational needs of the juvenile. The educational needs assessment may include a meeting involving any of the following: (A) The juvenile's parents; (B) the juvenile's teacher or teachers; (C) the school psychologist; (D) a school special services representative; (E) a representative of the commissioner; (F) the juvenile's court appointed special advocate; (G) the juvenile's foster parents or legal guardian; and (H) other persons that the chief administrative officer of the school, or the officer's designee, deems appropriate.

(4) Any other presentence investigation and report from a court services officer which includes: (A) The circumstances of the offense; (B) the attitude of the complainant, victim or the victim's family; (C) the record of juvenile offenses; (D) the social history of the juvenile; and (E) the present condition of the juvenile. Except where specifically prohibited by law, all local governmental public and private educational institutions and state agencies shall furnish to the officer conducting the predispositional investigation the records the officer requests. Predispositional investigations shall contain other information prescribed by the court.

(5) The court in its discretion may direct that the parents submit a domestic relations affidavit.

(b) A summary of the results from a risk and needs assessment shall be provided to the court post-adjudication, predisposition and used to inform supervision levels. A single, uniform risk and needs assessment shall be adopted by the office of judicial administration and the department of corrections to be used in all judicial districts. The office of judicial administration and the secretary of corrections shall establish cutoff scores determining risk levels of juveniles. Training on such risk and needs assessment shall be required for all administrators of the assessment. Data shall be collected on the results of the assessment to inform a validation study on the Kansas juvenile justice population to be conducted by June 30, 2020.

(c) Expenses for post adjudication tools may be waived or assessed pursuant to K.S.A. 2017 Supp. 38-2314(c)(2), and amendments thereto.

(d) Except as otherwise prohibited by law or policy, the court shall make any of the reports ordered pursuant to subsection (a) available to the attorneys and shall allow the attorneys a reasonable time to review the report before ordering the sentencing of the juvenile offender.

(e) At any time prior to sentencing, the judge, at the request of a party, shall hear additional evidence as to proposals for reasonable and appropriate sentencing of the case.

(f) If a juvenile is being held in detention, a dispositional hearing to sentence the juvenile offender shall take place within 45 days after such juvenile offender has been adjudicated.;

Also on page 3, in line 3, by striking "is" and inserting "and 38-2360 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the second semicolon by inserting "dispositional hearing;"; in line 3, after "38-2343" by inserting "and 38-2360"; also in line 3, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2602** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2602," as follows:

"Substitute for HOUSE BILL NO. 2602

By Committee on Education

"AN ACT concerning school districts; creating the legislative task force on dyslexia."; and the substitute bill be passed.

(Sub **HB 2602** was thereupon introduced and read by title.)

Committee on **Elections** recommends **HB 2504** be passed.

Committee on **Energy, Utilities and Telecommunications** recommends **HB 2702** be passed.

Committee on **Government, Technology and Security** recommends **HB 2332** be

amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2332," as follows:

"Substitute for HOUSE BILL NO. 2332

By Committee on Government, Technology and Security

"AN ACT concerning the information technology executive council; relating to membership thereon; amending K.S.A. 2017 Supp. 75-7202 and repealing the existing section."; and the substitute bill be passed.

(Sub HB 2332 was thereupon introduced and read by title.)

Committee on **Government, Technology and Security** recommends **HB 2359** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2359," as follows:

"Substitute for HOUSE BILL NO. 2359

By Committee on Government, Technology and Security

"AN ACT concerning information systems and communications; creating the Kansas cybersecurity act; establishing the Kansas information security office; relating to executive branch agencies."; and the substitute bill be passed.

(Sub HB 2359 was thereupon introduced and read by title.)

REPORT OF STANDING COMMITTEE

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

Request No. 27, by Representative Mary Martha Good, congratulating Callie Carter on receiving a 2018 Prudential Spirit of Community Award;

Request No. 28, by Representative Greg Lewis, congratulating Miss Taylor Clark on being named Miss Kansas' Outstanding Teen 2017;

Request No. 29, by Representative Brenda Dietrich, congratulating Ethan Lane on achieving the rank of Eagle Scout;

Request No. 30, by Representative Brenda Landwehr, congratulating Kyler Stockstill on receiving a 2018 Prudential Spirit of Community Award honoring him as one of Kansas' top two volunteers;

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. Hineman, the committee report was adopted.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Rahjes to replace Rep. Lewis on Committee on Agriculture on Feb. 15, 2018.

Also, the appointment of Rep. Miller to replace Rep. Finney on Committee on Local Government on February 15, 2018.

Also, the appointment of Rep. Ohaebosim to replace Rep. Finney on Committee on Transportation and Public Safety Budget on February 15, 2018.

Also, the appointment of Rep. Ward to replace Rep. Ousley on Committee on Education on February 15, 2018.

Also, the appointment of Rep. Probst to replace Rep. Neighbor on Committee on Government Budget on February 15, 2018.

Also, the appointment of Rep. Helgerson to replace Rep. Ruiz on Committee on Taxation.

Also, the appointment of Rep. Holscher to replace Rep. Helgerson on Committee on Transportation and Public Safety Budget.

Also, Rep Parker will serve as the Ranking Democrat on Committee on Transportation and Public Safety Budget.

REPORT ON ENROLLED RESOLUTIONS

HR 6043 reported correctly enrolled and properly signed on February 15, 2018.

On motion of Rep. Hineman the House adjourned pro forma until 9:00 a.m. on Friday, February 16, 2018.

Journal of the House

TWENTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, February 16, 2018, 9:00 a.m.

The House met session pro forma pursuant to adjournment with Speaker Ryckman in the chair.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **SB 194**.

Appropriations: **SB 343**.

Federal and State Affairs: **HB 2750, HB 2751**.

Judiciary: **SB 199**.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2745** from the Committee on Children and Seniors and referral to the Committee on Appropriations.

Also, the withdrawal of **HB 2704** from Committee on Appropriations and rereferral to Committee on Children and Seniors.

Also, the withdrawal of **HB 2575, HB 2663** from Committee on Appropriations and rereferral to Committee on Health and Human Services.

COMMUNICATIONS FROM STATE OFFICERS

From Jake LaTurner, Kansas State Treasurer; 2017 Annual Report for the Kansas State Treasurer's Office.

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

MESSAGES FROM THE SENATE

Announcing passage of **SB 266, SB 294, SB 307, SB 312, SB 324; Substitute for SB 323**.

Announcing passage of **HB 2437; HB 2232**, as amended.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 266, SB 294, SB 307, SB 312, SB 323, SB 324.

REPORTS OF STANDING COMMITTEES

Committee on **Transportation** recommends **SB 256**, as amended by Senate Committee of the Whole, be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Monday, February 19, 2018.

Journal of the House

THIRTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 19, 2018, 11:00 a.m.

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

The roll was called with 121 members present.

Reps. Kuether and Proehl were excused on verified illness.

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

Prayer by Chaplain Brubaker:

Heavenly Father,
thank You for the blessing of a new week.
Today as we celebrate Presidents' Day
and honor the 45 Presidents of the United States,
may some of their words bring us encouragement.
"It is by a thorough knowledge of the whole subject
that people are enabled to judge correctly of the past
and to give a proper direction to the future." (James Monroe)
Anyone worth their salt will stick up for what they believe is right,
but it takes a slightly better person
to acknowledge instantly
and without reservation that they are in error."
(Andrew Jackson)
"Times change, and we change with them." (William Henry Harrison)
"An honorable defeat is better than a dishonorable victory." (Millard Fillmore)
And lastly, a great word from President Teddy Roosevelt:
"If you could kick the person in the pants
responsible for most of your trouble,
you wouldn't sit for a month."
Help us to learn from these wise words.
Today, Lord, we remember Rev. Fred Hollomon
who passed away last week.
He served as a faithful chaplain here in the House as well as the Senate.
Be with his family in this time of loss.
In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Lewis.

INTRODUCTION OF GUESTS

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

This morning I am honored to introduce to you some of Kansas' finest; members of the 2018 State Future Farmers of America leadership. FFA was officially formed in 1928 when 33 students for 18 states gathered at a hotel during the American Royal Livestock Show in Kansas City, Missouri. Concerned with the growing trend of that time, boys losing interest and leaving the farm, the organization was formed to offer "a greater opportunity for self-expression and for the development of leadership. In this way they will develop confidence in their own ability and pride in the fact that they are farm boys." Of course, today with approximately 200 programs and 9800 members across the State of Kansas, the focus is not just on "farm boys" but on anyone interested in being a future agriculture leader. Today's FFA students are the leaders and innovators of tomorrow who will be responsible for ensuring a safe and stable food and fiber supply for the growing world population.

Rep. Hoffman introduced the following students to the House:

Eli Ohlde - President, Clifton-Clyde
 John Kennedy - Vice President, Jackson Heights
 Marie Reveles - Secretary, Hays
 Quentin Umphenour - Treasurer, Jayhawk-Linn
 Riley Sleichter - Reporter, Abilene
 Skyler Denio - Sentinel, Hoxie

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2752, AN ACT concerning gaming; creating the Kansas sports wagering act; amending K.S.A. 2017 Supp. 19-101a, 21-6403, 21-6507, 74-8702, 74-8710, 74-8711, 74-8716, 74-8734, 74-8741, 74-8751, 74-8752, 74-8760, 74-8763 and 74-8769 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:

Energy, Utilities and Telecommunications: **Sub SB 323**.

Federal and State Affairs: **SB 307**.

Health and Human Services: **SB 312**.

Judiciary: **SB 266**.

Transportation: **SB 294, SB 324**.

CONSENT CALENDAR

No objection was made to **SB 256** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2729** appearing on the Consent Calendar for the second day.

No objection was made to **HB 2558, HB 2608** 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 2558, AN ACT concerning wildlife; relating to controlled shooting areas; licenses; amending K.S.A. 32-946 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: 3.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Concannon, Kuether, Proehl.

The bill passed.

HB 2608, AN ACT concerning real estate; authorizing the conveyance of land from the department of corrections to fire district 1 of Leavenworth county, Kansas, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Concannon, Kuether, Proehl.

The bill passed.

HB 2435, AN ACT concerning emergency telephone services; relating to the Kansas 911 act; audits by the division of legislative post audit; amending K.S.A. 2017 Supp. 12-5377 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: 3.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Concannon, Kuether, Proehl.

The bill passed.

HB 2488, AN ACT concerning the motor-fuel tax law; relating to definitions, special fuels; amending K.S.A. 2017 Supp. 79-3401 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: 3.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Concannon, Kuether, Proehl.

The bill passed as amended.

HB 2547, AN ACT concerning the Kansas state fair board; terms of members; expiration date; amending K.S.A. 2017 Supp. 74-520a 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: 3.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Helgerson.

Present but not voting: None.

Absent or not voting: Concannon, Kuether, Proehl.

The bill passed.

Sub HB 2556, AN ACT concerning emergency communications services; establishing the state interoperability advisory committee, was considered on final action.

On roll call, the vote was: Yeas 96; Nays 25; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Alford, Arnberger, Aurand, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Clark, Clayton, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Holscher, Horn, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Rafie, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Victors, Ward, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Awerkamp, Barker, Burris, B. Carpenter, Claeys, Corbet, Cox, Delperdang, Dove, Garber, Hawkins, Hoffman, Houser, Huebert, Humphries, Jacobs, K. Jones, Mason, Osterman, R. Powell, Rahjes, Sutton, Vickrey, Weber, C., Whitmer.

Present but not voting: None.

Absent or not voting: Concannon, Kuether, Proehl.

The substitute bill passed.

On motion of Rep. Hineman, 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 **Sub HB 2147** be passed over and retain a place on the calendar.

HB 2465, HB 2511 be passed.

Committee report to **HB 2628** be adopted; and the bill be passed as amended.

On motion of Rep. Neighbor to amend **HB 2486**, Rep. Francis requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed.

Committee report to **SB 217** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2147** be adopted.

Also, on motion of Rep. Osterman, to amend **Substitute for HB 2147**, on page 1, in line 28, by striking all after the comma; by striking all in line 29; in line 30, by striking all before "from";

and the substitute bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Children and Seniors** recommends **HB 2639** be passed.

Committee on **Children and Seniors** recommends **HB 2530** be amended on page 1, following line 6, by inserting:

"Section 1. K.S.A. 2017 Supp. 38-2223 is hereby amended to read as follows: 38-2223. (a) *Persons making reports.* (1) When any of the following persons has reason to suspect that a child has been harmed as a result of physical, mental or emotional abuse or neglect or sexual abuse, the person shall report the matter promptly as provided in subsections (b) and (c);

(A) The following persons providing medical care or treatment: Persons licensed to practice the healing arts, dentistry and optometry, persons engaged in postgraduate training programs approved by the state board of healing arts, licensed professional or practical nurses and chief administrative officers of medical care facilities;

(B) the following persons licensed by the state to provide mental health services: Licensed psychologists, licensed masters level psychologists, licensed clinical psychotherapists, licensed social workers, licensed marriage and family therapists, licensed clinical marriage and family therapists, licensed behavioral analysts, licensed assistant behavioral analysts, licensed professional counselors, licensed clinical professional counselors and registered alcohol and drug abuse counselors;

(C) teachers, school administrators or other employees of an educational institution which the child is attending and persons licensed by the secretary of health and environment to provide child care services or the employees of persons so licensed at the place where the child care services are being provided to the child;

(D) firefighters, emergency medical services personnel, law enforcement officers, juvenile intake and assessment workers, court services officers, community corrections officers, case managers appointed under K.S.A. 2017 Supp. 23-3508, and amendments thereto, and mediators appointed under K.S.A. 2017 Supp. 23-3502, and amendments thereto; ~~and~~

(E) any person employed by or who works as a volunteer for any organization, whether for profit or not-for-profit, that provides social services to pregnant teenagers, including, but not limited to, counseling, adoption services and pregnancy education and maintenance; and

(F) animal control officers, as defined in K.S.A. 47-1701, and amendments thereto, and persons authorized to take custody of an animal pursuant to K.S.A. 2017 Supp. 21-6412(c), and amendments thereto, when investigating suspected cruelty of animals.

(2) In addition to the reports required under subsection (a)(1), any person who has reason to suspect that a child may be a child in need of care may report the matter as provided in subsection (b) and (c).

(b) *Form of report.* (1) The report may be made orally and shall be followed by a written report if requested. Every report shall contain, if known: The names and addresses of the child and the child's parents or other persons responsible for the child's care; the location of the child if not at the child's residence; the child's gender, race and age; the reasons why the reporter suspects the child may be a child in need of care; if abuse or neglect or sexual abuse is suspected, the nature and extent of the harm to the child, including any evidence of previous harm; and any other information that the reporter believes might be helpful in establishing the cause of the harm and the identity of the persons responsible for the harm.

(2) When reporting a suspicion that a child may be in need of care, the reporter shall disclose protected health information freely and cooperate fully with the secretary and law enforcement throughout the investigation and any subsequent legal process.

(c) *To whom made.* Reports made pursuant to this section shall be made to the secretary, except as follows:

(1) When the Kansas department for children and families is not open for business, reports shall be made to the appropriate law enforcement agency. On the next day that the department is open for business, the law enforcement agency shall report to the department any report received and any investigation initiated pursuant to K.S.A. 2017 Supp. 38-2226, and amendments thereto. The reports may be made orally or, on request of the secretary, in writing.

(2) Reports of child abuse or neglect occurring in an institution operated by the Kansas department of corrections shall be made to the attorney general or the secretary of corrections. Reports of child abuse or neglect occurring in an institution operated by the Kansas department for aging and disability services shall be made to the appropriate law enforcement agency. All other reports of child abuse or neglect 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 made to the appropriate law enforcement agency.

(d) *Death of child.* Any person who is required by this section to report a suspicion that a child is in need of care and who knows of information relating to the death of a child shall immediately notify the coroner as provided by K.S.A. 22a-242, and amendments thereto.

(e) *Violations.* (1) Willful and knowing failure to make a report required by this section is a class B misdemeanor. It is not a defense that another mandatory reporter made a report.

(2) Intentionally preventing or interfering with the making of a report required by this section is a class B misdemeanor.

(3) Any person who willfully and knowingly makes a false report pursuant to this section or makes a report that such person knows lacks factual foundation is guilty of a class B misdemeanor.

(f) *Immunity from liability.* Anyone who, without malice, participates in the making of a report to the secretary or a law enforcement agency relating to a suspicion a child may be a child in need of care or who participates in any activity or investigation relating to the report or who participates in any judicial proceeding resulting from the report shall have immunity from any civil liability that might otherwise be incurred or imposed.";

On page 2, in line 42, after the first comma by inserting "an animal control officer, as defined in K.S.A. 47-1701, and amendments thereto, a person investigating suspected cruelty to animals who is authorized to take custody of an animal pursuant to K.S.A. 2017 Supp. 21-6412(e), and amendments thereto,";

On page 4, in line 12, after "Supp." by inserting "38-2223,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "adults" by inserting "and children; animal control officers and persons investigating suspected cruelty to animals"; in line 3, after "Supp." by inserting "38-2223,"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2567** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2568** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2603** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2581** be amended on page 2, in line 3, by striking "2" and inserting "1"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2648** be amended on page 1, in line 23, after "a" by inserting "uniformed or properly identified";

On page 2, in line 41, by striking "a" and inserting "uniformed or properly identified";

On page 3, in line 15, by striking "a" and inserting "uniformed or properly identified";

On page 4, in line 3, by striking "a" and inserting "uniformed or properly identified"; in line 19, by striking "a" and inserting "uniformed or properly identified"; in line 34, by striking "a" and inserting "uniformed or properly identified"; and the bill be passed as amended.

Committee on **Energy, Utilities and Telecommunications** recommends **HB 2701** be amended on page 2, in line 18, by striking "be residents of" and inserting "reside or work in"; and the bill be passed as amended.

Committee on **Energy, Utilities and Telecommunications** recommends **Substitute for SB 323**, as amended by Senate Committee of the Whole, be passed.

Committee on **General Government Budget** recommends **HB 2634** be passed.

Committee on **Judiciary** recommends **HB 2481** be passed.

Committee on **Judiciary** recommends **HB 2706** be passed.

Committee on **Judiciary** recommends **HB 2707** be passed.

Committee on **Judiciary** recommends **HB 2458** be amended on page 3, in line 20, after "adult" by inserting "or an elder person"; in line 23, after "adult" by inserting "or an elder person"; in line 25, after "adult" by inserting "or an elder person"; in line 27, after "adult" by inserting "or an elder person"; in line 30, after "adult" by inserting "or elder person"; in line 38, after "adult" by inserting "or elder person"; in line 39, by striking all after "(b)"; by striking all in lines 40 through 43;

On page 4, by striking all in lines 1 through 14; in line 15, by striking "(c)"; also in line 15, after "adult" by inserting "or an elder person"; in line 29, by striking "(c)" and inserting "(b)"; by striking all in lines 35 through 43;

On page 5, by striking all in lines 1 through 11; in line 13, by striking "mistreatment of"; in line 14, by striking "subsections (a)(2) and (b)(2)" and inserting "subsection (a) (2)"; in line 26, by striking the comma and inserting "or"; also in line 26, by striking "or (b)(3)";

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

Committee on **Judiciary** recommends **HB 2523** be amended on page 2, in line 4, by striking "10" and inserting "five"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2524** be amended on page 1, in line 12, before "in" by inserting "or the protection from stalking or sexual assault act, K.S.A. 60-31a01 et seq., and amendments thereto,"; in line 18, after the period by inserting "The clerk of the court shall supply the forms for the petition and order, which shall be prescribed by the judicial council."; in line 27, by striking all after "(2)"; by striking all in line 28; in line 29, by striking all before the period and inserting "When an order issued under this section is made in conjunction with a petition filed under the protection from stalking or sexual assault act, K.S.A. 60-31a01 et seq., and amendments thereto, the court shall ensure the petitioner's address and telephone number are not disclosed to the account holder. When an order issued under this section is made in conjunction with a petition filed under the protection from abuse act, K.S.A. 60-3101 et seq., and amendments thereto, and the court finds the petitioner's address, telephone number, or both, need to remain confidential pursuant to K.S.A. 60-3104(c), and amendments thereto, the court shall direct that the petitioner's information remain confidential";

On page 2, in line 14, after the period by inserting "The wireless services provider shall not charge a fee for the services provided pursuant to this section."; following line 23, by inserting:

"(g) Any wireless services provider operating in the state of Kansas shall adhere to a court order issued pursuant to this act."; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2580** be amended on page 6, following line 5, by inserting:

"Sec. 3. K.S.A. 2017 Supp. 50-725 is hereby amended to read as follows: 50-725. (a) A consumer reporting agency shall place a security freeze for a protected consumer if the consumer reporting agency receives a request from the protected consumer's representative for the placement of the security freeze and the protected consumer's representative:

(1) Submits the request to the consumer reporting agency at the address or other

point of contact and in the manner specified by the consumer reporting agency;

(2) provides to the consumer reporting agency sufficient proof of identification of the protected consumer and the representative; and

(3) provides to the consumer reporting agency sufficient proof of authority to act on behalf of the protected consumer; and

~~(4) pays to the consumer reporting agency a fee as provided in subsection (g).~~

(b) If a consumer reporting agency does not have a record pertaining to a protected consumer when the consumer reporting agency receives a request under subsection (a), the consumer reporting agency shall create a record for the protected consumer.

(c) Within 30 days after receiving a request that meets the requirements of subsection (a), a consumer reporting agency shall place a security freeze for the protected consumer.

(d) Unless a security freeze for a protected consumer is removed in accordance with subsection (f) or (i), a consumer reporting agency shall not release the protected consumer's consumer report, any information derived from the protected consumer's consumer report, or any record created for the protected consumer.

(e) A security freeze for a protected consumer placed under subsection (c) shall remain in effect until:

(1) The protected consumer or the protected consumer's representative requests the consumer reporting agency to remove the security freeze in accordance with subsection (f); or

(2) the security freeze is removed in accordance with subsection (i).

~~(f)(1)~~ If a protected consumer or a protected consumer's representative wishes to remove a security freeze for a protected consumer, the protected consumer or the protected consumer's representative shall:

~~(A)(1)~~ Submit a request for the removal of the security freeze to the consumer reporting agency at the address or other point of contact and in the manner specified by the consumer reporting agency; and

~~(B)(2)~~ provide to the consumer reporting agency sufficient proof of identification of the protected consumer and:

~~(i)(A)~~ For a request by the protected consumer, proof that the sufficient proof of authority for the protected consumer's representative to act on behalf of the protected consumer is no longer valid; or

~~(ii)(B)~~ for a request by the representative of a protected consumer, sufficient proof of identification of the representative and sufficient proof of authority to act on behalf of the protected consumer; and

~~(C)~~ pay to the consumer reporting agency a fee as provided in subsection (g).

~~(g)(1)~~ Except as otherwise provided in subsection (g)(2), A consumer reporting agency shall not charge a fee for any service performed under this section.

~~(2)~~ A consumer reporting agency may charge a reasonable fee, not exceeding \$10, for each placement or removal of a security freeze for a protected consumer, except a consumer reporting agency shall not charge any fee under this section if:

~~(A)~~ The protected consumer's representative has obtained a police report or provided an affidavit of alleged fraud against the protected consumer and provides a copy of the report or the affidavit to the consumer reporting agency; or

~~(B)~~ a request for the placement or removal of a security freeze is for a protected consumer who is under the age of 18 years at the time of the request and the consumer

reporting agency has a consumer report pertaining to the protected consumer.

(h) This section shall not apply to:

(1) A person administering a credit file monitoring subscription service to which the protected consumer has subscribed or the representative of the protected consumer has subscribed on behalf of the protected consumer;

(2) a person providing the protected consumer or the protected consumer's representative with a copy of the protected consumer's consumer report on request of the protected consumer or the protected consumer's representative; or

(3) a person or entity listed in K.S.A. 2017 Supp. 50-723(i)(1) and (6) through (12) or 50-724(a)(1) through (5), and amendments thereto.

(i) A consumer reporting agency may remove a security freeze for a protected consumer or delete a record of a protected consumer if such security freeze was placed or the record was created based on a material misrepresentation of a fact by the protected consumer or the protected consumer's representative.

(j) Any person who fails to comply with any requirement imposed under this section with respect to any protected consumer shall be liable pursuant to the provisions of the fair credit reporting act.

(k) This section shall be part of and supplemental to the fair credit reporting act.;

Also on page 6, in line 6, after "50-723" by inserting "and 50-725";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after "50-723" by inserting "and 50-725"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2599** be amended on page 1, in line 5 before "Section", by inserting: "New";

On page 3, following line 4, by inserting:

"New Sec. 2. (a) On and after January 1, 2019, any owner or lessee of one or more passenger vehicles, trucks of a gross weight of 20,000 pounds or less, motorcycles or travel trailers, who is a resident of the state of Kansas, may apply for and be issued one distinctive license plate for each such passenger vehicle, truck, motorcycle or travel trailer, a choose life license plate. Such license plates shall be issued for the same period of time as other plates upon proper registration and payment of the regular license fee as provided in K.S.A. 8-143, and amendments thereto.

(b) Any person may make application for such distinctive license plates, not less than 60 days prior to such person's renewal of registration date, on a form prescribed and furnished by the director of vehicles. Application for the registration of a passenger vehicle, truck, motorcycle or travel trailer and issuance of the license plates under this section shall be made by the owner or lessee in a manner prescribed by the director of vehicles upon forms furnished by the director.

(c) No registration or distinctive license plate issued under the authority of this section shall be transferable to any other person.

(d) Renewals of registration under this section shall be made annually, upon payment of the fee prescribed in subsection (a), in the manner prescribed in K.S.A. 8-132(b), and amendments thereto. No renewal of registration shall be made to any applicant until such applicant has filed with the director a form as provided in subsection (b). If such form is not filed, the applicant shall be required to comply with K.S.A. 8-143, and amendments thereto, and return the distinctive license plates to the county treasurer of such person's residence.

(e) The choose life license plate shall have a background design, an emblem or colors that designate the license plate as a choose life license plate.

Sec. 3. K.S.A. 2017 Supp. 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 ~~subsection (e) of~~ 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 authorized for issuance on and after July 1, 1995, unless there is a guarantee of an initial issuance of at least 500 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, or K.S.A. 2017 Supp. 8-177d, 8-1,163 or 8-1,166, 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. 2017 Supp. 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. 2017 Supp. 8-1,160 and section 2, and amendments thereto, except that the division shall delay the manufacturing and issuance of such distinctive license plate until the division has received not less than 1,000 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 1,000 paid orders for such plate have been received, the director of accounts and reports shall transfer \$40,000 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 on and after July 1, 2004, shall submit to the division of vehicles a nonrefundable amount not to exceed \$20,000, 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) (1) Except for educational institution license plates issued under K.S.A. 8-1,142, and amendments thereto, the director of vehicles shall discontinue the issuance of any distinctive license plate authorized prior to July 1, 2004, and which is subject to the provisions of subsection (b) if:

(A) Less than 500 license plates, including annual renewals, are issued for that distinctive license plate by July 1, 2006; and

(B) less than 250 license plates, including annual renewals, are issued for that distinctive license plate during any subsequent two-year period after July 1, 2006.

(2) The director of vehicles shall discontinue the issuance of any distinctive license plate authorized on and after July 1, 2004, if:

(A) Less than 500 plates, including annual renewals, are issued for that distinctive license plate by the end of the second year of sales; and

(B) less than 250 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 after December 31, 2012, 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. 4. K.S.A. 2017 Supp. 8-1,141 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "plate" by inserting "and the choose life license plate; amending K.S.A. 2017 Supp. 8-1,141 and repealing the existing section"; and the bill be passed as amended.

Committee on **Water and Environment** recommends **HB 2727** be amended on page 1, in line 14, after the third comma by inserting "oil and gas"; by striking all in lines 18 through 24; in line 25, by striking all before the period and inserting "Minerals are defined to include oil, natural gas, iron ore, coal, salt, sand, gravel or any other natural substance that may be of commercial value and is obtained by mining, quarrying or drilling on the surface or subsurface of the lands"; in line 27, by striking "oil and gas" and inserting "mineral ownership and mining, quarrying or drilling"; in line 28, by striking all after "property"; by striking all in lines 29 and 30; in line 31, by striking all before the period; in line 33, after "(b)" by inserting "The notice required under subsection (a) does not create a duty to investigate or disclose that does not otherwise exist for the licensee as required by law.

(c) "; and the bill be passed as amended.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2745** from Committee on Appropriations and rereferral to Committee on Children and Seniors.

Also, the withdrawal of **HB 2738**, **HB 2739** from Committee on Appropriations and rereferral to Committee on Corrections and Juvenile Justice.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Corbet to replace Rep. Hibbard on Committee on Agriculture on February 19, 2018.

Also, the appointment of Rep. Claeys to replace Rep. Corbet on Committee on Taxation on February 19, 2018.

Also, the appointment of Rep. Hodge to replace Rep. Kuether on Committee on Corrections and Juvenile Justice on February 19, 2018.

Also, the appointment of Rep. Parker to replace Rep. Kuether on Committee on Judiciary on February 19, 2018.

REPORT ON ENROLLED BILLS

HB 2343 reported correctly enrolled, properly signed and presented to the Governor on February 16, 2018.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Tuesday, February 20, 2018.

Journal of the House

THIRTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, February 20, 2018, 10:00 a.m.

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

OATH OF OFFICE

I, KRIS KOBACH, Secretary of State of the State of Kansas, do hereby certify that Frank Trimboli was appointed by the Governor effective February 19, 2018, for the unexpired term of State Representative for the 26th Legislative District, to fill the vacancy created by the resignation of Larry Campbell, and was administered the following oath of office on February 20, 2018.

State of Kansas
County of Shawnee}SS.

I, Frank Trimboli, 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 House of Representatives, District 26, so help me God.

Subscribed and Sworn to, or Affirmed, before me this 20th of February, 2018.

ERIC RUCKER
Kansas Assistant Secretary of State

Speaker Ryckman welcomed Rep. Trimboli to the House of Representatives.

The House is again organized with 125 members.

The roll was called with 118 members present.

Reps. Burroughs, Henderson and Kuether were excused on verified illness.

Reps. Karleskint, Ruiz, Winn and Wolfe Moore were excused on excused absence by the Speaker.

Present later: Rep. Burroughs.

Excused later: Reps. Gallagher and Swanson.

Prayer by Chaplain Brubaker:

God in Heaven,
 As our leaders come into this chamber today,
 I pray they will be reminded again
 of the privilege, yet responsibility, they have in being here.
 Thank You for the gifts You have given them.
 Help them not to take them lightly,
 but to be good stewards of these gifts
 by using them in ways that represent and benefit the people.
 Give them creativity as they seek solutions.
 When they are confused, guide them.
 When they get weary, energize them.
 May the work they do today bring
 hope, life and courage to all.
 This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Thimesch.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Federal and State Affairs: **HB 2752**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Hineman, **HR 6049**, by Reps. Ryckman, Hineman and Ward, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6049**—

By Representatives Ryckman, Hineman and Ward

HR 6049—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 2018 regular session of the legislature shall occupy the same seats assigned pursuant to 2018 House Resolution No. 6041 with the following exceptions: Patton, seat No. 37; Trimboli, seat No. 82.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2487** from the Committee on Insurance and referral to the Committee on Appropriations.

Also, the withdrawal of **HB 2625** from Committee on Appropriations and re-referral to Committee on Corrections and Juvenile Justice.

CONSENT CALENDAR

No objection was made to **SB 256** appearing on the Consent Calendar for the second day.

No objection was made to **HB 2729** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Aurand in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that: **HB 2498**, **HB 2479**, **HB 2542** be passed.

Committee report to **HB 2088** be adopted; and the bill be passed as amended.

Committee report to **HB 2448** be adopted.

On motion of Rep. Jennings, **HB 2448** be amended on page 3, in line 42, by striking "(4)" and inserting "(3)";

On page 4, in line 3, by striking "(5)" and inserting "(4)"; in line 8, by striking "(6)" and inserting "(5)"; in line 12, by striking "(7)" and inserting "(6)"; and the bill be passed as amended.

On motion of Rep. Carpenter, **HB 2539** be amended on page 1, following line 16, by inserting:

"(d) Every candidate for the office of attorney general must be licensed to practice law within the state of Kansas."

Also, on motion of Rep. Whitmer to amend **HB 2539**, the motion did not prevail.

Also, on motion of Rep. Williams to amend **HB 2539**, the motion did not prevail.

Roll call was demanded on motion of Rep. Miller to amend **HB 2539**, on page 1, in line 12, after "Kansas" by inserting "and shall not engage in any outside employment if elected"

On roll call, the vote was: Yeas 34; Nays 82; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alcalá, Ballard, Bishop, Carlin, Carmichael, Crum, S., Curtis, Deere, Finney, Frownfelter, Gartner, Helgerson, Highberger, Hodge, Holscher, Horn, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Sawyer, Stogsdill, Trimmer, Victors, Ward, Weigel, Whipple.

Nays: Alford, Arnberger, Aurand, Averkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Landwehr, Lewis, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rajjes, Ralph, Resman, Rooker, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Burroughs, Gallagher, Henderson, Karleskint, Kuether, Ruiz, S. Swanson, Winn, Wolfe Moore.

The motion did not prevail.

Also, on motion of Rep. Lusker, **HB 2539** be amended on page 1, in line 14, by striking all after "elector"; by striking all in line 15; in line 16, by striking "candidate" and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Elections** recommends **HB 2604** be amended on page 1, in line 30, after "all" by inserting "federal offices,"; in line 31, by striking "as soon as practicable" and inserting "not later than 30 days";

On page 2, in line 29, after "all" by inserting "federal offices,"; in line 30, by striking "as soon as practicable" and inserting "not later than 30 days"; and the bill be passed as amended.

Committee on **Elections** recommends **HB 2642** be amended on page 1, in line 21, by striking all before "sponsoring"; in line 22, by striking all before "or" and inserting "organization"; in line 28, by striking all after "organization"; in line 29, by striking all before "or";

On page 2, in line 1, by striking all after "organization"; in line 2, by striking all before the second "or"; in line 8, by striking all after the second "the"; in line 9, by striking all before "sponsoring"; also in line 9, by striking "the same" and inserting "organization"; in line 18, by striking all after the second "the"; in line 19, by striking all before "sponsoring"; also in line 19, by striking "the same" and inserting "organization"; in line 31, by striking "and air for not less than four seconds"; in line 35, by striking "and shall last at least three seconds"; and the bill be passed as amended.

Committee on **Government, Technology and Security** recommends **HB 2700** be amended on page 1, in line 12, by striking "paragraph" and inserting "paragraphs"; also in line 12, after "(1)" by inserting "and (3)"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2549** be amended on page 4, by striking all in lines 19 through 43;

By striking all on page 5;

On page 6, by striking all in lines 1 through 13; in line 14, by striking the comma and inserting "and"; also in line 14, by striking "and 39-1602";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, by striking the comma and inserting "and"; also in line 4, by striking "and 39-1602"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2590** be amended on page 3, in line 27, by striking "Residential" and inserting "Resident"; in line 41, by striking "residential" and inserting "resident";

On page 8, in line 32, by striking "or volunteer ombudsman"; in line 34, by striking "or volunteer ombudsman"; in line 40, by striking "or"; in line 41, by striking "volunteer ombudsman";

On page 9, in line 1, by striking "or volunteer ombudsman"; in line 3, after "all" by inserting "administrative"; also in line 3, after "records" by inserting ", policies"; in line 4, by striking "which" and inserting "that the residents have or the general public has access to that"; in line 27, by striking "SLTCDP" and inserting "state long-term care ombudsman program"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2674** be amended on page 1, in line 9, by striking "5" and inserting "7";

On page 3, following line 43, by inserting:

"New Sec. 6. Nothing in the Kansas telemedicine act shall be construed to authorize the delivery of any abortion procedure via telemedicine.

New Sec. 7. If any provision of the Kansas telemedicine act, or the application thereof to any person or circumstance, is held invalid or unconstitutional by court order,

then the remainder of the Kansas telemedicine act and the application of such provision to other persons or circumstances shall not be affected thereby and it shall be conclusively presumed that the legislature would have enacted the remainder of the Kansas telemedicine act without such invalid or unconstitutional provision, except that the provisions of section 6, and amendments thereto, are expressly declared to be nonseverable.";

On page 4, in line 5, by striking "5" and inserting "7"; in line 25, by striking "5" and inserting "7";

And by renumbering sections accordingly; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2457** be amended on page 2, in line 3, by striking all after "(a)"; in line 4, by striking all before the second comma and inserting "No later than 30 days prior to the date the court establishes for the completion of all fact discovery";

On page 3, by striking all in lines 6 and 7; in line 8, by striking all after "motion"; by striking all in line 9; in line 10, by striking all before the second "the" and inserting "no later than the date the court establishes for the completion of all fact discovery identifying"; in line 26, by striking all after the comma; in line 27, by striking all before the second "the"; also in line 27, by striking "files" and inserting "shall file"; in line 30, after "trust" by inserting "within 30 days of the court's determination"; by striking all in lines 31 and 32; by striking all in lines 42 and 43;

On page 4, by striking all in lines 1 through 4; in line 16, after "judgment" by inserting "in the asbestos claim"; in line 18, by striking all after the period; by striking all in line 19; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2571** be amended on page 1, by striking all in lines 8 through 36;

By striking all on pages 2 through 11;

On page 12, by striking all in lines 1 through 23; in line 36, by striking "24 hours" and inserting "20 days"; in line 41, by striking the first "a" and inserting "any"; in line 43, by striking all after "(3)";

On page 13, in line 1 by striking "and"; in line 2, by striking "(4)"; also in line 2, by striking all after the first comma; by striking all in line 3; in line 4, by striking "decendent,"; also in line 4, by striking the first "the" and inserting "a"; also in line 4, after "recording" by inserting "; and

(4) an attorney for a person described in this subsection";

Also on page 13, in line 5, by striking all after "(d)"; by striking all in lines 6 through 43;

On page 14, by striking all in lines 1 through 10; in line 11, by striking "(g)"; in line 14, by striking all after "(A)"; by striking all in lines 15 through 17; in line 18, by striking all before the period and inserting "An executor or an administrator of a decedent; (B) the spouse of the decedent, if living; (C) if there is no living spouse of a decedent, an adult child of a decedent, if living; or (D) if there is no living spouse or adult child of a decedent, a parent of a decedent, if living";

Also on page 14, in line 22, by striking "45-219, 45-221 and"; also in line 22, by striking "are" and inserting "is";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking all before "law"; in line 4, by striking "45-219, 45-221 and"; in line 5, by striking "sections" and inserting "section"; and the

bill be passed as amended.

Committee on **Judiciary** recommends **HB 2579** be amended on page 2, following line 16, by inserting:

"(3) All pleadings shall be captioned, "In the matter of the wrongful conviction of _____."

(4) Any claim filed pursuant to this section shall be served on the attorney general in accordance with the code of civil procedure.

(5) The suit for a claim filed pursuant to this section shall be tried by the court, and no request for a jury trial may be made pursuant to K.S.A. 60-238, and amendments thereto.;"

Also on page 2, in line 19, by striking "(d)" and inserting "(e)"; in line 35, by striking all before the semicolon and inserting "incurred in the action brought pursuant to this section"; by striking all in lines 40 and 41;

On page 3, in line 1, after the comma by inserting "or has entered into a settlement agreement with the state or any political subdivision thereof related to the same subject,."; in line 2, after "action" by inserting "or the amount received in the settlement agreement"; in line 3, after "action" by inserting "or obtaining the settlement agreement"; in line 10, after the comma by inserting "or enters into a settlement agreement with the state or any political subdivision thereof related to the same subject,."; in line 11, after "(e)" by inserting ", less any sums paid to attorneys or for costs in litigating the other civil action or obtaining the settlement agreement"; in line 14, after "action" by inserting "or the amount received in the settlement agreement";

On page 4, following line 5, by inserting:

"(j) The decision of the district court may be appealed directly to the supreme court pursuant to the code of civil procedure."; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2588** be amended on page 1, in line 20, by striking the comma and inserting "or"; also in line 20, by striking "or"; in line 21, by striking all before "prior"; in line 23, by striking the second comma and inserting "or"; also in line 23, by striking "or"; in line 24, by striking "expulsion"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2722** be passed.

Committee on **Transportation** recommends **HB 2040**, as amended by House Committee, be amended as recommended by the House Committee on Judiciary as reported in the Journal of the House on March 24, 2017, and the bill as printed, As Further Amended by House Committee, be further amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2040," as follows:

"Substitute for HOUSE BILL NO. 2040

By Committee on Transportation

"AN ACT regulating traffic; concerning the overtaking and passing of school buses; increasing the penalties for subsequent violations thereof; amending K.S.A. 2017 Supp. 8-2118 and repealing the existing section.;"

And the substitute bill be passed.

(**Sub HB 2040** was thereupon introduced and read by title.)

Committee on **Transportation** recommends **HB 2606** be amended on page 5, in line 29, by striking "that" and inserting "than"; 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 bill was introduced and read by title:

HB 2753, AN ACT concerning taxation; relating to income tax credits and sales tax exemptions; periodic review, reports to certain legislative committees, by Committee on Taxation.

On motion of Rep. Hineman, the House recessed until 2:15 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2729, AN ACT concerning agriculture; relating to the Kansas egg law; repackaging by retailers, requirements; amending K.S.A. 2017 Supp. 2-2510 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: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams.

Nays: None.

Present but not voting: None.

Absent or not voting: Gallagher, Henderson, Karleskint, Kuether, Ruiz, Winn, Wolfe Moore.

The bill passed.

Sub HB 2147, AN ACT concerning income taxation; relating to refunds; certain Native American veterans, 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: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker,

Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams.

Nays: None.

Present but not voting: None.

Absent or not voting: Gallagher, Henderson, Karleskint, Kuether, Ruiz, Winn, Wolfe Moore.

The substitute bill passed, as amended.

HB 2465, AN ACT concerning the Kansas commission on veterans affairs office; relating to drug screening programs; safety sensitive positions; amending K.S.A. 2017 Supp. 75-4362 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 101; Nays 17; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcala, Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Blex, Brim, Burris, Burroughs, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Garber, Gartner, Good, Hawkins, Hibbard, Highland, Hineman, Hodge, Hoffman, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Victors, Waymaster, Weber, C., Weigel, Wheeler, Whitmer, K. Williams.

Nays: Aurand, Bishop, Carlin, Carmichael, Curtis, Deere, Frownfelter, Helgerson, Highberger, Holscher, Miller, Ousley, Parker, Probst, Trimmer, Ward, Whipple.

Present but not voting: None.

Absent or not voting: Gallagher, Henderson, Karleskint, Kuether, Ruiz, Winn, Wolfe Moore.

The bill passed.

HB 2486, AN ACT regulating traffic; concerning the operation of golf carts; required lighting for night use; amending K.S.A. 2017 Supp. 8-15,108 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 89; Nays 29; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist,

Bishop, Blex, Burris, Burroughs, Clark, Clayton, Concannon, Corbet, Cox, Curtis, E. Davis, Deere, Dierks, Dietrich, Elliott, Eplee, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Helgerson, Hibbard, Highberger, Highland, Hineman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Trimmer, Victors, Ward, Weber, C., Wheeler, K. Williams.

Nays: Alcalá, Barker, Brim, Carlin, Carmichael, B. Carpenter, Claeys, Crum, S., Delperdang, Dove, Ellis, Esau, Good, Hawkins, Hodge, Hoffman, Houser, Mason, Miller, Pittman, Seiwert, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weigel, Whipple, Whitmer.

Present but not voting: None.

Absent or not voting: Gallagher, Henderson, Karleskint, Kuether, Ruiz, Winn, Wolfe Moore.

The bill passed.

EXPLANATION OF VOTE

MR. SPEAKER: I vote no on **HB 2486**. In 1986 when I was celebrating the birth of my first grandchild, my friend in Chanute, Kansas, was picking up pieces of her life. Her son and four other teenagers were in a golf cart that was hit by a car. I believe two were killed and my friend's son spent a year in a hospital and suffers today from his head injuries. I cannot support this bill. Golf carts go too slow for highway use. — SYDNEY CARLIN

HB 2511, AN ACT concerning commercial driver's licenses, renewal period; amending K.S.A. 2017 Supp. 8-247 and 8-2,135 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: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams.

Nays: None.

Present but not voting: None.

Absent or not voting: Gallagher, Henderson, Karleskint, Kuether, Ruiz, Winn, Wolfe Moore.

The bill passed.

HB 2628, AN ACT concerning airport authorities; amending K.S.A. 27-325 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: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams.

Nays: None.

Present but not voting: None.

Absent or not voting: Gallagher, Henderson, Karleskint, Kuether, Ruiz, Winn, Wolfe Moore.

The bill passed, as amended.

SB 217, AN ACT concerning the Kansas department for aging and disability services; updating certain statutory references and making technical changes related thereto; amending K.S.A. 19-4016, 40-2,116 and 40-12a01 and K.S.A. 2017 Supp. 12-736, 21-5417, 21-6109, 22-4612, 36-501, 39-1430, 39-1431, 39-1433, 39-1602, 39-1903, 40-2,105, 40-2,105a, 40-3401, 40-3403, 59-2946, 59-29b46, 59-3077, 65-4412, 65-4432, 65-4915, 65-4921, 65-5601, 65-6805, 75-5923, 75-6102, 79-201b and 79-3606 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: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams.

Nays: None.

Present but not voting: None.

Absent or not voting: Gallagher, Henderson, Karleskint, Kuether, Ruiz, Winn, Wolfe Moore.

The bill passed, as amended.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Aurand in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2501**, **HB 2597** be passed.

Committee report to **HB 2361** be adopted.

Roll call was demanded on motion of Rep. Curtis to amend **HB 2361**, on page 1, following line 6, by inserting:

"Section 1. K.S.A. 2017 Supp. 44-510d is hereby amended to read as follows: 44-510d.(a) Where disability, partial in character but permanent in quality, results from the injury, the injured employee shall be entitled to the compensation provided in K.S.A. 44-510h and 44-510i, and amendments thereto. The injured employee may be entitled to payment of temporary total disability as defined in K.S.A. 44-510c, and amendments thereto, or temporary partial disability as defined in ~~subsection (a)(1)~~ of K.S.A. 44-510e(a)(1), and amendments thereto, provided that the injured employee shall not be entitled to any other or further compensation for or during the first week following the injury unless such disability exists for three consecutive weeks, in which event compensation shall be paid for the first week. Thereafter compensation shall be paid for temporary total or temporary partial disability as provided in the following schedule, 66²/₃% of the average weekly wages to be computed as provided in K.S.A. 44-511, and amendments thereto, except that in no case shall the weekly compensation be more than the maximum as provided for in K.S.A. 44-510c, and amendments thereto.

(b) If there is an award of permanent disability as a result of the injury there shall be a presumption that disability existed immediately after the injury and compensation is to be paid for not to exceed the number of weeks allowed in the following schedule:

- (1) For loss of a thumb, 60 weeks.
- (2) For the loss of a first finger, commonly called the index finger, 37 weeks.
- (3) For the loss of a second finger, 30 weeks.
- (4) For the loss of a third finger, 20 weeks.
- (5) For the loss of a fourth finger, commonly called the little finger, 15 weeks.
- (6) Loss of the first phalange of the thumb or of any finger shall be considered to be equal to the loss of ¹/₂ of such thumb or finger, and the compensation shall be ¹/₂ of the amount specified above. The loss of the first phalange and any part of the second phalange of any finger, which includes the loss of any part of the bone of such second phalange, shall be considered to be equal to the loss of ²/₃ of such finger and the compensation shall be ²/₃ of the amount specified above. The loss of the first phalange and any part of the second phalange of a thumb which includes the loss of any part of the bone of such second phalange, shall be considered to be equal to the loss of the entire thumb. The loss of the first and second phalanges and any part of the third

proximal phalange of any finger, shall be considered as the loss of the entire finger. Amputation through the joint shall be considered a loss to the next higher schedule.

- (7) For the loss of a great toe, 30 weeks.
- (8) For the loss of any toe other than the great toe, 10 weeks.
- (9) The loss of the first phalange of any toe shall be considered to be equal to the loss of $\frac{1}{2}$ of such toe and the compensation shall be $\frac{1}{2}$ of the amount above specified.
- (10) The loss of more than one phalange of a toe shall be considered to be equal to the loss of the entire toe.
- (11) For the loss of a hand, 150 weeks.
- (12) For the loss of a forearm, 200 weeks.
- (13) For the loss of an arm, excluding the shoulder joint, shoulder girdle, shoulder musculature or any other shoulder structures, 210 weeks, and for the loss of an arm, including the shoulder joint, shoulder girdle, shoulder musculature or any other shoulder structures, 225 weeks.
- (14) For the loss of a foot, 125 weeks.
- (15) For the loss of a lower leg, 190 weeks.
- (16) For the loss of a leg, 200 weeks.
- (17) For the loss of an eye, or the complete loss of the sight thereof, 120 weeks.
- (18) Amputation or severance below the wrist shall be considered as the loss of a hand. Amputation at the wrist and below the elbow shall be considered as the loss of the forearm. Amputation at or above the elbow shall be considered loss of the arm. Amputation below the ankle shall be considered loss of the foot. Amputation at the ankle and below the knee shall be considered as loss of the lower leg. Amputation at or above the knee shall be considered as loss of the leg.
- (19) For the complete loss of hearing of both ears, 110 weeks.
- (20) For the complete loss of hearing of one ear, 30 weeks.
- (21) Permanent loss of the use of a finger, thumb, hand, shoulder, arm, forearm, toe, foot, leg or lower leg or the permanent loss of the sight of an eye or the hearing of an ear, shall be equivalent to the loss thereof. For the permanent partial loss of the use of a finger, thumb, hand, shoulder, arm, toe, foot or leg, or the sight of an eye or the hearing of an ear, compensation shall be paid as provided for in K.S.A. 44-510c, and amendments thereto, per week during that proportion of the number of weeks in the foregoing schedule provided for the loss of such finger, thumb, hand, shoulder, arm, toe, foot or leg or the sight of an eye or the hearing of an ear, which partial loss thereof bears to the total loss of a finger, thumb, hand, shoulder, arm, toe, foot or leg, or the sight of an eye or the hearing of an ear; but in no event shall the compensation payable hereunder for such partial loss exceed the compensation payable under the schedule for the total loss of such finger, thumb, hand, arm, toe, foot or leg, or the sight of an eye or the hearing of an ear, exclusive of the healing period. As used in this paragraph (21), "shoulder" means the shoulder joint, shoulder girdle, shoulder musculature or any other shoulder structures.
- (22) For traumatic hernia, compensation shall be limited to the compensation under K.S.A. 44-510h and 44-510i, and amendments thereto, compensation for temporary total disability during such period of time as such employee is actually unable to work on account of such hernia, and, in the event such hernia is inoperable, weekly compensation during 12 weeks, except that, in the event that such hernia is operable, the unreasonable refusal of the employee to submit to an operation for surgical repair of

such hernia shall deprive such employee of any benefits under the workers compensation act.

(23) Loss of or loss of use of a scheduled member shall be based upon permanent impairment of function to the scheduled member as determined using the fourth edition of the American medical association guides to the evaluation of permanent impairment, if the impairment is contained therein, ~~until January 1, 2015, but for injuries occurring on and after January 1, 2015, shall be determined by using the sixth edition of the American medical association guides to the evaluation of permanent impairment, if the impairment is contained therein.~~

(24) Where an injury results in the loss of or loss of use of more than one scheduled member within a single extremity, the functional impairment attributable to each scheduled member shall be combined pursuant to the fourth edition of the American medical association guides for evaluation of permanent impairment ~~until January 1, 2015, but for injuries occurring on and after January 1, 2015, shall be combined pursuant to the sixth edition of the American medical association guides to the evaluation of permanent impairment,~~ and compensation awarded shall be calculated to the highest scheduled member actually impaired.

(c) Whenever the employee is entitled to compensation for a specific injury under the foregoing schedule, the same shall be exclusive of all other compensation except the benefits provided in K.S.A. 44-510h and 44-510i, and amendments thereto, and no additional compensation shall be allowable or payable for any temporary or permanent, partial or total disability, except that the director, in proper cases, may allow additional compensation during the actual healing period, following amputation. The healing period shall not be more than 10% of the total period allowed for the scheduled injury in question nor in any event for longer than 15 weeks. The return of the employee to the employee's usual occupation shall terminate the healing period.

(d) The amount of compensation for permanent partial disability under this section shall be determined by multiplying the payment rate by the weeks payable. As used in this section:

(1) Payment rate shall be the lesser of: (A) The amount determined by multiplying the average weekly wage of the worker prior to such injury by $66\frac{2}{3}\%$; or (B) the maximum provided in K.S.A. 44-510c, and amendments thereto;

(2) weeks payable shall be determined as follows: (A) Determine the weeks of benefits provided for the injury on schedule; (B) determine the weeks of temporary compensation paid by adding the amounts of temporary total and temporary partial disability compensation paid and dividing the sum by the payment rate above; (C) subtract the weeks of temporary compensation calculated in subsection (d)(2)(B) from the weeks of benefits provided for the injury as determined in subsection (d)(2)(A); and (D) multiply the weeks as determined in subsection (d)(2)(C) by the percentage of permanent partial impairment of function as determined under subsection (b)(23).

The resulting award shall be paid for the number of weeks at the payment rate until fully paid or modified. Under no circumstances shall the period of permanent partial disability run concurrently with the period of temporary total or temporary partial disability.

Sec. 2. K.S.A. 2017 Supp. 44-510e is hereby amended to read as follows: 44-510e. (a) In case of whole body injury resulting in temporary or permanent partial general disability not covered by the schedule in K.S.A. 44-510d, and amendments thereto, the

employee shall receive weekly compensation as determined in this subsection during the period of temporary or permanent partial general disability not exceeding a maximum of 415 weeks.

(1) Weekly compensation for temporary partial general disability shall be 66 $\frac{2}{3}$ % of the difference between the average weekly wage that the employee was earning prior to the date of injury and the amount the employee is actually earning after such injury in any type of employment. In no case shall such weekly compensation exceed the maximum as provided for in K.S.A. 44-510c, and amendments thereto.

(2) (A) Permanent partial general disability exists when the employee is disabled in a manner which is partial in character and permanent in quality and which is not covered by the schedule in K.S.A. 44-510d, and amendments thereto. Compensation for permanent partial general disability shall also be paid as provided in this section where an injury results in:

(i) The loss of or loss of use of a shoulder, arm, forearm or hand of one upper extremity, combined with the loss of or loss of use of a shoulder, arm, forearm or hand of the other upper extremity;

(ii) the loss of or loss of use of a leg, lower leg or foot of one lower extremity, combined with the loss of or loss of use of a leg, lower leg or foot of the other lower extremity; or

(iii) the loss of or loss of use of both eyes.

(B) The extent of permanent partial general disability shall be the percentage of functional impairment the employee sustained on account of the injury as established by competent medical evidence and based on the fourth edition of the American medical association guides to the evaluation of permanent impairment, if the impairment is contained therein, ~~until January 1, 2015, but for injuries occurring on and after January 1, 2015, based on the sixth edition of the American medical association guides to the evaluation of permanent impairment, if the impairment is contained therein.~~

(C) An employee may be eligible to receive permanent partial general disability compensation in excess of the percentage of functional impairment ("work disability") if:

(i) The percentage of functional impairment determined to be caused solely by the injury exceeds 7 $\frac{1}{2}$ % to the body as a whole or the overall functional impairment is equal to or exceeds 10% to the body as a whole in cases where there is preexisting functional impairment; and

(ii) the employee sustained a post-injury wage loss, as defined in ~~subsection (a)(2)~~ ~~(E)~~ of K.S.A. 44-510e(a)(2)(E), and amendments thereto, of at least 10% which is directly attributable to the work injury and not to other causes or factors.

In such cases, the extent of work disability is determined by averaging together the percentage of post-injury task loss demonstrated by the employee to be caused by the injury and the percentage of post-injury wage loss demonstrated by the employee to be caused by the injury.

(D) "Task loss" shall mean the percentage to which the employee, in the opinion of a licensed physician, has lost the ability to perform the work tasks that the employee performed in any substantial gainful employment during the five-year period preceding the injury. The permanent restrictions imposed by a licensed physician as a result of the work injury shall be used to determine those work tasks which the employee has lost the ability to perform. If the employee has preexisting permanent restrictions, any work

tasks which the employee would have been deemed to have lost the ability to perform, had a task loss analysis been completed prior to the injury at issue, shall be excluded for the purposes of calculating the task loss which is directly attributable to the current injury.

(E) "Wage loss" shall mean the difference between the average weekly wage the employee was earning at the time of the injury and the average weekly wage the employee is capable of earning after the injury. The capability of a worker to earn post-injury wages shall be established based upon a consideration of all factors, including, but not limited to, the injured worker's age, physical capabilities, education and training, prior experience, and availability of jobs in the open labor market. The administrative law judge shall impute an appropriate post-injury average weekly wage based on such factors. Where the employee is engaged in post-injury employment for wages, there shall be a rebuttable presumption that the average weekly wage an injured worker is actually earning constitutes the post-injury average weekly wage that the employee is capable of earning. The presumption may be overcome by competent evidence.

(i) To establish post-injury wage loss, the employee must have the legal capacity to enter into a valid contract of employment. Wage loss caused by voluntary resignation or termination for cause shall in no way be construed to be caused by the injury.

(ii) The actual or projected weekly value of any employer-paid fringe benefits are to be included as part of the worker's post-injury average weekly wage and shall be added to the wage imputed by the administrative law judge pursuant to K.S.A. 44-510e(a)(2)(E), and amendments thereto.

(iii) The injured worker's refusal of accommodated employment within the worker's medical restrictions as established by the authorized treating physician and at a wage equal to 90% or more of the pre-injury average weekly wage shall result in a rebuttable presumption of no wage loss.

(F) The amount of compensation for whole body injury under this section shall be determined by multiplying the payment rate by the weeks payable. As used in this section: (1) The payment rate shall be the lesser of: (A) The amount determined by multiplying the average weekly wage of the worker prior to such injury by $66\frac{2}{3}\%$; or (B) the maximum provided in K.S.A. 44-510c, and amendments thereto; (2) weeks payable shall be determined as follows: (A) Determine the weeks of temporary compensation paid by adding the amounts of temporary total and temporary partial disability compensation paid and dividing the sum by the payment rate above; (B) subtract from 415 weeks the total number of weeks of temporary compensation paid as determined in subparagraph (F)(2)(A), excluding the first 15 such weeks; and (3) multiply the number of weeks as determined in subparagraph (F)(2)(B) by the percentage of functional impairment pursuant to subsection (a)(2)(B) or the percentage of work disability pursuant to subsection (a)(2)(C), whichever is applicable.

(3) When an injured worker is eligible to receive an award of work disability, compensation is limited to the value of the work disability as calculated above. In no case shall functional impairment and work disability be awarded together.

The resulting award shall be paid for the number of disability weeks at the payment rate until fully paid or modified. In any case of permanent partial disability under this section, the employee shall be paid compensation for not to exceed 415 weeks following the date of such injury. If there is an award of permanent disability as a result of the compensable injury, there shall be a presumption that disability existed

immediately after such injury. Under no circumstances shall the period of permanent partial disability run concurrently with the period of temporary total or temporary partial disability.

(b) If an employee has sustained an injury for which compensation is being paid, and the employee's death is caused by other and independent causes, any payment of compensation already due the employee at the time of death and then unpaid shall be paid to the employee's dependents directly or to the employee's legal representatives if the employee left no dependent, but the liability of the employer for the payments of compensation not yet due at the time of the death of such employee shall cease and be abrogated by the employee's death.

(c) The total amount of compensation that may be allowed or awarded an injured employee for all injuries received in any one accident shall in no event exceed the compensation which would be payable under the workers compensation act for 100% permanent total disability resulting from such accident.

(d) Where a minor employee or a minor employee's dependents are entitled to compensation under the workers compensation act, such compensation shall be exclusive of all other remedies or causes of action for such injury or death, and no claim or cause of action against the employer shall inure or accrue to or exist in favor of the parent or parents of such minor employee on account of any damage resulting to such parent or parents on account of the loss of earnings or loss of service of such minor employee.

(e) In any case of injury to or death of an employee, where the employee or the employee's dependents are entitled to compensation under the workers compensation act, such compensation shall be exclusive of all other remedies or causes of action for such injury or death, and no claim or action shall inure, accrue to or exist in favor of the surviving spouse or any relative or next of kin of such employee against such employer on account of any damage resulting to such surviving spouse or any relative or next of kin on account of the loss of earnings, services, or society of such employee or on any other account resulting from or growing out of the injury or death of such employee.";

On page 5, in line 34, after "Supp." by inserting "44-510d, 44-510e,";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "concerning" by inserting "workers compensation; medical guides;"; in line 3, after "Supp." by inserting "44-510d, 44-510e,"

On roll call, the vote was: Yeas 41; Nays 77; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Baker, Ballard, Bishop, Burroughs, Carlin, Carmichael, Clark, Clayton, Crum, S., Curtis, Deere, Finney, Frownfelter, Gartner, Helgerson, Highberger, Hodge, Holscher, Horn, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, Phelps, Pittman, Probst, Rooker, Sawyer, Stogsdill, S. Swanson, Trimmer, Victors, Ward, Weigel, Whipple.

Nays: Alford, Arnberger, Aurand, Awerkamp, Barker, Becker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claeys, Concannon, Corbet, Cox, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Landwehr, Lewis, Markley, Mason, Mastroni, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Sloan,

Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Gallagher, Henderson, Karleskint, Kuether, Ruiz, Winn, Wolfe Moore.

The Curtis motion to amend **HB 2361** did not prevail.

Also, on motion of Rep. Hodge to amend **HB 2361** Rep. Neighbor requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane. Roll call was demanded on the motion of Rep. Hodge to amend **HB 2361 on page 1, following line 6, by inserting:**

"Section 1. K.S.A. 2017 Supp. 44-510h is hereby amended to read as follows: 44-510h. (a) It shall be the duty of the employer to provide pay for the services of a health care provider designated by the injured worker, and such the medical, surgical and hospital treatment, including nursing, medicines, medical and surgical supplies, ambulance, crutches, apparatus and transportation to and from the home of the injured employee to a place outside the community in which such the employee resides, and within such the community if the director, in the director's discretion, so orders, including transportation expenses computed in accordance with subsection (a) of K.S.A. 44-515(a), and amendments thereto, as may be reasonably necessary to cure and relieve the employee from the effects of the injury.

(b) (1) If the director finds, upon application of an injured employee, that the services of the health care provider furnished as provided in subsection (a) and rendered on behalf of the injured employee are not satisfactory, the director may authorize the appointment of some other health care provider. In any such case, the employer shall submit the names of two health care providers who, if possible given the availability of local health care providers, are not associated in practice together. The injured employee may select one from the list who shall be the authorized treating health care provider. If the injured employee is unable to obtain satisfactory services from any of the health care providers submitted by the employer under this paragraph, either party or both parties may request the director to select a treating health care provider.

(2) Without application or approval, an employee may consult a health care provider of the employee's choice for the purpose of examination, diagnosis or treatment, but the employer shall only be liable for the fees and charges of such the health care provider up to a total amount of \$500. The amount allowed for such the examination, diagnosis or treatment shall not be used to obtain a functional impairment rating. Any medical opinion obtained in violation of this prohibition shall not be admissible in any claim proceedings under the workers compensation act.

(c) An injured employee whose injury or disability has been established under the workers compensation act may rely, if done in good faith, solely or partially on treatment by prayer or spiritual means in accordance with the tenets of practice of a church or religious denomination without suffering a loss of benefits subject to the following conditions:

(1) The employer or the employer's insurance carrier agrees thereto in writing either before or after the injury;

(2) the employee submits to all physical examinations required by the workers compensation act;

(3) the cost of such the treatment shall be paid by the employee unless the employer or insurance carrier agrees to make such the payment;

(4) the injured employee shall be entitled only to benefits that would reasonably have been expected had such the employee undergone medical or surgical treatment; and

(5) the employer or insurance carrier that made an agreement under paragraph (1) or (3) of this subsection may withdraw from the agreement on 10 days' written notice.

(d) In any employment to which the workers compensation act applies, the employer shall be liable to each employee who is employed as a duly authorized law enforcement officer, firefighter, driver of an ambulance as defined in subsection (b) of K.S.A. 65-6112(d), and amendments thereto, an ambulance attendant as defined in subsection (d) of K.S.A. 65-6112(f), and amendments thereto, or a member of a regional emergency medical response team as provided in K.S.A. 48-928, and amendments thereto, including any person who is serving on a volunteer basis in such capacity, for all reasonable and necessary preventive medical care and treatment for hepatitis to which such the employee is exposed under circumstances arising out of and in the course of employment.

(e) It is presumed that the employer's obligation to provide the services of a health care provider, and such the medical, surgical and hospital treatment, including nursing, medicines, medical and surgical supplies, ambulance, crutches, apparatus and transportation to and from the home of the injured employee to a place outside the community in which such the employee resides, and within such the community if the director, in the director's discretion, so orders, including transportation expenses computed in accordance with subsection (a) of K.S.A. 44-515(a), and amendments thereto, shall terminate upon the employee reaching maximum medical improvement. Such The presumption may be overcome with medical evidence that it is more probably true than not that additional medical treatment will be necessary after such the time as that the employee reaches maximum medical improvement. The term "medical treatment" as used in this subsection (e) means only that treatment provided or prescribed by a licensed health care provider and shall not include home exercise programs or over-the-counter medications.";

On page 5, in line 34, after "Supp." by inserting "44-510h,";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "concerning" by inserting "workers compensation; choice of health care provider by injured worker;"; in line 3, after "Supp." by inserting "44-510h,"

On roll call, the vote was: Yeas 43; Nays 75; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcala, Baker, Ballard, Becker, Bishop, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Dierks, Finney, Frownfelter, Gartner, Good, Helgerson, Highberger, Hodge, Holscher, Horn, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Rooker, Sawyer, Sloan, Stogsdill, S. Swanson, Trimmer, Victors, Ward, Weigel, Whipple.

Nays: Alford, Arnberger, Aurand, Awerkamp, Barker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claey's, Clark, Concannon, Corbet, Cox, E. Davis, Delperdang, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Hawkins, Hibbard, Highland,

Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Landwehr, Lewis, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Gallagher, Henderson, Karleskint, Kuether, Ruiz, Winn, Wolfe Moore.

The motion of Rep. Hodge did not prevail; and the bill be passed as amended.

HB 2464 be passed over and retain a place on the calendar.

Committee report to **HB 2534** be adopted.

Also, on motion of Rep. E. Smith, **HB 2534** be amended on page 7, following line 17, by inserting:

"Excessive acceleration section 1 \$100";

On page 10, by striking all in line 32 ; and the bill be passed as amended.

Committee report to **HB 2551** be adopted; and the bill be passed as amended.

Committee report to **HB 2454** be adopted; and the bill be passed as amended.

Committee report to **HB 2600** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **HB 2478** be amended on page 1, following line 7, by inserting:

"Section 1. K.S.A. 2017 Supp. 2-1014 is hereby amended to read as follows: 2-1014. (a) No manufacturer, importer, jobber, firm, association, corporation or person shall sell, offer or expose for sale or distribute in this state any commercial feeding stuffs unless such person holds a valid license for each manufacturing or distribution facility in this state. No license shall be required of persons distributing only packages or containers of a licensed manufacturer, importer, jobber, firm, association, corporation or person as packaged and labeled by the manufacturer, importer, jobber, firm, association, corporation or person and whose name and address appear on the label as required in K.S.A. 2-1002, and amendments thereto. Any out-of-state manufacturer, importer, jobber, firm, association, corporation or person who has no distribution facility within this state shall obtain a license for such entity's principal out-of-state office if such out-of-state manufacturer, importer, jobber, firm, association, corporation, person or other entity sells, offers or exposes for sale or distributes any commercial feeding stuffs in this state. Application shall be made on forms prescribed and furnished by the secretary of agriculture. The application shall be accompanied by an annual license fee of \$10. Licenses shall be renewed annually on or before July 1. Any licensee who fails to renew such license annually on or before July 1 shall be required to pay a late fee not to exceed 40% of the current license fee or \$100, whichever is less.

(b) The secretary, pursuant to rules and regulations, may deny, suspend, revoke or refuse to renew the commercial feed license if the applicant or the licensee of any

manufacturing or distribution facility is not in compliance with the provisions of article 10 of chapter 2 of the Kansas Statutes Annotated, and amendments thereto, and any rules and regulations promulgated thereunder. The secretary may deny, suspend, revoke or refuse to renew any commercial feed license subsequently found not to be in compliance with any provision of article 10 of chapter 2 of the Kansas Statutes Annotated, and amendments thereto, and any rules and regulations promulgated thereunder. No commercial feed license shall be denied, suspended, revoked or refused renewal unless the applicant or licensee has been given an opportunity for a hearing in accordance with the provisions of the Kansas administrative procedure act.

(c) The secretary, pursuant to rules and regulations, may request copies of labels and labeling in order to determine compliance with the requirements of article 10 of chapter 2 of the Kansas Statutes Annotated, and amendments thereto.

Sec. 2. K.S.A. 2017 Supp. 2-1421a is hereby amended to read as follows: 2-1421a.

(a) (1) Each wholesaler shall register with the secretary and shall pay a registration fee not to exceed \$300. The current wholesale registration fee is hereby set at \$175 and shall remain at that amount until changed by rules and regulations of the secretary.

(2) Each retailer shall register with the secretary and shall pay a registration fee not to exceed \$30. The current retailer registration fee is hereby set at \$10 and shall remain at that amount until changed by rules and regulations of the secretary.

(3) Registration shall be required for each place of business at which agricultural seed is sold, offered or exposed for sale by the wholesaler or retailer.

(4) An individual who conducts a wholesaler and retailer business at the same location shall be required to register as both a wholesaler and retailer.

(b) Application for registration shall be made on a form provided by the secretary. Each registration for a wholesaler or retailer shall expire on August 31 following the date of issuance ~~unless such registration is renewed annually. Failure to renew any such registration on or before August 31 of each year shall require payment of a late fee not to exceed 40% of the current applicable registration fee or \$100, whichever is less.~~

(c) Each seed conditioner shall register with the secretary. Such seed conditioner registration shall require no registration fee and shall be a biennial registration. Any seed conditioner who is ceasing to do business as a seed conditioner shall notify the Kansas department of agriculture within 30 days of ceasing to do business.

(d) As used in this section, "agricultural seed" shall include grain when sold as such, or when sold according to grain standards and the seller knows, or has reason to know, that the grain is to be used for seeding or planting purposes.

(e) The secretary 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 agricultural seed fee fund which is hereby created. All expenditures from such 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 or a person or persons designated by the secretary.

(f) All moneys credited to the agricultural seed fee fund shall be expended for any purpose consistent with the Kansas seed law.

(g) The secretary may adopt rules and regulations necessary to administer the provisions of this act.

(h) This section shall be part of and supplemental to the Kansas seed law, K.S.A. 2-1415 et seq., and amendments thereto.;

Also on page 1, in line 26, by striking "equal to" and inserting "not to exceed"; also in line 26, after the second "fee" by inserting "or \$100, whichever is less,";

On page 3, in line 12, by striking "equal to" and inserting "not to exceed"; in line 13, after "fee" by inserting "or \$100, whichever is less";

On page 4, in line 8, after the period by inserting "Failure to renew such registration prior to January 1 of each year shall result in a late fee not to exceed 40% of the current registration fee or \$100, whichever is less."; in line 43, by striking "\$25" and inserting "\$100"; also in line 43, by striking "equal to" and inserting "not to exceed";

On page 5, in line 1, by striking "greater" and inserting "less"; following line 8, by inserting:

"Sec. 6. K.S.A. 2017 Supp. 2-2445a is hereby amended to read as follows: 2-2445a. In lieu of obtaining a commercial applicator's certificate under the provisions of K.S.A. 2-2441a, and amendments thereto, a private applicator's certificate may be applied for by and issued to individuals using restricted use pesticides for the purpose of producing any agricultural commodity on property owned or rented by the individual or such individual's employer, or on the property of another for no compensation other than the trading of personal services between producers. Such certificates shall expire on the anniversary of the individual's date of birth occurring in the fifth calendar year following the year of issue. No certification shall be required hereunder for individuals operating under the supervision of a certified private applicator.

Certified private applicator certificates may be issued to individuals who have paid: (a) A fee fixed by rules and regulations adopted by the secretary, except that on and after July 1, 2023, such fee shall not exceed \$10; and (b) who have acquired practical knowledge of pest problems, proper storage, use, handling and disposal of pesticides and pesticide containers, pertinent information found on the pesticide labels, pesticide use safety and environmental considerations, either through Kansas state university extension service educational training or through individual study of educational materials available at county extension offices or the secretary. The certified private applicator certificate fee in effect on the day preceding the effective date of this act shall continue in effect until the secretary adopts rules and regulations fixing a different fee therefor under this section. Individuals shall indicate adequate knowledge of the subjects enumerated herein by passing an open-book examination approved by the secretary. Individuals who submit the required certificate fee after the expiration of such individual's certificate shall be required to pay a late fee not to exceed 40% of the certificate fee or \$100, whichever is less.

Educational materials and examination blanks shall be made available at county extension offices and at places where extension educational training is conducted. The examinations shall be scored by members of the extension or secretary's staff. If an individual passes the examination by equaling or exceeding a standard authorized by the secretary, a certified private applicator's certificate shall be issued to such individual. Such staff member shall send a copy of the certificate issued, together with the fee, to the secretary.

A certified applicator who holds a current certificate to apply pesticides as a certified private applicator in any other state or political subdivision of the United States may be exempted from examination for private applicator certification in this state upon

payment of proper fees and approval by the secretary.

Sec. 7. K.S.A. 2017 Supp. 2-2446 is hereby amended to read as follows: 2-2446.

(a) A commercial applicator's certification may be renewed for a succeeding three-year period by paying the fees prescribed in K.S.A. 2-2441a, and amendments thereto, passing the examinations provided for in K.S.A. 2-2443a, and amendments thereto, and completing the renewal application form prescribed by the secretary.

(b) In lieu of such examinations, the secretary may accept attendance and satisfactory completion of a training course approved by the secretary. If certification is renewed by training, the renewal application form shall be accompanied by a recertification-by-training fee of \$50 per category unless a fee not to exceed \$50 is established in rules and regulations adopted by the secretary.

(c) (1) A certified commercial applicator may recertify by training following the expiration of the certification period, if:

~~(1)(A)~~ All training requirements were completed during the certification period; and

~~(2)(B)~~ the renewal application form and all appropriate fees were received by the secretary on or before 30 days following expiration of the certification period.

(2) Failure to renew such certification before 30 days following expiration of the certification period shall result in a late fee not to exceed 40% of the current renewal application fee or \$100, whichever is less.

(d) A private applicator's certification may be renewed for a succeeding five-year period by paying the fee prescribed in K.S.A. 2-2445a, and amendments thereto, passing the examination provided for in K.S.A. 2-2445a, and amendments thereto, and completing the renewal application form prescribed by the secretary. Such examination shall be offered by the secretary by mail. County extension agricultural meetings shall include pertinent pesticide information for private applicators.

(e) A pest control technician's registration may be renewed for a succeeding one-year period by paying the fees prescribed in K.S.A. 2-2440b, and amendments thereto, completing the renewal form prescribed by the secretary, and completing any requirements concerning retraining prescribed by rules and regulations.

Sec. 8. K.S.A. 2017 Supp. 2-2469 is hereby amended to read as follows: 2-2469.

(a) Each person who is a pesticide dealer shall register with the secretary. Registration shall be required for each business location distributing pesticides and shall be on a form provided by the secretary. Each registration shall expire on June 30 following issuance unless such registration is renewed annually. A registration fee of \$20 shall accompany the application. Failure to renew such registration prior to July 1 of each year shall require payment of a late fee not to exceed 40% of the current registration fee or \$100, whichever is less.

(b) The provisions of this section shall not apply to a licensed pesticide business which sells pesticides only as an integral part of such business' pesticide application service when the pesticides are dispensed only through equipment used for this pesticide application, nor to the sale of general use pesticides purchased for household use only, nor to any federal, state, county or municipal agency which provides pesticides only for its own programs nor to any individual who is the final purchaser of a pesticide for application to property or property rights owned, leased, or otherwise acquired by such person.

(c) Each registered pesticide dealer is responsible for the acts of each individual

employed by such dealer in the solicitation and sale of pesticides and for all claims and recommendations for use of pesticides made by such employees. The dealer's registration shall be subject to denial, suspension, or revocation after notice and opportunity for a hearing are given in accordance with the provisions of the Kansas administrative procedure act for any violation of this act whether committed by the dealer or by the dealer's officers, agents or employees.

(d) All fees received under this section shall be remitted to the state treasurer in accordance with K.S.A. 2-2464a, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount thereof in the state treasury and 75% of such amount shall be credited to the pesticide use fee fund and 25% of each such amount shall be credited to the publications fee fund of the Kansas department of agriculture.

Sec. 9. K.S.A. 2017 Supp. 2-2805 is hereby amended to read as follows: 2-2805. Each soil amendment product shall be registered with the secretary before it is distributed in this state. Application for registration shall be submitted to the secretary, on a form prepared for that purpose, showing the information required on the label, as provided in K.S.A. 2-2804, and amendments thereto, except net weight of product. The registration fee shall be fixed by rules and regulations adopted by the secretary of agriculture for each product, except that such fee shall not exceed \$100 for each product. The soil amendment product registration fee in effect on the day preceding the effective date of this act shall continue in effect until the secretary of agriculture adopts rules and regulations fixing a different fee therefor under this section. All registrations shall expire on December 31 of the year in which such soil amendment product is registered. Failure to renew such registration on or before December 31 of the year in which such soil amendment product was registered shall require payment of a late fee not to exceed 40% of the current registration fee or \$100, whichever is less. The applicant shall submit with the application for registration a copy of the label and a copy of all advertisements, brochures, posters and television and radio announcements to be used in promoting the sale of the soil amendment.";

Also on page 5, in line 36, by striking "\$25" and inserting "\$100"; also in line 36, by striking "equal to" and inserting "not to exceed"; in line 37, by striking "greater" and inserting "less";

On page 6, in line 4, after the period by inserting "Failure to renew such license on or before September 30 of each year shall result in a late fee not to exceed 40% of the current application fee or \$100, whichever is less."; in line 17, after the period by inserting "Failure to renew such license on or before September 30 of each year shall result in a late fee not to exceed 40% of the current annual license fee or \$100, whichever is less."; in line 22, after the period by inserting "Failure to renew any license or permit on or before September 30 of each year shall result in a late fee not to exceed 40% of the current application fee or \$100, whichever is less.";

On page 7, in line 6, after the period by inserting "Failure to pay any such annual license fee on or before September 30 of each year shall result in a late fee not to exceed 40% of the current license fee or \$100, whichever is less.";

On page 8, in line 35, after the period by inserting "Failure to renew such license on or before September 30 of each year shall result in a late fee not to exceed 40% of the current registration or renewal fee or \$100, whichever is less.";

On page 9, in line 8, after the period by inserting "Failure to renew such permit on or

before September 30 of each year shall result in a late fee not to exceed 40% of the current application fee or \$100, whichever is less.";

On page 10, following line 27, by inserting:

"Sec. 17. K.S.A. 49-623 is hereby amended to read as follows: 49-623. (a) The director, with the approval of the commission, shall adopt such rules and regulations as necessary to administer and enforce the provisions of this act.

(b) The commission shall determine annually the amount necessary to carry out and enforce the provisions of this act for the next ensuing fiscal year and shall recommend to the director such license renewal, registration application, registration ~~and~~ registration renewal and late fees as the commission determines necessary for that purpose. The director shall adopt such fees by rule and regulation.

(c) Fees for license renewal, registration and registration renewal shall be based on an operator's acres of affected land or the tonnage of materials extracted by the operator during the preceding license year, or a combination thereof.

(d) Political subdivisions of the state shall be exempt from all fees imposed under this act.";

On page 11, in line 4, by striking "equal"; in line 5, by striking "to" and inserting "not to exceed"; also in line 5, after "fee" by inserting "or \$100, whichever is less";

On page 12, following line 4, by inserting:

"Sec. 19. K.S.A. 2017 Supp. 65-778 is hereby amended to read as follows: 65-778.

(a) Any person who engages in business as a dairy manufacturing plant shall first apply for and obtain a dairy manufacturing plant license from the secretary and shall pay a license fee of \$120, or commencing July 1, 2002, and ending June 30, 2023, a license fee of \$200.

(b) Any person who engages in business as a distributor of milk, milk products or dairy products shall first apply for and obtain a milk distributor license from the secretary and shall pay a license fee of \$120, or commencing July 1, 2002, and ending June 30, 2023, a license fee of \$200. No milk distributor license shall be required for a licensed dairy manufacturing plant which distributes only those products which it manufactures.

(c) Any person who engages in business as a milk hauler shall first apply for and obtain a milk hauler license from the secretary and shall pay a license fee of \$25 or commencing July 1, 2002, and ending June 30, 2023, a license fee of \$35. As part of the application, the secretary may require the applicant to be tested regarding proper procedures for sampling, testing and weighing milk or cream and state laws and rules and regulations.

(d) Any person who operates a milk or cream transfer station or milk or cream receiving station shall first apply for and obtain a milk or cream station license from the secretary and shall pay a license fee of \$50, or commencing July 1, 2002, and ending June 30, 2023, a license fee of \$100.

(e) Any person who engages in business as a manufacturer of single service dairy containers or manufacturer of single service dairy container closures shall first apply for and obtain a single service manufacturing license from the secretary and shall pay a license fee of \$50, or commencing July 1, 2002, and ending June 30, 2023, a license fee of \$100.

(f) Any person who operates a milk tank truck cleaning facility shall first apply for and obtain a milk tank truck cleaning facility license from the secretary and shall pay a

license fee of \$100.

(g) Any license issued under this section shall be renewed annually. The failure of any licensee to renew a license according to the provisions of subsection (h) shall be required to pay a late fee not to exceed 40% of the current license fee or \$100, whichever is less.

(h) The dairy manufacturing plant license, milk distributor license, milk tank truck cleaning facility license, milk or cream station license and single service manufacturing license shall expire on December 31 of the year for which it was issued unless suspended or revoked by the secretary pursuant to this act. The milk hauler license shall expire on June 30 following the date of issuance unless suspended or revoked by the secretary pursuant to this act.

(i) No license issued under this section shall be transferable. No license shall be renewed if any assessments or fees required under this act are delinquent.

(j) Each applicant for a license or for the renewal of such license shall submit an application on a form supplied by the secretary accompanied by the license fee. All licenses shall be conspicuously displayed in the applicant's place of business.

(k) The secretary shall reduce any license fee in subsections (a) through (f) by adopting rules and regulations whenever the secretary determines that such fee is yielding more than is necessary for administering the provisions of this act. The secretary may increase any license fee in subsections (a) through (f) by adopting rules and regulations when such license fee is necessary to produce sufficient revenues for administering the provisions of this act. License fees in subsections (a) through (f) shall not be increased in excess of the maximum amounts provided in this section.

Sec. 20. K.S.A. 2017 Supp. 74-576 is hereby amended to read as follows: 74-576. In addition to the specific powers and duties conferred upon the secretary of agriculture by the laws of this state, the secretary is hereby authorized to:

(a) Make and enter into contracts and agreements necessary or incidental to the execution of the laws relating to the department of agriculture;

(b) charge and collect, by order, a fee necessary for the administration and processing of paper documents, including applications, registrations, permits, licenses, certifications, renewals, reports and remittance of fees that are necessary or incidental to the execution of the laws relating to the department of agriculture, when an electronic system for processing such documents exists. Such fee shall be in addition to any fee the secretary is authorized to charge by law and may be up to 6% of such applicable fee amount, but shall not exceed \$50; ~~and~~

(c) charge and collect, pursuant to rules and regulations adopted by the secretary, a late fee for any license, permit or registration required by the laws relating to the department of agriculture that is not renewed prior to the expiration of such license, permit or registration. Any such adopted late fee shall not exceed 40% of the current applicable license, permit or registration fee or \$100, whichever is less; and

(d) foster and promote the development and economic welfare of the agricultural industry of the state.

Sec. 21. K.S.A. 2017 Supp. 83-302 is hereby amended to read as follows: 83-302.

(a) (1) Each person, other than an authorized representative of the secretary or an authorized representative of a city or county department of public inspection of weights and measures established pursuant to K.S.A. 83-210, and amendments thereto, desiring to operate and perform testing and other services as a company in Kansas shall apply to

the secretary for a service company license, on a form to be supplied by the secretary, and shall obtain such license from the secretary before operating and performing testing or other services as a service company. Each service company shall obtain a license for each place of business maintained in Kansas and shall pay a license application fee of \$50.

(2) Beginning with the 2017 license year, the secretary may, by order, set the license application fee, not to exceed the maximum fee stated herein:

(A) Commencing July 1, 2017, the license application fee shall not exceed \$100.

(B) Commencing July 1, 2019, the license application fee shall not exceed \$110.

(C) Commencing July 1, 2021, the license application fee shall not exceed \$120.

(D) Commencing July 1, 2023, and thereafter, the license application fee shall not exceed \$130.

(3) Each service company license shall expire on June 30 following issuance, shall be void unless renewed prior to the expiration and shall not be transferable. The license renewal fee shall be equal to the license application fee as provided in this section for each place of business. Any license renewal fee received by the secretary on or after July 1 of each year shall be accompanied by a late fee not to exceed 40% of the license renewal fee or \$100, whichever is less.

(b) If any service company maintains any out-of-state places of business which the company operates in serving Kansas patrons, the service company seeking to obtain or renew a license under this section shall list in the application such places of business and the firm names under which the company operates at each such place of business. If any out-of-state place of business is established by a service company after being licensed under this section, the licensee shall supply such information to the secretary before any work is performed in Kansas from such out-of-state location. Each nonresident service company shall designate a resident agent upon whom service of notice or process may be made to enforce the provisions of chapter 83 of the Kansas Statutes Annotated, and amendments thereto, or any liabilities arising from operations thereunder. Each nonresident service company which maintains no established place of business in Kansas shall obtain a license under this section for each out-of-state place of business and shall list on the application the firm name or names for each place of business from which the service company intends to operate.

(c) (1) Each technical representative shall be licensed annually by the secretary. Except as provided in paragraph (2), each technical representative shall be required to attend continuing education seminars on an annual basis as required by rules and regulations adopted by the secretary and to pass a reasonable examination prescribed by the secretary each year prior to being licensed. Each technical representative's license shall expire on June 30 following the issuance of the license and shall be void unless renewed prior to the expiration.

(2) Beginning on July 1, 2017, each technical representative who has had 10 years of continuous licensure with no administrative enforcement action adjudicated against such technical representative during such 10-year period shall be eligible to obtain a three-year license. The secretary shall implement, by order, the fee for such three-year license, which shall be an amount not to exceed \$300. Each technical representative holding a three-year license shall be required to complete continuing education as described in subsection (c)(1) at a frequency not to exceed once per three-year period. The secretary may promulgate rules and regulations to require any technical

representative who has been adjudicated in violation of this act or any rules and regulations promulgated by the secretary, to seek renewal of a license on an annual basis and may establish criteria for reinstatement of eligibility for a three-year license.

(3) The department of agriculture is authorized to charge a fee to the attendees of continuing education seminars sponsored by the department. The amount of such fee shall be no more than is necessary to cover the expenses incurred by providing the seminar.

(d) No service company license may be issued or renewed under this section until the applicant's weights or measures, or both have been tested for accuracy and sealed by the secretary. The secretary is authorized to accept a certification of the accuracy of the applicant's weights or measures issued by the national institute of standards and technology or by a weights and measures laboratory certified by the national institute of standards and technology in lieu of a test by the secretary, if such certificate shows that the weights or measures have been tested within the last 365 days preceding the license application.

(e) The secretary 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 weights and measures fee fund.

Sec. 22. K.S.A. 2017 Supp. 83-402 is hereby amended to read as follows: 83-402.

(a) (1) Each person, other than an authorized representative of the secretary or an authorized representative of a city or county department of public inspection of weights and measures established pursuant to K.S.A. 83-210, and amendments thereto, desiring to operate and perform testing and other services as a service company in Kansas shall apply to the secretary for a service company license, on a form to be supplied by the secretary, and shall obtain such license from the secretary before operating and performing testing or other services as a service company. Each service company shall obtain a license for each place of business maintained in Kansas and shall pay a license application fee of \$50.

(2) Beginning with the 2017 license year, the secretary may, by order, set the license application fee, not to exceed the maximum fee stated herein:

(A) Commencing July 1, 2017, the license application fee shall not exceed \$100.

(B) Commencing July 1, 2019, the license application fee shall not exceed \$110.

(C) Commencing July 1, 2021, the license application fee shall not exceed \$120.

(D) Commencing July 1, 2023, and thereafter, the license application fee shall not exceed \$130.

(3) Each service company license shall expire on June 30 following issuance, shall be void unless renewed prior to the expiration and shall not be transferable. The license renewal fee shall be equal to the license application fee as provided in this section for each place of business. Any license renewal fee received by the secretary on or after July 1 of each year shall be accompanied by a late fee not to exceed 40% of the license renewal fee or \$100, whichever is less.

(b) If any service company maintains any out-of-state places of business which the service company operates in serving Kansas patrons, the service company seeking to obtain or renew a license under this section shall list in the application such places of business and the firm names under which the service company operates at each such place of business. If any out-of-state place of business is established by a service

company after being licensed under this section, the licensee shall supply such information to the secretary before any work is performed in Kansas from such out-of-state location. Each nonresident service company shall designate a resident agent upon whom service of notice or process may be made to enforce the provisions of chapter 83 of the Kansas Statutes Annotated, and amendments thereto, or any liabilities arising from operations thereunder. Each nonresident service company which maintains no established place of business in Kansas shall obtain a license under this section for each out-of-state place of business and shall list on the application the firm name or names for each place of business from which the service company intends to operate.

(c) (1) Each technical representative shall be licensed annually by the secretary. Except as provided in paragraph (2), each technical representative shall be required to attend continuing education seminars on an annual basis as required by rules and regulations adopted by the secretary and to pass a reasonable examination prescribed by the secretary each year prior to being licensed. Each technical representative's license shall expire on June 30 following the issuance of the license and shall be void unless renewed prior to the expiration.

(2) Beginning on July 1, 2017, each technical representative who has had 10 years of continuous licensure with no administrative enforcement action adjudicated against such technical representative during such 10-year period shall be eligible to obtain a three-year license. The secretary shall implement, by order, the fee for such three-year license, which shall be an amount not to exceed \$300. Each technical representative holding a three-year license shall be required to complete continuing education as described in subsection (c)(1) at a frequency not to exceed once per three-year period. The secretary may promulgate rules and regulations to require any technical representative who has been adjudicated in violation of this act or any rules and regulations promulgated by the secretary, to seek renewal of a license on an annual basis and may establish criteria for reinstatement of eligibility for a three-year license.

(3) The Kansas department of agriculture is authorized to charge a fee to the attendees of continuing education seminars sponsored by the department. The amount of such fee shall be no more than is necessary to cover the expenses incurred by providing the seminar.

(d) No service company license may be issued or renewed under this section until the applicant's weights or measures, or both, have been tested for accuracy and sealed by the secretary. The secretary is authorized to accept a certification of the accuracy of the applicant's weights or measures issued by the national institute of standards and technology or by a weights and measures laboratory certified by the national institute of standards and technology in lieu of a test by the secretary, if such certificate shows that the weights or measures, or both, have been tested within the last 365 days preceding the license application.

(e) The secretary 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 weights and measures fee fund.;

Also on page 12, in line 5, after "47-1208" by inserting "and 49-623"; also in line 5, after "Supp." by inserting "2-1014, 2-1421a,"; in line 6, after the first comma by inserting "2-2445a, 2-2446, 2-2469, 2-2805,"; also in line 6, by striking "and" and inserting a comma; also in line 6, after "65-691" by inserting ", 65-778, 74-576, 83-302

and 83-402";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the semicolon by inserting "authorizing the Kansas secretary of agriculture to charge and collect a late fee for any license, permit or registration that is not renewed prior to expiration,;" also in line 3, after "47-1208" by inserting "and 49-623"; in line 4, after "Supp." by inserting "2-1014, 2-1421a,;" also in line 4, after the third comma by inserting "2-2445a, 2-2446, 2-2469, 2-2805,;" in line 5, by striking the first "and" and inserting a comma; also in line 5, after "65-691" by inserting ", 65-778, 74-576, 83-302 and 83-402"; and the bill be passed as amended.

Committee on **Agriculture** recommends **HB 2583** be amended on page 1, in line 15, by striking "any"; also in line 15, by striking "or tangible object"; also in line 15, by striking all after "that"; in line 16, by striking all before "noxious" and inserting "harbors or carries";

On page 2, in line 9, by striking "11" and inserting "13"; in line 35, by striking "11" and inserting "13"; in line 42, by striking "11" and inserting "13";

On page 3, in line 4, after "extension" by inserting ", with one such member having knowledge of non-chemical methods of weed control,;" in line 15, by striking "and"; in line 16, after "(7)" by inserting "one member shall be a Kansas farmer who grows non-traditional Kansas crops, which, for the purposes of this paragraph, means any crop except wheat, corn, soybeans, milo, peanuts, cotton, hay or oats;

(8) one member shall be appointed upon the recommendation of the Kansas biological survey; and

(9); in line 21, by striking "Four" and inserting "Six"; in line 36, by striking "six" and inserting "a majority";

On page 4, in line 9, after "secretary" by inserting "that include both chemical and non-chemical options for such control and eradication"; in line 19, after "to" by inserting "knowingly"; in line 20, by striking "knowingly"; in line 28, by striking "grains, crops,;" in line 29, by striking the comma and inserting "or"; also in line 29, by striking "or feed"; in line 39, after "shall" by inserting ", when the presence of noxious weed material or seeds is known,;"

On page 10, in line 23, after "(a)" by inserting "(1)"; in line 33, after the period by inserting:

"(2)";

Also on page 10, in line 36, after "so" by inserting "without submitting a plan to the board of county commissioners detailing how and when the noxious weed control will be carried out";

On page 13, in line 5, by striking all after "jurisdiction"; in line 6, by striking all before "at"; by striking all in lines 7 through 17; in line 18, by striking all before the period; in line 19, by striking all after "(c)"; by striking all in lines 20 through 34; in line 35, by striking "(d)";

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

On page 14, in line 18, after "shall" by inserting "knowingly"; in line 22, by striking "\$200" and inserting "\$100"; in line 23, by striking "or each violation" and inserting "up to a maximum fine of \$1,500"; in line 25, before "The" by inserting "(a) Subject to subsection (b),"; following line 32, by inserting:

"(b) Any individual conducting an inspection pursuant to subsection (a) upon

private property shall, before or immediately upon entering any such premises:

(1) Attempt to notify, if practicable, the owner, operator or lessee of the premises of the purpose for the inspection; and

(2) allow any such present and notified owner, operator or lessee of the premises, or any representative thereof, to accompany the individual conducting the inspection."; 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 bill was introduced and read by title:

HB 2754, AN ACT concerning children and minors; establishing the guardianship assistance program; providing for financial assistance to kinship care providers; relating to powers, duties and functions of the Kansas department for children and families, by Committee on Federal and State Affairs.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2706** from the Calendar under the heading General Orders and referral to Committee on Appropriations.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Trimboli to replace Rep. Schwab on Committee on Financial Institutions and Pensions.

Also, the appointment of Rep. Trimboli to replace Rep. Schwab on Committee on Insurance.

Also, the appointment of Rep. Trimboli to serve on Committee on Agriculture and Natural Resources Budget.

REPORT ON ENGROSSED BILLS

Sub HB 2147, HB 2628 reported correctly engrossed February 19, 2018.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Wednesday, February 21, 2018.

Journal of the House

THIRTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 21, 2018, 10:00 a.m.

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

The roll was called with 122 members present.

Rep. Gallagher and Kuether were excused on verified illness.

Rep. Barker was excused on legislative business.

Present later: Rep. Barker

Prayer by Chaplain Brubaker:

Almighty God,
We come before You this morning,
thankful for the many blessings You have given us.
Thank You, that this new day
is a chance to do better and be better.
Thank You for Your faithfulness,
always at our side willing to help –
just waiting for us to ask.
Thank You for the work that will get accomplished today.
Give them wisdom in every decision.
Grant them discernment and common sense
so they will be strong and effective leaders.
Please be with Rep. Gallagher who is in the hospital.
Please bring healing to her body quickly.
Also, be with the Graham family in the passing of a great spiritual leader,
Rev. Billy Graham. Thank You for his selfless ministry to America.
In Your Son's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Orr.

INTRODUCTION OF GUESTS

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

Jobs for Americas Graduates-Kansas, also known as JAG-K, has 68 programs in 33 school districts across Kansas. This year, more than 3100 students are part the JAG-K family. JAG-Kansas is an in-school program that works to move students toward high school graduation and on to a successful career path. JAG-Kansas has a graduation rate of 93%, with 89% moving on toward post-secondary education, vocational training, military service or full-time employment.

Today, I am pleased to introduce the three statewide JAG-K Career Association officers joining us on the floor of the House of Representatives: President, Linda Moyo of Newton High School; Vice President Tyrese DeLaCruz of Field Kindley High School in Coffeyville, Secretary Antonio Cooper of Junction City High School.

In the gallery are some of the more than 200 JAG-Kansas students and their Career Specialists who are with us today in the Capitol. I have visited my JAG-K program at East High in Wichita, and I know many of my colleagues have JAG-K programs in their districts. JAG-K students will be leaving invitations to visit their program in your office this afternoon. Please make time to see this outstanding program at work. Welcome Jobs for America's Graduates-Kansas!

Rep. Ballard, a board member of JAG-K, made comments on the value of the 68 programs of JAG-K across Kansas.

INTRODUCTION OF GUESTS

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

Please join me in recognizing the 30th Anniversary of the passage of Public Law 99-457 which established early intervention services for children, birth to age 3, and their families.

You may know it as tiny-K or Infant Toddler Services in your community. Early childhood intervention programs provide services to infants and toddlers who have a developmental delay or disability. Science and research have shown that the period between birth and three years is a critical time in a child's development and offers a unique opportunity to change the life-course of a child with an identified developmental delay.

We know for sure the earlier a child with a developmental delay or disability receives services and support, the better. Oftentimes this intervention eliminates the need for future services in the school district.

In 2017, more than 10,000 children between birth and three years of age received early intervention services from networks in Kansas. On cold and icy days like today, occupational therapists, physical therapists, teachers, social workers and speech language pathologists are traveling the roads of Kansas to go to the homes of babies and toddlers to provide service to the child and their family.

So please join me in congratulating these folks who represent tiny-K networks in Kansas on the 30 year anniversary of this important law and to thank them for what they do every day.

Rep. Murnan welcomed representatives of tiny-K and presented them with a framed House certificate.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2754**.

Taxation: **HB 2753**.

INTRODUCTION OF ORIGINAL MOTIONS

Rep. Ward moved to change the sequence of General Orders under House Rule 1503(b) to consider **HB 2578** as the first order of business under the heading General Orders on February 22, 2018. The motion will be printed in the calendar of February 22, 2018 under the order of business “Motions and Resolutions Offered on a Previous Day.”

CONSENT CALENDAR

No objection was made to **SB 256** 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 256, AN ACT designating a portion of United States highway 50 as the SGT Gregg Steimel and PFC Richard Conrardy memorial highway; amending K.S.A. 68-1027 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether, Trimboli.

The bill passed.

HB 2088, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; certified drug abuse treatment programs; amending K.S.A. 2017 Supp. 21-6824 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert,

Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether, Trimboli.

The bill passed, as amended.

HB 2361, AN ACT concerning the state workers compensation self-insurance fund; transferring administration of the fund to the department of administration; amending K.S.A. 2017 Supp. 44-575, 44-577 and 44-578 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Carmichael, Hodge, Ward.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether.

The bill passed, as amended.

HB 2448, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; affiliation and membership of certain employees of the department of corrections located at correctional institutions and juvenile correctional facilities in the Kansas police and firemen's retirement system; employee and employer contributions, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove,

Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Henderson, Hibbard, Highberger, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weigel, Wheeler, Whipple, Winn, Wolfe Moore.

Nays: Awerkamp, B. Carpenter, Helgerson, Highland, Houser, Smith, A., Weber, C., Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote yes on **HB 2448**. It better meets the needs of our corrections staff. However, this bill may demonstrate how past increases in KPERS benefits have affected us. When we increase benefits without increasing funding we contribute to an unfunded liability. We already have a commitment to our employees made by legislatures decades ago requiring another \$200 million annually. We are challenged to keep their promises, and need to remain vigilant to not pass our promises to future taxpayers. In addition to increasing KPERS contributions, we have competing and constitutional interests in our budget formula. We can do this. But we must finish the job. – STEVEN C. JOHNSON, BLAINE FINCH, SHANNON FRANCIS, RICHARD J. PROEHL

HB 2454, AN ACT concerning children and minors; relating to the revised Kansas juvenile justice code; review hearings; dispositional hearing; amending K.S.A. 2017 Supp. 38-2343 and 38-2360 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: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Ward.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether.

The bill passed, as amended.

HB 2479, AN ACT concerning criminal procedure; relating to stay of certain criminal cases; appeal of writ of habeas corpus relief, 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether.

The bill passed.

HB 2498, AN ACT concerning Native Americans; prohibiting governmental entities from prohibiting the wearing of tribal regalia and objects of cultural significance, 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.
 Absent or not voting: Barker, Gallagher, Kuether.
 The bill passed.

HB 2501, AN ACT concerning the Kansas department for aging and disability services; disposition of fees; creating the health occupations credentialing fee fund; amending K.S.A. 65-5913 and 65-6512 and K.S.A. 2017 Supp. 39-936, 39-979 and 65-3503 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.
 Present but not voting: None.
 Absent or not voting: Barker, Gallagher, Kuether.
 The bill passed.

HB 2534, AN ACT regulating traffic; concerning racing on highways; exhibition of speed or acceleration, definition; amending K.S.A. 8-1565 and K.S.A. 2017 Supp. 8-2118 and repealing the existing sections, 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: Alcalá, Alford, Arnberger, Baker, Ballard, Bergquist, Blex, Brim, Carlin, Carmichael, Clark, Clayton, Concannon, Crum, S., E. Davis, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Gartner, Good, Hawkins, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Orr, Osterman, Ousley, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Schreiber, Schroeder, Sloan, Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thompson, Trimboli, Trimmer, Weber, C., Weigel, Wheeler, K. Williams, Wolfe Moore.

Nays: Aurand, Awerkamp, Becker, Bishop, Burris, Burroughs, B. Carpenter, Claeys, Corbet, Cox, Curtis, Deere, Dove, Finney, Frownfelter, Helgerson, Henderson, Highland, Hoffman, Houser, Landwehr, Mason, Ohaebosim, Parker, Phelps, Pittman, Probst, Ruiz, Sawyer, Schwab, Seiwert, Smith, A., Thimesch, Vickrey, Victors, Ward,

Waymaster, Whipple, Whitmer, Winn.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether.

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: I am voting for **HB 2534** for the simple purpose of clarifying language about what “exhibition of acceleration” is so that the officers and the courts know what it is they can prosecute. It doesn't add a violation and it lessens the penalty to that level of a speeding ticket. We are only asking for clarifying language in the existing statute and lessening the penalty. – ERIC SMITH

MR. SPEAKER: I vote YES on **HB 2534**. Kansas appellate courts have found the provisions of current law relating to exhibition of acceleration or speed to be unconstitutionally vague. Cities across the state have incorporated this language in their standard traffic ordinances. **HB 2534** provides clarity in the law which is needed. Intentionally operating a vehicle in a manner that causes rapid acceleration to the extent the tires break traction with the road is a dangerous act which places the welfare of the public at risk. – J. RUSSELL JENNINGS

HB 2539, AN ACT concerning certain statewide elected officials; amending K.S.A. 25-101a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 94; Nays 28; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, B. Carpenter, Claeyes, Clark, Concannon, Corbet, Cox, Crum, S., E. Davis, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Osterman, F. Patton, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Ward, Waymaster, Weber, C., Wheeler, K. Williams, Wolfe Moore.

Nays: Alcalá, Burroughs, Carlin, Carmichael, Clayton, Curtis, Deere, Delperdang, Finney, Helgerson, Henderson, Highberger, Hodge, Horn, Landwehr, Miller, Ohaebosim, Orr, Ousley, Parker, Phelps, Ruiz, Trimmer, Victors, Weigel, Whipple, Whitmer, Winn.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether.

The bill passed, as amended.

HB 2542, AN ACT concerning the Kansas private and out-of-state postsecondary educational institution act; modifying certain fees; removing sunset date; amending K.S.A. 2017 Supp. 74-32,181 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: Alcalá, Alford, Arnberger, Aurand, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Winn, Wolfe Moore.

Nays: Awerkamp, Burris, B. Carpenter, Garber, Humphries, Jacobs, K. Jones, Mason, Osterman, R. Powell, Sutton, Vickrey, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether.

The bill passed.

HB 2551, AN ACT concerning correctional institutions and juvenile correctional facilities; prohibiting the outsourcing or privatization of any security operations thereof; allowing existing contracts to be renewed, 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: Alcalá, Alford, Arnberger, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Ellis, Eplee, Finch, Finney, Francis, Frownfelter, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Holscher, Horn, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Aurand, Awerkamp, Burris, B. Carpenter, Claeys, Elliott, Esau, Garber, Hoffman, Houser, Huebert, Jacobs, K. Jones, Mason, Osterman, R. Powell, Seiwert, Weber, C., Whitmer.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether.

The bill passed, as amended.

HB 2597, AN ACT concerning counties; designating Sedgwick county as an urban area; amending K.S.A. 19-2654 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, Alford, Arnberger, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Aurand.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether.

The bill passed.

HB 2600, AN ACT concerning the nuclear energy development and radiation control act; relating to maximum licensing fees; providing for the assessment of fees for a licensee's noncontiguous sites; amending K.S.A. 48-1606 and repealing the existing section, 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: Alcalá, Alford, Arnberger, Aurand, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Clark, Clayton, Concannon, Corbet, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, K. Williams, Winn, Wolfe Moore.

Nays: Awerkamp, Burris, B. Carpenter, Claeys, Cox, Delperdang, Dove, Garber, Huebert, Jacobs, K. Jones, Mason, R. Powell, Resman, Whipple, Whitmer.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether.

The bill passed, as amended.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Johnson in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that **Sub SB 323, HB 2480, HB 2481** be passed.

Committee report to **HB 2571** be adopted; and the bill be passed as amended.

On motion of Rep. Miller to amend **HB 2509**, Rep. Williams requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane. Roll call was demanded on the motion of Rep. Miller to amend **HB 2509**, on page 3, following line 31, by inserting:

"Sec. 4. K.S.A. 19-3419 is hereby amended to read as follows: 19-3419. (a) In counties of this state having a population exceeding 130,000, there shall be an office of commissioner of elections, which shall be administered by an election commissioner. Except as provided in subsection (b), 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 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. 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.

(b) (1) Beginning with the general election in 2022, a county election commissioner shall be elected in counties having a population over 130,000 for a term of four years.

(2) If a vacancy in the office of county election commissioner should occur by death, resignation, or otherwise, the vacancy shall be filled by appointment of a qualified elector of the county in the manner herein provided. 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 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 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 an election commissioner for a regular term. Appointments shall be made in the manner provided by law for filling vacancies in the office of a member of the house of representatives.

Sec. 5. K.S.A. 2017 Supp. 25-101 is hereby amended to read as follows: 25-101. (a) On the Tuesday succeeding the first Monday in November of each even-numbered year, there shall be held a general election to elect officers as follows:

(1) At each alternate election, prior to the year in which the term of office of the

president and vice-president of the United States will expire, there shall be elected the electors of president and vice-president of the United States to which the state may be entitled at the time of such election;

(2) at each such election, when the term of a United States senator for this state shall expire during the next year, there shall be elected a United States senator;

(3) at each such election there shall be elected the representatives in congress to which the state may be entitled at the time of such election;

(4) at each alternate election, prior to the year in which their regular terms of office will expire, there shall be elected a governor, lieutenant governor, secretary of state, attorney general, state treasurer and state commissioner of insurance;

(5) at each such election there shall be elected such members of the state board of education as provided by law;

(6) at each such election, when, in a judicial district in which judges of the district court are elected, the term of any district judge expires during the next year, or a vacancy in a district judgeship has been filled by appointment more than 30 days prior to the election, there shall be elected a district judge of such judicial district;

(7) at each such election, when, in a judicial district in which judges of the district court are elected, the term of any district magistrate judge expires during the next year, or a vacancy in a district magistrate judgeship has been filled by appointment more than 30 days prior to the election, there shall be elected a district magistrate judge of such judicial district;

(8) at each alternate election, prior to the year in which the regular term of office of state senators shall expire, there shall be elected a state senator in each state senatorial district;

(9) at each election there shall be elected a representative from each state representative district;

(10) at each alternate election there shall be elected, in each county, a county clerk, county treasurer, register of deeds, county or district attorney, sheriff and such other officers as provided by law and in counties with a population over 130,000, a county election commissioner; and

(11) at each election, when the term of county commissioner in any district in any county shall expire during the next year, there shall be elected from such district a county commissioner.

(b) This section shall apply to the filling of vacancies only so far as is consistent with the provisions of law relating thereto.

Sec. 6. K.S.A. 2017 Supp. 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, a county election commissioner in counties with a population over 130,000, 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. 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. 7. K.S.A. 2017 Supp. 25-611 is hereby amended to read as follows: 25-611. (a) The arrangement of offices on the official general ballot for national and state offices for those offices to be elected shall be in the following order: Names of candidates for the offices of president and vice-president, United States senator, United States representative _____ district, governor and lieutenant governor running together, secretary of state, attorney general, (and any other officers elected from the state as a whole), state senator _____ district, state representative _____ district, district judge _____ district, district magistrate judge _____ district, district attorney _____ judicial district, and state board of education member _____ district.

(b) The arrangement of offices on the official general ballot for county township offices for those offices to be elected shall be in the following order: Names of candidates for county commissioner _____ district, county clerk, a county election commissioner in counties with a population over 130,000, county treasurer, register of deeds, county attorney, sheriff, township trustee, township treasurer and township clerk.

(c) The secretary of state by rules and regulations adopted on or before July 1, 2016, shall develop the order of arrangement of municipal offices on the general election ballot in odd-numbered year elections.

Sec. 8. K.S.A. 2017 Supp. 25-618 is hereby amended to read as follows: 25-618. (a) The official general ballot for county and township offices may be separate from the official general ballot for national and state offices or may be combined with the official general ballot provided for in K.S.A. 25-601, and amendments thereto. The secretary of state shall prescribe the ballot format but the ballot shall be substantially in the form shown in this section and K.S.A. 25-611, and amendments thereto.

STATE OF KANSAS
OFFICIAL GENERAL BALLOT
County and Township Offices
County of _____, City (or Township) of _____

November _____, _____ year

To vote for a person, 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 and make a cross or check mark in the square to the left.

FOR COUNTY COMMISSIONER

_____ DISTRICT

Vote for One

- _____
- _____
- _____

FOR COUNTY CLERK

Vote for One

- _____
- _____
- _____

FOR COUNTY ELECTION COMMISSIONER in counties with a population over 130,000

Vote for One

- _____
- _____
- _____

FOR COUNTY TREASURER

Vote for One

- _____
- _____
- _____

Continue in like manner for all county and township offices to be elected.

(b) The official general election ballot style for municipalities shall be established by the secretary of state by rules and regulations adopted on or before July 1, 2016.";

Also on page 3, in line 32, after "K.S.A." by inserting "19-3419,"; also in line 32, after "19-3424" by inserting "and K.S.A. 2017 Supp. 25-101, 25-213, 25-611 and 25-618";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "K.S.A." by inserting "19-3419,"; also in line 2, after the second "and" by inserting "K.S.A. 2017 Supp. 25-101, 25-213, 25-611 and 25-618 and"

On roll call, the vote was: Yeas 37; Nays 85; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Ballard, Bishop, Burroughs, Carlin, Crum, S., Curtis, Deere, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Ruiz, Sawyer, Sloan, Stogsdill, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Becker, Bergquist, Blex, Brim, Burris, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Barker, Gallagher, Kuether.

The motion of Rep. Miller to amend **HB 2509** did not prevail.

Also, on motion of Rep. Esau to amend **HB 2509**, the motion did not prevail.

Also, on further motion of Rep. Esau to refer **HB 2509** to Committee on Elections, the motion did not prevail and **HB 2509** be passed.

Committee report to **HB 2459** be adopted; and the bill be passed as amended.

Committee report to **HB 2523** be adopted; and the bill be passed as amended.

Committee report to **HB 2580** be adopted; and the bill be passed as amended.

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

Committee report to **HB 2472** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Health and Human Services** recommends **HB 2496** be amended on page 1, in line 5, before "Section" by inserting "New"; also in line 5, by striking "act" and inserting "section"; also in line 5, by striking "know" and inserting "known";

On page 17, following line 20, by inserting:

"Sec. 2. K.S.A. 2017 Supp. 65-1113 is hereby amended to read as follows: 65-1113.

When used in this act and the act of which this section is amendatory:

(a) "Board" means the board of nursing.

(b) "Diagnosis" in the context of nursing practice means that identification of and

discrimination between physical and psychosocial signs and symptoms essential to effective execution and management of the nursing regimen and shall be construed as distinct from a medical diagnosis.

(c) "Treatment" means the selection and performance of those therapeutic measures essential to effective execution and management of the nursing regimen, and any prescribed medical regimen.

(d) *Practice of nursing.* (1) The practice of professional nursing as performed by a registered professional nurse for compensation or gratuitously, except as permitted by K.S.A. 65-1124, and amendments thereto, means the process in which substantial specialized knowledge derived from the biological, physical, and behavioral sciences is applied to: the care, diagnosis, treatment, counsel and health teaching of persons who are experiencing changes in the normal health processes or who require assistance in the maintenance of health or the prevention or management of illness, injury or infirmity; administration, supervision or teaching of the process as defined in this section; and the execution of the medical regimen as prescribed by a person licensed to practice medicine and surgery or a person licensed to practice dentistry.

(2) The practice of nursing as a licensed practical nurse means the performance for compensation or gratuitously, except as permitted by K.S.A. 65-1124, and any amendments thereto, of tasks and responsibilities defined in ~~part paragraph (1) of this subsection (d)~~, which tasks and responsibilities are based on acceptable educational preparation within the framework of supportive and restorative care under the direction of a registered professional nurse, a person licensed to practice medicine and surgery or a person licensed to practice dentistry.

(e) A "professional nurse" means a person who is licensed to practice professional nursing as defined in ~~part (1) of subsection (d)(1) of this section~~.

(f) A "practical nurse" means a person who is licensed to practice practical nursing as defined in ~~part (2) of subsection (d)(2) of this section~~.

(g) "Advanced practice registered nurse" or "APRN" means a professional nurse who holds a license from the board to function as a professional nurse in an advanced role, and this advanced role shall be defined by rules and regulations adopted by the board in accordance with K.S.A. 65-1130, and amendments thereto.

(h) "Continuing nursing education" means learning experiences intended to build upon the educational and experiential bases of the registered professional and licensed practical nurse for the enhancement of practice, education, administration, research or theory development to the end of improving the health of the public.

Sec. 3. K.S.A. 2017 Supp. 65-1117 is hereby amended to read as follows: 65-1117.

(a) All licenses issued under the provisions of this act, whether initial or renewal, including multi-state licenses under the nurse licensure compact, shall expire every two years. The expiration date shall be established by the rules and regulations of the board. Any licensed nurse may file a multi-state license application together with the prescribed multi-state license fee at any time the nurse holds an active license. The board shall send a notice for renewal of license to every registered professional nurse and licensed practical nurse at least 60 days prior to the expiration date of such person's license. Every person so licensed who desires to renew such license shall file with the board, on or before the date of expiration of such license, a renewal application together with the prescribed biennial renewal fee. Every licensee who is no longer engaged in the active practice of nursing may so state by affidavit and submit such affidavit with

the renewal application. An inactive license may be requested along with payment of a fee which shall be fixed by rules and regulations of the board. Except for the first renewal for a license that expires within 30 months following licensure examination or for renewal of a license that expires within the first nine months following licensure by reinstatement or endorsement, every licensee with an active nursing license shall submit with the renewal application evidence of satisfactory completion of a program of continuing nursing education required by the board. The board by duly adopted rules and regulations shall establish the requirements for such program of continuing nursing education. ~~Continuing nursing education means learning experiences intended to build upon the educational and experiential bases of the registered professional and licensed practical nurse for the enhancement of practice, education, administration, research or theory development to the end of improving the health of the public.~~ Upon receipt of such application, payment of fee, upon receipt of the evidence of satisfactory completion of the required program of continuing nursing education and upon being satisfied that the applicant meets the requirements set forth in K.S.A. 65-1115 or 65-1116, and amendments thereto, in effect at the time of initial licensure of the applicant, the board shall verify the accuracy of the application and grant a renewal license.

(b) Any person who fails to secure a renewal license within the time specified herein may secure a reinstatement of such lapsed license by making verified application therefor on a form provided by the board, by rules and regulations, and upon furnishing proof that the applicant is competent and qualified to act as a registered professional nurse or licensed practical nurse and by satisfying all of the requirements for reinstatement including payment to the board of a reinstatement fee as established by the board. A reinstatement application for licensure will be held awaiting completion of such documentation as may be required, but such application shall not be held for a period of time in excess of that specified in rules and regulations.

~~(c) Any person whose license as a registered professional nurse has lapsed for a period of more than 13 years beyond its expiration date and who has been employed for at least 10 of the last 13 years in an allied health profession which employment required substantially comparable patient care to that of care provided by a registered professional nurse may apply for reinstatement as a registered professional nurse and shall not be required to complete a refresher course as established by the board, but shall be reinstated as a registered professional nurse by the board upon application to the board for reinstatement of such license on a form provided by the board, upon presentation to the board of an affidavit from such person detailing such person's work history, upon determination by the board that the work history with regard to patient care is substantially comparable to patient care provided by a registered professional nurse, upon determination by the board that such person is otherwise qualified to be licensed as a registered professional nurse and upon paying to the board the reinstatement fee established by the board. This subsection shall expire on January 1, 2012.~~

~~(4)~~ (1) Each licensee shall notify the board in writing of (A) a change in name or address within 30 days of the change or (B) a conviction of any felony or misdemeanor, that is specified in rules and regulations adopted by the board, within 30 days from the date the conviction becomes final.

(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. Also,

for the purposes of this subsection, a 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. Failure to so notify the board shall not constitute a defense in an action relating to failure to renew a license, nor shall it constitute a defense in any other proceeding.

(d) Every person who holds a multi-state license under the nurse licensure compact and who engages in the practice of nursing in Kansas shall notify the board of the person's address and other matters as may be required by the board. The notification shall be in a manner as required by the board. The board shall adopt rules and regulations to implement the provisions of this subsection.

Sec. 4. K.S.A. 2017 Supp. 65-1118 is hereby amended to read as follows: 65-1118. (a) The board shall collect in advance fees provided for in this act as fixed by the board, but not exceeding:

Application for <u>single-state</u> license—professional nurse.....	\$75 <u>\$150</u>
Application for <u>single-state</u> license—practical nurse.....	50 <u>100</u>
Application for <u>single-state</u> biennial renewal of license—professional nurse and practical nurse.....	60 <u>120</u>
Application for <u>single-state</u> reinstatement of license.....	70 <u>150</u>
Application for <u>single-state</u> reinstatement of licenses with temporary permit.....	100 <u>175</u>
<u>Application for multi-state license—professional nurse.....</u>	<u>300</u>
<u>Application for multi-state license—practical nurse.....</u>	<u>300</u>
<u>Application for multi-state biennial renewal of license— professional nurse and practical nurse.....</u>	<u>200</u>
<u>Application for multi-state reinstatement of license.....</u>	<u>300</u>
<u>Application for multi-state reinstatement of licenses with temporary permit.....</u>	<u>300</u>
Application for reinstatement of revoked license.....	1,000
Certified copy of license.....	25
Duplicate of license.....	25
Inactive license.....	20
Application for license—advanced practice registered nurse.....	50
Application for license with temporary permit—advanced practice registered nurse.....	100
Application for renewal of license—advanced practice registered nurse.....	60
Application for reinstatement of license—advanced practice registered nurse.....	75
Application for authorization—registered nurse anesthetist.....	75
Application for authorization with temporary authorization— registered nurse anesthetist.....	110
Application for biennial renewal of authorization—registered nurse anesthetist.....	60
Application for reinstatement of authorization—registered nurse anesthetist.....	75

Application for reinstatement of authorization with temporary authorization—registered nurse anesthetist..... 100

Verification of license to another state..... 30

Application for exempt license—professional and practical nurse..... 50

Application for biennial renewal of exempt license—professional and practical nurse..... 50

Application for exempt license—advanced practice registered nurse..... 50

Application for biennial renewal of exempt license—advanced practice registered nurse..... 50

(b) The board may require that fees paid for any examination under the Kansas nurse practice act be paid directly to the examination service by the person taking the examination.

(c) The board shall accept for payment of fees under this section personal checks, certified checks, cashier's checks, money orders or credit cards. The board may designate other methods of payment, but shall not refuse payment in the form of a personal check. The board may impose additional fees and recover any costs incurred by reason of payments made by personal checks with insufficient funds and payments made by credit cards.

Sec. 5. K.S.A. 2017 Supp. 65-1120 is hereby amended to read as follows: 65-1120.

(a) *Grounds for disciplinary actions.* The board may deny, revoke, limit or suspend any license or authorization to practice nursing as a registered professional nurse, as a licensed practical nurse, as an advanced practice registered nurse or as a registered nurse anesthetist that is issued by the board or applied for under this act, or may require the licensee to attend a specific number of hours of continuing education in addition to any hours the licensee may already be required to attend or may publicly or privately censure a licensee or holder of a temporary permit or authorization, if the applicant, licensee or holder of a temporary permit or authorization is found after hearing:

(1) To be guilty of fraud or deceit in practicing nursing or in procuring or attempting to procure a license to practice nursing;

(2) to have been guilty of a felony or to have been guilty of a misdemeanor involving an illegal drug offense unless the applicant or licensee establishes sufficient rehabilitation to warrant the public trust, except that notwithstanding K.S.A. 74-120, and amendments thereto, no license or authorization to practice nursing as a licensed professional nurse, as a licensed practical nurse, as an advanced practice registered nurse or registered nurse anesthetist shall be granted to a person with a felony conviction for a crime against persons as specified in article 34 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54 of chapter 21 of the Kansas Statutes annotated, or K.S.A. 2017 Supp. 21-6104, 21-6325, 21-6326 or 21-6418, and amendments thereto;

(3) has been convicted or found guilty or has entered into an agreed disposition of a misdemeanor offense related to the practice of nursing as determined on a case-by-case basis;

(4) to have committed an act of professional incompetency as defined in subsection (e);

~~(4)(5)~~ to be unable to practice with skill and safety due to current abuse of drugs or

alcohol;

~~(5)~~(6) to be a person who has been adjudged in need of a guardian or conservator, or both, under the act for obtaining a guardian or conservator, or both, and who has not been restored to capacity under that act;

~~(6)~~(7) to be guilty of unprofessional conduct as defined by rules and regulations of the board;

~~(7)~~(8) to have willfully or repeatedly violated the provisions of the Kansas nurse practice act or any rules and regulations adopted pursuant to that act, including K.S.A. 65-1114 and 65-1122, and amendments thereto;

~~(8)~~(9) to have a license to practice nursing as a registered nurse or as a practical nurse denied, revoked, limited or suspended, or to be publicly or privately censured, by a licensing authority of another state, agency of the United States government, territory of the United States or country or to have other disciplinary action taken against the applicant or licensee by a licensing authority of another state, agency of the United States government, territory of the United States or country. A certified copy of the record or order of public or private censure, denial, suspension, limitation, revocation or other disciplinary action of the licensing authority of another state, agency of the United States government, territory of the United States or country shall constitute prima facie evidence of such a fact for purposes of this paragraph-~~(8)~~(9); or

~~(9)~~(10) to have assisted suicide in violation of K.S.A. 21-3406, prior to its repeal, or K.S.A. 2017 Supp. 21-5407, and amendments thereto, as established by any of the following:

(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. 2017 Supp. 21-5407, and amendments thereto.

(B) A copy of the record of a judgment of contempt of court for violating an injunction issued under K.S.A. 2017 Supp. 60-4404, and amendments thereto.

(C) A copy of the record of a judgment assessing damages under K.S.A. 2017 Supp. 60-4405, and amendments thereto.

(b) *Proceedings.* Upon filing of a sworn complaint with the board charging a person with having been guilty of any of the unlawful practices specified in subsection (a), two or more members of the board shall investigate the charges, or the board may designate and authorize an employee or employees of the board to conduct an investigation. After investigation, the board may institute charges. If an investigation, in the opinion of the board, reveals reasonable grounds for believing the applicant or licensee is guilty of the charges, the board shall fix a time and place for proceedings, which shall be conducted in accordance with the provisions of the Kansas administrative procedure act.

(c) *Witnesses.* No person shall be excused from testifying in any proceedings before the board under this act or in any civil proceedings under this act before a court of competent jurisdiction on the ground that such testimony may incriminate the person testifying, but such testimony shall not be used against the person for the prosecution of any crime under the laws of this state except the crime of perjury as defined in K.S.A. 2017 Supp. 21-5903, and amendments thereto.

(d) *Costs.* If final agency action of the board in a proceeding under this section is adverse to the applicant or licensee, the costs of the board's proceedings shall be charged to the applicant or licensee as in ordinary civil actions in the district court, but

if the board is the unsuccessful party, the costs shall be paid by the board. Witness fees and costs may be taxed by the board according to the statutes relating to procedure in the district court. All costs accrued by the board, when it is the successful party, and which the attorney general certifies cannot be collected from the applicant or licensee shall be paid from the board of nursing fee fund. All moneys collected following board proceedings shall be credited in full to the board of nursing fee fund.

(e) *Professional incompetency defined.* As used in this section, "professional incompetency" means:

- (1) One or more instances involving failure to adhere to the applicable standard of care to a degree which constitutes gross negligence, as determined by the board;
- (2) repeated instances involving failure to adhere to the applicable standard of care to a degree which constitutes ordinary negligence, as determined by the board; or
- (3) a pattern of practice or other behavior which demonstrates a manifest incapacity or incompetence to practice nursing.

(f) *Criminal justice information.* The board upon request shall receive from the Kansas bureau of investigation such criminal history record information relating to arrests and criminal convictions as necessary for the purpose of determining initial and continuing qualifications of licensees of and applicants for licensure by the board.

Sec. 6. K.S.A. 65-1127 is hereby amended to read as follows: 65-1127. (a) A licensee shall report to the board of nursing any information the licensee may have relating to alleged incidents of malpractice or the qualifications, fitness or character of a person licensed to practice professional nursing or licensed to practice practical nursing, including persons holding a multi-state license under the nurse licensure compact. No person reporting to the board of nursing under oath and in good faith any information such person may have relating to alleged incidents of malpractice or the qualifications, fitness or character of a person licensed to practice professional nursing or licensed to practice practical nursing shall be subject to a civil action for damages as a result of reporting such information.

(b) Any state, regional or local association of registered professional nurses or licensed practical nurses and the individual members of any committee thereof, which in good faith investigates or communicates information pertaining to the alleged incidents of malpractice or the qualifications, fitness or character of any licensee or registrant to the board of nursing or to any committee or agent thereof, shall be immune from liability in any civil action, that is based upon such information or transmittal of information if the investigation and communication was made in good faith and did not represent as true any matter not reasonably believed to be true.

Sec. 7. K.S.A. 2017 Supp. 74-1106 is hereby amended to read as follows: 74-1106.

(a) *Appointment, term of office.* (1) The governor shall appoint a board consisting of 11 members of which six shall be registered professional nurses, two shall be licensed practical nurses and three shall be members of the general public, which shall constitute a board of nursing, with the duties, power and authority set forth in this act.

(2) Upon the expiration of the term of any registered professional nurse, the Kansas state nurses association shall submit to the governor a list of registered professional nurses containing names of not less than three times the number of persons to be appointed, and appointments shall be made after consideration of such list for terms of four years and until a successor is appointed and qualified.

(3) On the effective date of this act, the Kansas federation of licensed practical

nurses shall submit to the governor a list of licensed practical nurses containing names of not less than three times the number of persons to be appointed, and appointments shall be made after consideration of such list for a term of four years and until a successor is appointed and qualified.

(4) Each member of the general public shall be appointed for a term of four years and successors shall be appointed for a like term.

(5) Whenever a vacancy occurs on the board of nursing, it shall be filled by appointment for the remainder of the unexpired term in the same manner as the preceding appointment. No person shall serve more than two consecutive terms as a member of the board of nursing and appointment for the remainder of an unexpired term shall constitute a full term of service on such board.

(b) *Qualifications of members.* Each member of the board shall be a citizen of the United States and a resident of the state of Kansas. Registered professional nurse members shall possess a license to practice as a professional nurse in this state with at least five years' experience in nursing as such and shall be actively engaged in professional nursing in Kansas at the time of appointment and reappointment. The licensed practical nurse members shall be licensed to practice practical nursing in the state with at least five years' experience in practical nursing and shall be actively engaged in practical nursing in Kansas at the time of appointment and reappointment. The governor shall appoint successors so that the registered professional nurse membership of the board shall consist of at least two members who are engaged in nursing service, at least two members who are engaged in nursing education and at least one member who is engaged in practice as an advanced practice registered nurse or a registered nurse anesthetist. The consumer members shall represent the interests of the general public. At least one consumer member shall not have been involved in providing health care. Each member of the board shall take and subscribe the oath prescribed by law for state officers, which oath shall be filed with the secretary of state.

(c) *Duties and powers.* (1) The board shall meet annually at Topeka during the month of September and shall elect from its members a president, vice-president and secretary, each of whom shall hold their respective offices for one year. The board shall employ an executive administrator, who shall be a registered professional nurse, who shall not be a member of the board and who shall be in the unclassified service under the Kansas civil service act, and shall employ such other employees, who shall be in the classified service under the Kansas civil service act as necessary to carry on the work of the board. The information technology and operational staff shall remain employees of the board. As necessary, the board shall be represented by an attorney appointed by the attorney general as provided by law, whose compensation shall be determined and paid by the board with the approval of the governor. The board may hold such other meetings during the year as may be deemed necessary to transact its business.

(2) The board shall adopt rules and regulations consistent with this act necessary to carry into effect the provisions thereof, and such rules and regulations may be published and copies thereof furnished to any person upon application.

(3) The board shall prescribe curricula and standards for professional and practical nursing programs and mental health technician programs, and provide for surveys of such schools and courses at such times as it may deem necessary. It shall accredit such schools and approve courses as meet the requirements of the appropriate act and rules and regulations of the board.

(4) The board shall examine, license and renew licenses of duly qualified applicants and conduct hearings upon charges for limitation, suspension or revocation of a license or approval of professional and practical nursing and mental health technician programs and may limit, deny, suspend or revoke for proper legal cause, licenses or approval of professional and practical nursing and mental health technician programs, as hereinafter provided. Examination for applicants for registration shall be given at least twice each year and as many other times as deemed necessary by the board. The board shall promote improved means of nursing education and standards of nursing care through institutes, conferences and other means.

(5) The board shall have a seal of which the executive administrator shall be the custodian. The president and the secretary shall have the power and authority to administer oaths in transacting business of the board, and the secretary shall keep a record of all proceedings of the board and a register of professional and practical nurses and mental health technicians licensed and showing the certificates of registration or licenses granted or revoked, which register shall be open at all times to public inspection.

(6) The board may enter into contracts as may be necessary to carry out its duties.

(7) The board is hereby authorized to apply for and to accept grants and may accept donations, bequests or gifts. The board shall remit all moneys received by it under this paragraph (7) 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 grants and gifts fund which is hereby created. All expenditures from such 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 president of the board or a person designated by the president.

(8) A majority of the board of nursing including two professional nurse members shall constitute a quorum for the transaction of business.

(d) *Subpoenas.* In all investigations and proceedings, the board shall have the power to issue subpoenas and compel the attendance of witnesses and the production of all relevant and necessary papers, books, records, documentary evidence and materials. Any person failing or refusing to appear or testify regarding any matter about which such person may be lawfully questioned or to produce any books, papers, records, documentary evidence or relevant materials in the matter, after having been required by order of the board or by a subpoena of the board to do so, upon application by the board to any district judge in the state, may be ordered by such judge to comply therewith. Upon failure to comply with the order of the district judge, the court may compel obedience by attachment for contempt as in the case of disobedience of a similar order or subpoena issued by the court. A subpoena may be served upon any person named therein anywhere within the state with the same fees and mileage by an officer authorized to serve subpoenas in civil actions in the same procedure as is prescribed by the code of civil procedure for subpoenas issued out of the district courts of this state.

(e) *Compensation and expenses.* Members of the board of nursing attending meetings of such board, or attending a subcommittee meeting thereof authorized by such board, shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto. No member of the board of nursing shall be paid an amount as provided in K.S.A. 75-3223, and

amendments thereto, if such member receives an amount from another governmental or private entity for the purpose for which such amount is payable under K.S.A. 75-3223, and amendments thereto.

Sec. 8. K.S.A. 65-1127 and K.S.A. 2017 Supp. 65-1113, 65-1117, 65-1118, 65-1120 and 74-1106 are hereby repealed.";

Also on page 17, in line 21, before "its" by inserting "July 1, 2019 and";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "checks" by inserting "; amending K.S.A. 65-1127 and K.S.A. 2017 Supp. 65-1113, 65-1117, 65-1118, 65-1120 and 74-1106 and repealing the existing sections"; and the bill be passed as amended.

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

AFTERNOON SESSION

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

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announcement the appointment of Rep. Barker to replace Rep. Finch on Committee on Rules as of 4:30 p.m. on February 21, 2018.

Also, the appointment of Rep. Patton to serve as Chairman of Committee on Rules as of 4:30 p.m. on February 21, 2018.

MESSAGES FROM THE SENATE

The Senate nonconcur in House amendments to **SB 217**, requests a conference and has appointed Senators Schmidt, Bollier and Kelly as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 217**.

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

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Waymaster in the Chair.

INTRODUCTION OF ORIGINAL MOTIONS

Rep. Hineman moved to change the sequence of General Orders under House Rule 1503(a) to consider **HB 2579** as the 12th order of business under the heading General Orders on February 21, 2018. The motion prevailed.

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2567, HB 2568, HB 2603** be passed.

Committee report to **HB 2648** be adopted; and the bill be passed as amended.

Committee report to **HB 2579** be adopted.

Also, on motion of Rep. Becker to amend **HB 2579**, Rep. Ralph requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Rep. Becker challenged the ruling, the question being "Shall the Rules Chair be sustained?"

The Rules Chair was sustained and the bill be passed as amended.

Committee report to **HB 2599** be adopted.

Also, on motion of Rep. Landwehr, **HB 2599** be amended on page 5, following line 39, by inserting:

"New Sec. 4. (a) On and after January 1, 2019, any owner or lessee of one or more passenger vehicles or trucks registered for a gross weight of 20,000 pounds or less, who is a resident of Kansas, upon compliance with the provisions of this section, may be issued one city of Wichita license plate for each such passenger vehicle or truck. Such license plates shall be issued for the same time as other license plates upon proper registration and payment of the regular license fee as provided in K.S.A. 8-143, and amendments thereto, and either the payment to the county treasurer of the logo use royalty payment established by the city of Wichita or the presentation of the annual logo use authorization statement provided for in subsection (b).

(b) The city of Wichita may authorize the use of its flag image as its logo to be affixed on license plates as provided by this section. Any royalty payment received pursuant to this section shall be used to support physical assets identified by the Wichita parks foundation and license plate administrative costs incurred by the Wichita parks foundation. Any motor vehicle owner or lessee annually may apply to the city of Wichita for the use of such logo. Upon annual application and payment to either: (1) The city of Wichita in an amount of not less than \$25 nor more than \$100 as a logo use royalty payment for each license plate to be issued, the city of Wichita shall issue to the motor vehicle owner or lessee, without further charge, a logo use authorization statement, which shall be presented by the motor vehicle owner or lessee at the time of registration; or (2) the county treasurer of the logo use royalty payment for each license plate to be issued.

(c) Any applicant for a license plate authorized by this section may make application for such plates not less than 60 days prior to such person's renewal of registration date, on a form prescribed and furnished by the director of vehicles, and any applicant for such license plate shall either provide the annual logo use authorization statement provided for in subsection (b) or pay to the county treasurer the logo use royalty payment established by the city of Wichita. Application for registration of a passenger vehicle or truck and issuance of the license plate under this section shall be

made by the owner or lessee in a manner prescribed by the director of vehicles upon forms furnished by the director.

(d) No registration or license plate issued under this section shall be transferable to any other person.

(e) The director of vehicles may transfer city of Wichita license plates from a leased vehicle to a purchased vehicle.

(f) Renewals of registration under this section shall be made annually, upon payment of the fee prescribed in subsection (a), in the manner prescribed in K.S.A. 8-132(b), and amendments thereto. No renewal of registration shall be made to any applicant until such applicant either provides to the county treasurer the annual logo use authorization statement provided for in subsection (b) or the payment of the logo use royalty payment as established by the city of Wichita. If such logo use authorization statement is not presented at the time of registration or faxed by the city of Wichita, or the annual logo use royalty payment is not made to the county treasurer at the time of registration, the applicant shall be required to comply with K.S.A. 8-143, and amendments thereto, and return the license plate to the county treasurer of such person's residence.

(g) The city of Wichita shall:

(1) Pay the initial cost of silk-screening for license plates authorized by this section; and

(2) provide to all county treasurers a toll-free telephone number where applicants can call the city of Wichita for information concerning the application process or the status of their license plate application.

(h) The city of Wichita, with the approval of the director of vehicles and subject to the availability of materials and equipment, shall design a plate to be issued under the provisions of this section.

(i) As a condition of receiving the city of Wichita license plate and any subsequent registration renewal of such plate, the applicant must provide consent to the division authorizing the division's release of motor vehicle record information, including the applicant's name, address, logo use royalty payment amount, plate number and vehicle type to the city of Wichita and the state treasurer.

(j) Annual logo use royalty payments collected by county treasurers under this section 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 city of Wichita royalty fund, which is hereby created in the state treasury and shall be administered by the state treasurer. All expenditures from the city of Wichita 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 city of Wichita royalty fund to the appropriate designee of the city of Wichita shall be made on a monthly basis. A change of the city's designee shall occur only by mutual agreement of the city of Wichita and the Wichita parks foundation.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking "and" and inserting a comma; in line 3, after "plate" by inserting "and the city of Wichita license plate" and the bill be passed as amended.

Committee report to **HB 2619** be adopted; and the bill be passed as amended.

Committee report to **HB 2583** be adopted; and the bill be passed as amended.

Committee report to **HB 2524** be adopted; and the bill be passed as amended.

Committee report to **HB 2458** be adopted; and the bill be passed as amended.

Committee report to **HB 2477** be adopted.

Also, on motion of Rep. Schroeder, **HB 2477** be amended on page 5, in line 30, by striking "(9)" and inserting "(8)"; also in line 30, by striking "(11)" and inserting "(10)"; in line 34, by striking "(9)" and inserting "(8)"; also in line 34, by striking "(11)" and inserting "(10)"

Also, on motion of Rep. Hoffman to amend **HB 2477**, the motion did not prevail.

Also, on motion of Rep. Karleskint, **HB 2477** be amended on page 5, in line 4, by striking "or other premises that is licensed pursuant to this act"; in line 5, by striking "or licensed premises"; following line 7, by inserting:

"Sec. 5. K.S.A. 2017 Supp. 47-1709 is hereby amended to read as follows: 47-1709. (a) The commissioner or the commissioner's authorized, trained representatives shall make an inspection of the premises for which an application for an original license or permit is made under K.S.A. 47-1701 et seq., and amendments thereto, before issuance of such license or permit. No license or permit shall be issued by the commissioner to an applicant described in this subsection until the premises for which application is made has passed a licensing or permitting inspection. The application for a license shall conclusively be deemed to be the consent of the applicant to the right of entry and inspection of the premises sought to be licensed or permitted by the commissioner or the commissioner's authorized, trained representatives at reasonable times with the owner or owner's representative present. Refusal of such entry and inspection shall be grounds for denial of the license or permit. Notice need not be given to any person prior to inspection.

(b) The commissioner or the commissioner's authorized, trained representatives may inspect each premises for which a license or permit has been issued under K.S.A. 47-1701 et seq., and amendments thereto. The acceptance of a license or permit shall conclusively be deemed to be the consent of the licensee or permittee to the right of entry and inspection of the licensed or permitted premises by the commissioner or the commissioner's authorized, trained representatives at reasonable times with the owner or owner's representative present. Refusal of such entry and inspection shall be grounds for suspension or revocation of the license or permit. Notice ~~need~~ shall not be given to any person prior to inspection.

(c) The commissioner or the commissioner's authorized, trained representatives shall make inspections of the premises of a person required to be licensed or permitted under K.S.A. 47-1701 et seq., and amendments thereto, upon a determination by the commissioner that there are reasonable grounds to believe that the person is violating the provisions of K.S.A. 47-1701 et seq., and amendments thereto, or rules and regulations adopted thereunder or that there are grounds for suspension or revocation of such person's license or permit.

(d) Any complaint filed with the commissioner shall be confidential and shall not

be released to any person other than employees of the commissioner as necessary to carry out the duties of their employment.

(e) Any person making inspections under this section shall be trained by the commissioner in reasonable standards of animal care.

(f) The commissioner may request a licensed veterinarian to assist in any inspection or investigation made by the commissioner or the commissioner's authorized representative under this section.

(g) Any person acting as the commissioner's authorized representative for purposes of making inspections and conducting investigations under this section who knowingly falsifies the results or findings of any inspection or investigation or intentionally fails or refuses to make an inspection or conduct an investigation pursuant to this section shall be guilty of a class A nonperson misdemeanor.

(h) No person shall act as the commissioner's authorized representative for the purposes of making inspections and conducting investigations under this section if such person has a beneficial interest in a person required to be licensed or permitted pursuant to K.S.A. 47-1701 et seq., and amendments thereto.

(i) Records of inspections pursuant to this section shall be maintained in the office of the Kansas department of agriculture division of animal health. Records of a deficiency or violation shall not be maintained for longer than three years after the deficiency or violation is remedied.

(j) The commissioner, in consultation with Kansas state university college of veterinary medicine, shall: (1) Continue procedures to provide for pet animal training or updated training for authorized trained representatives who inspect premises under the pet animal act and to allow the owners of such facilities licensed or permitted under the pet animal act to attend and participate at the training workshops for the authorized trained representatives; and (2) make available to such owners and other interested persons an inspection handbook describing the duties and responsibilities of such authorized trained representatives.

(k) If the commissioner or the commissioner's authorized representative is denied access to any location where such access is sought for the purposes authorized under the Kansas pet animal act, the commissioner may apply to any court of competent jurisdiction for an administrative search warrant authorizing access to such location for such purposes. Upon such application and a showing of cause therefore, the court shall issue the search warrant for the purposes requested.";

On page 6, in line 35, by striking all after "representative"; in line 36, by striking all before "shall"; in line 41, by striking all after "premises"; in line 42, by striking all before the period;

On page 8, in line 35, after the second comma by inserting "47-1709,";
And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the second comma by inserting "47-1709,"
and the bill be passed as amended.

Committee report to **HB 2478** be adopted; and the bill be passed as amended.

MESSAGES FROM THE SENATE

Announcing passage of **SB 221, SB 247, SB 260, Substitute for SB 272, SB 276, SB 296, SB 310, SB 314, SB 328, SB 331, SB 353, SB 369, SB 375, SB 391, and SB 394.**

Announcing passage of **HB 2362**, as amended, **HB 2482**, as amended.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 221, SB 247, SB 260, SB 272, SB 276, SB 296, SB 310, SB 314, SB 328, SB 331, SB 353, SB 369, SB 375, SB 391, SB 394

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2741** from the Committee on Commerce, Labor and Economic Development and referral to the Committee on Appropriations.

Also, the withdrawal of **HB 2613** from the Committee on Education and referral to the Committee on Appropriations.

Also, the withdrawal of **HB 2445, HB 2561, HB 2636, HB 2697** from the Committee on K-12 Education Budget and referral to the Committee on Appropriations.

Also, the withdrawal of **HB 2629** from the Committee on Local Government and referral to the Committee on Appropriations

REPORT ON ENGROSSED BILLS

HB 2088, HB 2361, HB 2448, HB 2454, HB 2534, HB 2539, HB 2551, HB 2600 reported correctly engrossed February 20, 2018.

HB 2459, HB 2472, HB 2523, HB 2571, HB 2580 reported correctly engrossed February 21, 2018.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Thursday, February 22, 2018.

Journal of the House

THIRTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 22, 2018, 10:00 a.m.

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

The roll was called with 118 members present.

Reps. Gallagher, Henderson and Kuether were excused on verified illness.

Rep. Ruiz was excused on legislative business.

Reps. Alcala, Victors and Winn were excused on excused absence by the Speaker.

Excused later: Trimboli.

Present later: Henderson.

Prayer by Rep. Powell:

Lord, We begin by thanking You for Your goodness, and for the privilege and honor to serve here. We recognize our need for You this day. You say if we lack wisdom, we can ask of You, and you'll provide it generously, when we ask in faith. So, we come before You to acknowledge that without You, we have nothing of value to bring to the table, but with You, we have everything we need. With that in mind, we thank You for Your provision of wisdom and knowledge.

And, we ask that above all, we'd be filled, guided, and motivated by Your great love in both motive and action. Touch us afresh this day to conduct ourselves in a manner befitting to this high calling of public service, and in a way that honors Your name.

It's in Jesus' name we ask this. Amen!

The Pledge of Allegiance was led by Rep. Hoffman.

On motion of Rep. Hineman, the House recessed until 11:00 a.m.

LATE MORNING SESSION

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2755, AN ACT concerning property taxation; relating to cities and counties, approval of budgets with increased property tax revenues, election requirements, exceptions; amending K.S.A. 2017 Supp. 79-2925c and repealing the existing section, by Committee on Taxation.

HB 2756, AN ACT concerning sales and compensating use tax; relating to imposition of tax, nexus, remote sellers, marketplace facilitators, digital property and subscription services; amending K.S.A. 2017 Supp. 79-3602 and 79-3603 and repealing the existing sections, by Committee on Taxation.

CHANGE OF REFERENCE

Speaker pro tem Schwab announced the withdrawal of **HB 2494**, **HB 2526** from the Committee on Commerce, Labor and Economic Development and referral to the Committee on Appropriations.

Also, the withdrawal of **HB 2541**, **HB 2594**, **HB 2707** from the Calendar under the heading General Orders and referral to Committee on Appropriations.

INTRODUCTION OF ORIGINAL MOTIONS

Roll call was demanded on motion of Rep.Ward to change the sequence of General Orders under House Rule 1503(b) to consider **HB 2578** as the first order of business under the heading General Orders on February 22, 2018.

On roll call, the vote was: Yeas 36; Nays 81; Present but not voting: 0; Absent or not voting: 8.

Yeas: Ballard, Bishop, Burroughs, Carlin, Carmichael, Clayton, Crum, Curtis, Deere, Finney, Frownfelter, Gartner, Helgerson, Highberger, Hodge, Holscher, Horn, Koesten, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Sawyer, Stogsdill, Trimmer, Ward, Weigel, Whipple, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, Carpenter, Claeys, Clark, Concannon, Corbet, Cox, Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Landwehr, Lewis, Markley, Mason, Mastroni, Orr, Osterman, Patton, Phillips, Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Sloan, A. Smith, E. Smith, Sutton, Swanson, Tarwater, Thimesch, Thompson, Vickrey, Waymaster, Weber, Wheeler, Whitmer, Williams.

Present but not voting: None.

Absent or not voting: Alcala, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The motion did not prevail.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2458, AN ACT concerning crimes, punishment and criminal procedure; relating to mistreatment of a dependent adult and mistreatment of an elder person; inherently dangerous felonies; amending K.S.A. 2017 Supp. 21-5402 and 21-5417 and repealing

the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2459, AN ACT concerning the Kansas standard asset seizure and forfeiture act; establishing the Kansas asset seizure and forfeiture repository; relating to reporting of seizures for forfeiture; forfeiture fund reports; open records; seizure and forfeiture procedure; amending K.S.A. 60-4101, 60-4106, 60-4110 and 60-4114 and K.S.A. 2017 Supp. 45-220, 60-4107, 60-4109, 60-4111, 60-4112, 60-4113 and 60-4117 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 110; Nays 7; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore.

Nays: Aurand, Baker, Dove, Garber, Jacobs, Osterman, Whitmer.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2472, AN ACT concerning health and healthcare; relating to anatomical gifts; pertaining to driver's licenses; identification cards; revising the uniform anatomical gift act; amending K.S.A. 2017 Supp. 8-240, 8-243, 8-247, 8-1324, 65-3221, 65-3228, 65-3229 and 65-3237 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2477, AN ACT concerning agriculture; relating to the Kansas pet animal act; amending K.S.A. 47-1702, 47-1703, 47-1704, 47-1719, 47-1720, 47-1733, 47-1734 and 47-1736 and K.S.A. 2017 Supp. 47-1701, 47-1709, 47-1721 and 47-1723 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 103; Nays 14; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore.

Nays: Averkamp, Burris, B. Carpenter, Corbet, Dove, Garber, Houser, Huebert, Osterman, Pittman, R. Powell, Seiwert, Sutton, Whitmer.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2478, AN ACT concerning agriculture; relating to the Kansas department of agriculture; activities requiring a live plant dealer's license; license renewal dates and late fees; authorizing the Kansas secretary of agriculture to charge and collect a late fee for any license, permit or registration that is not renewed prior to expiration; amending K.S.A. 47-1208 and 49-623 and K.S.A. 2017 Supp. 2-1014, 2-1421a, 2-2120, 2-2440, 2-2440b, 2-2445a, 2-2446, 2-2469, 2-2805, 2-2905, 36-505, 47-1001e, 47-1503, 47-1805, 47-2101, 65-691, 65-778, 74-576, 83-302 and 83-402 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 102; Nays 15; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Finch, Finney, Francis, Frownfelter, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murman, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore.

Nays: Awerkamp, Barker, Burris, B. Carpenter, Esau, Garber, Huebert, Jacobs, Landwehr, Mason, Osterman, R. Powell, Sutton, Vickrey, Whitmer.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2480, AN ACT concerning the Kansas law enforcement training act; relating to definitions; amending K.S.A. 2017 Supp. 74-5602 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murman,

Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed.

HB 2481, AN ACT concerning family law; relating to the Kansas adoption and relinquishment act; amending K.S.A. 59-2112, 59-2113, 59-2114, 59-2116, 59-2117, 59-2120, 59-2121, 59-2124, 59-2126, 59-2127, 59-2128, 59-2134, 59-2138, 59-2141 and 59-2143 and K.S.A. 2017 Supp. 59-2122, 59-2123, 59-2130, 59-2132, 59-2133 and 59-2136 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed.

HB 2509, AN ACT concerning elections; dealing with election commissioners; amending K.S.A. 19-3419a, 19-3420 and 19-3424 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 77; Nays 40; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Aurand, Baker, Ballard, Becker, Bishop, Brim, Burroughs, Clark, Clayton, Concannon, Cox, Curtis, E. Davis, Deere, Dietrich, Elliott, Ellis, Eplee, Finch, Francis, Frownfelter, Gartner, Good, Helgerson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Lewis, Lusk, Markley, Mason, Mastroni, Miller, Murnan,

Neighbor, Orr, Parker, F. Patton, Phelps, Phillips, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Schreiber, Schroeder, Schwab, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Waymaster, Weigel, Wheeler, K. Williams, Wolfe Moore.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Carlin, Carmichael, B. Carpenter, Claeys, Corbet, Crum, S., Delperdang, Dierks, Dove, Esau, Finney, Garber, Hawkins, Highland, Hoffman, Houser, Huebert, Jacobs, K. Jones, Landwehr, Lusker, Ohaebosim, Osterman, Ousley, Pittman, R. Powell, Sawyer, Seiwert, Sutton, Vickrey, Ward, Weber, C., Whipple, Whitmer.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed.

EXPLANATION OF VOTE

MR. SPEAKER: I vote No on **HB 2509**. Unlike other areas of county budgets, elections affect the basic right of citizens to select their government officials. Controlling the Election Commissioner through control of the budget can only result in disenfranchised voters through fewer polling places, fewer poll workers, longer lines, eliminating notices for elections, and causing delays in counting the results. The very people who are canvassing the results of an election should not also have power over the process of the election. For these reasons, I vote No on **HB 2509**. – KEITH ESAU, JOHN CARMICHAEL

HB 2523, AN ACT concerning law enforcement officers; relating to the office of sheriff; qualifications for office; amending K.S.A. 2017 Supp. 19-801b and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 103; Nays 14; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Baker, Ballard, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Eplee, Finch, Finney, Francis, Frownfelter, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Rooker, Ryckman, Sawyer, Schreiber, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Awerkamp, Barker, Becker, Bergquist, Corbet, Ellis, Esau, Garber, Hoffman, Houser, Probst, Resman, Schroeder, Vickrey.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2524, AN ACT concerning rights to a wireless telephone number; relating to protection from abuse, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2567, AN ACT concerning crimes, punishment and criminal procedure; relating to determination of an offender's criminal history classification; amending K.S.A. 2017 Supp. 21-6811 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed.

HB 2568, AN ACT concerning crimes, punishment and criminal procedure; relating to loss values; amending K.S.A. 2017 Supp. 21-5417, 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, was considered on final action.

On roll call, the vote was: Yeas 96; Nays 21; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Eplee, Esau, Finch, Finney, Francis, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Holscher, Horn, Houser, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Rooker, Ryckman, Sawyer, Schreiber, Schwab, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Thompson, Trimmer, Ward, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore.

Nays: Burris, B. Carpenter, Corbet, Ellis, Frownfelter, Garber, Hodge, Hoffman, Huebert, Jacobs, K. Jones, Mason, Miller, Resman, Schroeder, Seiwert, Tarwater, Thimesch, Vickrey, Weber, C., Whitmer.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed.

HB 2571, AN ACT concerning the open records act; relating to disclosure of law enforcement recordings using a body camera or vehicle camera; amending K.S.A. 2017 Supp. 45-254 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2579, AN ACT concerning civil actions; relating to wrongful conviction and imprisonment; compensation; amending K.S.A. 2017 Supp. 75-6117 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 1; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Seiwert.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote YES on **HB 2579** because it formally acknowledges and recognizes the existence of the wrongfully convicted with in the Department of Corrections. It allows the legislature to continue to address the wrongfully convicted population. – STEVEN R. BECKER

HB 2580, AN ACT concerning unfair trade and consumer protection; relating to the fair credit reporting act; security freeze on consumer report; fees; amending K.S.A. 50-722 and K.S.A. 2017 Supp. 50-723 and 50-725 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger,

Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2583, AN ACT concerning agriculture; relating to the control and eradication of noxious weeds in the state of Kansas; amending K.S.A. 2-1314b, 2-1320, 2-1323, 2-1330 and 2-1332 and K.S.A. 2017 Supp. 2-1314, 2-1315, 2-1316, 2-1317, 2-1318, 2-1319, 2-1322 and 2-1331 and repealing the existing sections; also repealing K.S.A. 2-1316a, 2-1325, 2-1326, 2-1328 and 2-1329 and K.S.A. 2017 Supp. 2-1327 and 2-1334, was considered on final action.

On roll call, the vote was: Yeas 101; Nays 16; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Baker, Ballard, Becker, Bergquist, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Sloan, Smith, E., Stogsdill, S. Swanson, Thimesch, Thompson, Trimmer, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Awerkamp, Barker, Bishop, Burris, Corbet, Garber, Highland, Jacobs, Mason, Osterman, R. Powell, Seiwert, Smith, A., Sutton, Tarwater, Vickrey.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2599, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the special olympics Kansas license plate, the choose life license plate and the city of Wichita license plate; amending K.S.A. 2017 Supp. 8-1,141 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter,

Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote yes on **HB 2599** because “Wichita” license plates will benefit the Wichita Parks Foundation. The foundation is vital to improving Wichita parks, many of which are in my district. That said, license plates are for identification of vehicles, not a billboard for state sponsored political speech. Today it’s “Choose Life.” Tomorrow will it be “Have an Abortion?” Our First Amendment rights are sacred, but our political, religious and moral beliefs belong on a bumper sticker, not a government sanctioned license plate. Notwithstanding this, for today, I vote yes on **HB 2599**. – JOHN CARMICHAEL

HB 2603, AN ACT concerning crimes, punishment and criminal procedure; relating to postrelease supervision; amending K.S.A. 2017 Supp. 22-3722 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed.

HB 2619, AN ACT concerning agriculture; relating to the Kansas department of agriculture; allowing any documentation required under the Kansas pesticide law to be created or maintained in electronic form; amending K.S.A. 2017 Supp. 2-2455 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2648, AN ACT concerning crimes, punishment and criminal procedure; relating to assault; battery; definition of law enforcement officer; amending K.S.A. 2017 Supp. 21-5412 and 21-5413 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill,

Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

Sub SB 323, AN ACT concerning utilities; relating to the retail electric suppliers act; concerning termination of service territory; relating to the state corporation commission; concerning regulation of municipal energy agencies; relating to electric cooperatives, regulation of certain transmission services; amending K.S.A. 12-8,111 and 66-1,176 and K.S.A. 2017 Supp. 66-104d and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Raffie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Gallagher, Henderson, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Claeys in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2639**, **HB 2577** be passed.

Committee report to **HB 2530** be adopted.

On motion of Rep. Jennings, **HB 2530** be amended on page 2, by striking all in lines 7 through 10; in line 41, by striking "or" and inserting "and";

On page 5, in line 10, by striking all after the first comma; by striking all in lines 11

through 13;

On page 1, in the title, in line 2, by striking all after the semicolon; in line 3, by striking all before "emergency"; and the bill be passed as amended.

HB 2639 be passed over and retain a place on the calendar.

Committee report to **HB 2581** be adopted.

On motion of Rep. Finch, **HB 2581** be amended on page 1, in line 16, by striking all after the first comma; in line 17, by striking all before "knowing"; also in line 17, by striking "that"; in line 31, after "safety" by inserting "or the public safety"

Also, on motion of Rep. Sawyer, **HB 2581** be amended on page 1, in line 4, by inserting:

"WHEREAS, The provisions of the amendments to the section in this act shall be known as the Andrew T. Finch act.

Now, therefore:"; and the bill be passed as amended.

Committee report to **HB 2602** recommending substitute bill be adopted.

On motion of Rep. Davis, **Sub HB 2602** be amended on page 1, in line 30, by striking "17" and inserting "19"; in line 31, by striking "Two" and inserting "Three"; in line 32, after the comma by inserting "one member appointed by the majority leader of the senate"; in line 34, by striking "two" and inserting "three"; in line 35, after the comma by inserting "one member appointed by the majority leader of the house of representatives"

Also, on motion of Rep. Hodge to amend **Sub HB 2602**, Rep. Dietrich requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. Dietrich, **Sub HB 2602** be amended on page 2, in line 4, after "dyslexia" by inserting "appointed by the president of the state board of regents"; in line 15, after "practice" by inserting "appointed by the chairperson of the task force"; in line 17, after "dyslexia" by inserting "appointed by the chairperson of the task force" ; and the bill be passed as amended.

On motion of Rep. Ralph, **HB 2419** be amended on page 1, in line 16, by striking "2016" and inserting "2017";

On page 2, by striking all in lines 5 through 43;

On page 3, by striking all in lines 1 through 13; following line 13, by inserting:

"Sec. 2. K.S.A. 2017 Supp. 75-6706 is hereby amended to read as follows: 75-6706. (a) On July 1, 2017, the budget stabilization fund is hereby established in the state treasury.

(b) On or before the 10th day of each month commencing July 1, 2017, the director of accounts and reports shall transfer from the state general fund to the budget stabilization fund interest earnings based on:

(1) The average daily balance of moneys in the budget stabilization fund, for the preceding month; and

(2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(c) On and after July 1, 2017, no moneys in the budget stabilization fund shall be expended pursuant to this subsection unless the expenditure either has been approved

by an appropriation or other act of the legislature or has 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. 75-3711(c), and amendments thereto. All moneys credited to the budget stabilization fund shall be expended or transferred for only the following purposes:

(1) If a decrease in state general fund revenue occurs in the current fiscal year compared to the previous fiscal year.

(2) If a decrease occurs in actual tax revenue receipts to the state general fund compared to the estimated tax revenue receipts on which the budget was based pursuant to the joint estimate of revenue under K.S.A. 75-6701, and amendments thereto.

(3) To provide relief and assistance from the effects of a disaster emergency declared under K.S.A. 48-924, and amendments thereto.

(d) (1) The legislative budget committee shall study and review the policy concerning the balance of, transfers to and expenditures from the budget stabilization fund. The legislative budget committee study and review shall include, but not be limited to, the following:

(A) Risk-based budget stabilization fund practices utilized in other states.

(B) The appropriate number of years to review the state general fund:

(i) Revenue variances from projections; and

(ii) expenditure variances from budgets.

(C) The entity to certify the amount necessary in the budget stabilization fund to maintain the appropriate risk-based balance.

(D) Plan to fund the budget stabilization fund.

(E) Process and circumstances to reach the appropriate risk-based balance, including the amount of risk that is acceptable.

(F) Circumstances under which expenditures may be made from the fund.

(2) The legislative budget committee may make recommendations and introduce legislation as it deems necessary to implement such recommendations.

(e) On or before August 15, 2019, the director of the budget, in consultation with the director of legislative research, shall certify the amount of the unencumbered ending balance in the state general fund for fiscal year 2019. Upon making such certification, the director of the budget shall authorize the director of accounts and reports to transfer 10% of such ending balance from the state general fund to the budget stabilization fund.";

Also on page 3, in line 14, by striking "2016" and inserting "2017";

On page 1, in the title, in line 2, by striking "2016" and inserting "2017"

Also, on motion of Rep. Helgerson, **HB 2419** be amended on page 1, in line 14, after "transfer" by inserting "50% of"; in line 16, after "thereto" by inserting ", and 50% of such certified excess amount to the Kansas public employees retirement fund to be applied to the payment, in full or in part, of the unfunded actuarial pension liability as directed by the Kansas public employees retirement system"; in line 35, by striking the second "and";

On page 2, in line 4, after "fuels" by inserting "; and

(3) "unfunded actuarial pension liability" means the unfunded actuarially accrued liability of the state for the state of Kansas and participating employers under K.S.A. 74-4931, and amendments thereto, portion of such liability of the Kansas public employees retirement system, determined as of the later of December 31, 2016, or the

end of the most recent calendar year for which an actuarial valuation report is available";

On page 1, in the title, in line 2, after the semicolon by inserting "transfers to the Kansas public employees retirement fund;"

Also, on motion of Rep. Elliott to amend **HB 2419**, the motion did not prevail; and the bill be passed as amended.

HB 2460 be passed over and retain a place on the calendar.

Committee report to **HB 2691** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2040** be adopted; and the **Sub HB 2040** be passed.

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

AFTERNOON SESSION

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

HOUSE CONCURRENT RESOLUTION No. **HCR 5026**–

by Representatives Ryckman, Hineman and Ward

HCR 5026– A CONCURRENT RESOLUTION relating to the adjournment of the senate and house of representatives for a period of time during the 2018 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 22, 2018, and shall reconvene on February 28, 2018, pursuant to adjournment of the daily session convened on February 22, 2018; 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, subsistence allowances, mileage and other expenses in amounts prescribed under K.S.A. 75-3212, and amendments thereto.

MESSAGES FROM THE SENATE

Announcing passage of **SB 263, SB 265, SB 303, SB 311, SB 348, SB 351, SB 386, SB 398, SB 410,** and **Substitute for SB 414.**

Announcing passage of **HB 2439.**

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 263, SB 265, SB 303, SB 311, SB 348, SB 351, SB 386, SB 398, SB 410, SB 414.

REPORT OF STANDING COMMITTEE

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

Request No. 31, by Representative Monica Murnan, congratulating tiny k Networks of Kansas in honor of the 30th Anniversary of the passage of Public Law 99-457;

Request No. 32, by Representative Randy Garber, congratulating the Sabetha High School Football Team on winning the 2017 3A State Football Championship;

Request No. 33, by Representative Randy Garber, congratulating Garrett Michael on being named 2017 Kansas High School Football Coach of the Year;

Request No. 34, by Representative Eber Phelps, commending Adam Klausmeyer on achieving the rank of Eagle Scout;

Request No. 35, by Representative Gail Finney, commending the Art That Touches Your Heart Foundation in recognition of their 7th Annual "Art That Touches Your Heart" Showcase;

Request No. 36, by Representative Joy Koesten, commending Matthew Logan Lettow on achieving the rank of Eagle Scout;

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

On motion of Rep. Hineman, 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 2757, AN ACT concerning school districts; relating to teacher contracts; due process; amending K.S.A. 2017 Supp. 72-2252, 72-2253, 72-2254 and 72-2260 and repealing the existing sections, by Committee on Taxation.

HB 2758, AN ACT concerning school districts; relating to publication of bullying policies; amending K.S.A. 2017 Supp. 72-6147 and repealing the existing section, by Committee on Taxation.

On motion of Rep. Hineman, the House resolved into Committee of the Whole, with Rep. Proehl in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **HB 2549** be adopted; and the bill be passed as amended.

Committee report to **HB 2590** be adopted; and the bill be passed as amended.

Committee report to **HB 2604** be adopted; and the bill be passed as amended.

Committee report to **HB 2642** be adopted.

Also, on motion of Rep. Williams, **HB 2642** be amended on page 2, by striking all in lines 22 through 36 ; and the bill be passed as amended.

Committee report to **HB 2674** be adopted.

Also, roll call was demanded on motion of Rep. Murnan to amend **HB 2674**, on page 1, in line 9, before "Sections" by inserting "(a)"; following line 10, by inserting:

"(b) This section shall take effect on and after January 1, 2019."; in line 11, before "For" by inserting "(a)";

Also on page 1, in line 12, by striking "(a)" and inserting "(1)"; in line 13, by striking "(b)" and inserting "(2)"; in line 14, by striking "(c)" and inserting "(3)"; in line 16, by striking "(d)" and inserting "(4)"; in line 18, by striking "(e)" and inserting "(5)"; in line 22, by striking "(f)" and inserting "(6)"; in line 24, by striking "(g)" and inserting "(7)"; in line 28, by striking "(h)" and inserting "(8)";

On page 2, in line 2, by striking "(1)" and inserting "(A)"; in line 4, by striking "(2)" and inserting "(B)"; following line 5, by inserting:

"(b) This section shall take effect on and after January 1, 2019.";

Also on page 2, following line 23, by inserting:

"(c) This section shall take effect on and after January 1, 2019.";

On page 3, following line 32, by inserting:

"(g) This section shall take effect on and after January 1, 2019.";

On page 4, in line 1, before "Nothing" by inserting "(a)"; following line 3, by inserting:

"(b) This section shall take effect on and after January 1, 2019.";

Also on page 4, in line 4, before "If" by inserting "(a)"; following line 12, by inserting:

"(b) This section shall take effect on and after January 1, 2019.

New Sec. 8. (a) On and after July 1, 2018, the department of health and environment and any managed care organization providing state medical services under the Kansas medical assistance program shall provide coverage for interactive telecommunications services made within the scope of employment by early childhood intervention network fee-for-service providers and local education agency fee-for-

service providers.

(b) As used in this section:

(1) "Early childhood intervention network fee-for-service providers" means registered nurses, occupational therapists, occupational therapy assistants, physical therapists, physical therapist assistants, speech-language pathologists, audiologists, school psychologists, social workers and early childhood special education teachers who provide fee-for-services under the early childhood intervention Kansas medical assistance program.

(2) "Local education agency fee-for-service providers" means registered nurses, practical nurses, occupational therapists, occupational therapy assistants, physical therapists, physical therapist assistants, speech-language pathologists, audiologists, school psychologists and social workers who provide fee-for-services under the local education agency Kansas medical assistance program.

(3) "Interactive telecommunications services" means the use of audio or video, or both, communications equipment that provides for interactive communications by linking a provider of services and the person receiving the services where the provider and person receiving the services are in different geographic locations, but this term shall not include email, telephone calls or facsimile communications.

(c) The department of health and environment shall implement and administer this section consistent with applicable federal laws and regulations and shall submit to the United States centers for medicare and medicaid services any state medicaid plan amendment, waiver request or other approval request necessary to implement this section.

(d) The department of health and environment shall adopt rules and regulations as may be necessary to implement and administer this section.;"

Also on page 4, in line 13, before "K.S.A" by inserting "On and after January 1, 2019,;" in line 22, before "K.S.A" by inserting "On and after January 1, 2019,;"

On page 5, in line 4, before "K.S.A" by inserting "On and after January 1, 2019,;" in line 7, by striking all before "its";

And by renumbering sections accordingly;

On page 1, in the title, in line 5, after the second semicolon by inserting "concerning certain interactive telecommunications services;"

On roll call, the vote was: Yeas 49; Nays 66; Present but not voting: 0; Absent or not voting: 10.

Yeas: Baker, Ballard, Bishop, Brim, Burroughs, Carlin, Clayton, Cox, Crum, S., Curtis, Deere, Dierks, Dietrich, Finney, Frownfelter, Gartner, Good, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Judd-Jenkins, Koesten, Landwehr, Lusk, Lusker, Markley, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Rooker, Sawyer, Schreiber, Smith, A., Stogsdill, S. Swanson, Trimmer, Ward, Weigel, Whipple, Wolfe Moore.

Nays: Alford, Arnberger, Awerkamp, Barker, Becker, Bergquist, Blex, Burris, Carmichael, B. Carpenter, Claeys, Clark, Concannon, Corbet, E. Davis, Delperdang, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Karleskint, Kelly, Kessinger, Lewis, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schroeder, Schwab, Seiwert, Sloan, Smith, E., Sutton, Tarwater, Thimesch, Thompson, Vickrey, Waymaster, Weber,

C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Huebert, Kuether, Mason, Ruiz, Trimboli, Victors, Winn.

The motion of Rep. Murnan to amend **HB 2674** did not prevail.

Also, on motion of Rep. Crum to amend **HB 2674** Rep. Kelly requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. Hodge to amend **HB 2674**, Rep. Kelly requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

The motion of Rep. Hodge to amend **HB 2674**, the motion did not prevail; and the bill be passed as amended.

Committee report to **HB 2700** be adopted.

On motion of Rep. Whipple, **HB 2700** be amended on page 1, following line 27, by inserting:

"(4) (A) An agency shall give notice as defined in K.S.A. 2017 Supp. 50-7a01, and amendments thereto, to any individual whose personal information was disclosed in violation of this subsection when it becomes aware of the unauthorized disclosure. Notice shall be made in the most expedient time possible and without unreasonable delay, consistent with the legitimate needs of law enforcement and any measures necessary to determine the scope of unauthorized disclosures.

(B) The agency shall offer to such individuals credit monitoring services at no cost for a period of one year. The agency shall provide all information necessary for such individual to enroll in such services and shall include information on how such individual can place a security freeze on such individual's consumer report.";

Also on page 1, in the title, in line 2, after the second semicolon by inserting "notice of unauthorized disclosure;"

Also, on motion of Rep. Pittman to amend **HB 2700**, Rep. Esau requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed as amended.

Committee report to **HB 2496** be adopted.

Also, on motion of Rep. Frownfelter, **HB 2496** be amended on page 28, in line 15, by striking "July" and inserting "January" ; and the bill be passed as amended.

Committee report to **HB 2573** be adopted; and the bill be passed as amended.

Committee report to **HB 2457** be adopted; and the bill be passed as amended.

Committee report to **HB 2701** be adopted.

Also, on motion of Rep. Gartner, **HB 2701** be amended on page 1, in line 6, by striking "23" and inserting "17"; in line 8, by striking "Four" and inserting "Three"; in line 9, by striking "member" and inserting "of such appointees"; in line 10, by striking "and one"; in line 11, by striking all before the semicolon; in line 12, by striking "one member" and inserting "two members"; in line 15, by striking "member" and inserting "of such appointees"; also in line 16, by striking all before the semicolon; in line 21, by striking "two members" and inserting "one member"; in line 22, by striking all after

"coalition"; in line 23, by striking all before the semicolon; in line 24, by striking "two members" and inserting "one member"; in line 25, by striking all after "association"; in line 26, by striking all before the semicolon; in line 27, by striking "cellular" and inserting "wireless"; in line 32, by striking "chamber of commerce;"; in line 33, by striking all before the semicolon and inserting "electric cooperatives";

Also on page 1, by striking all in lines 34 through 36;

On page 2, in line 1, by striking "two members" and inserting "one member"; in line 5, by striking "commerce" and inserting "transportation"; by striking all in line 7; in line 9, after "designee" by inserting ";

(D) one member appointed by the Kansas hospital association;

(E) one member appointed by the co-chairpersons of the task force representing a rural competitive local exchange carrier that does not receive support from the Kansas universal service fund; and

(F) one member at-large appointed by the governor"; in line 22, by striking "The task force shall meet three to six times.";

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

On page 3, in line 19, by striking "statute book" and inserting "Kansas register" and the bill be passed as amended.

Roll call was demanded on motion of Rep. Finney to amend **HB 2566**, on page 2, in line 7, after the second comma by inserting "and the city or county where the violation occurred has not adopted an ordinance or resolution pursuant to subsection (e).";

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

"(e) A city may adopt an ordinance or a county may adopt a resolution providing a penalty for possession of marijuana, as designated in K.S.A. 65-4105(d), and amendments thereto or tetrahydrocannabinols, as designated in K.S.A. 65-4105(h), and amendments thereto, that is lower than the penalty provided by this section. If a city has adopted an ordinance or a county has adopted a resolution pursuant to this subsection, such ordinance or resolution shall control over the provisions of this section."

On page 1, in the title, in line 2, after the second semicolon by inserting "allowing cities and counties to lower penalties;"

On roll call, the vote was: Yeas 34; Nays 80; Present but not voting: 0; Absent or not voting: 11.

Yeas: Ballard, Bishop, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Hittscher, Horn, Houser, Lusk, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Sawyer, Trimmer, Ward, Weigel, Whipple, Wolfe Moore.

Nays: Alford, Arnberger, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Eplee, Esau, Finch, Francis, Garber, Hawkins, Hibbard, Highland, Hineman, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Ellis, Gallagher, Good, Hoffman, Kuether, Ruiz, Trimboli, Victors, Winn.

The motion of Rep. Finney to amend **HB 2566** did not prevail; and **HB 2566** be passed.

INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Hineman, pursuant to House Rule 2311, **HB 2530**, **HB 2639**, **HB 2581**, **Sub HB 2602**, **HB 2419**, **HB 2577**, **HB 2691**, **Sub HB 2040**, **HB 2549**, **HB 2590**, **HB 2604**, **HB 2642**, **HB 2674**, **HB 2700**, **HB 2496**, **HB 2573**, **HB 2457**, **HB 2701**, **HB 2566** were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2530, AN ACT concerning reports of abuse; relating to abuse, neglect or exploitation of certain adults and children; emergency medical services personnel; amending K.S.A. 2017 Supp. 38-2223, 39-1402 and 39-1431 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claey's, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2639, AN ACT concerning child care facilities; relating to individuals maintaining or residing, working or regularly volunteering at a child care facility; collection of a fee for fingerprinting such individuals; amending K.S.A. 2017 Supp. 65-516 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 111; Nays 6; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex,

Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore.

Nays: Awerkamp, Garber, Jacobs, K. Jones, R. Powell, Whitmer.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed.

HB 2581, AN ACT concerning crimes, punishment and criminal procedure; relating to giving a false alarm; criminal penalties; amending K.S.A. 2017 Supp. 21-6207 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

Sub HB 2602, AN ACT concerning school districts; creating the legislative task force on dyslexia, was considered on final action.

On roll call, the vote was: Yeas 110; Nays 7; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex,

Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Barker, Garber, Highland, Hoffman, Jacobs, K. Jones, Vickrey.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The substitute bill passed as amended.

HB 2419, AN ACT concerning state finances; transfers to and expenditures from the budget stabilization fund; amending K.S.A. 2017 Supp. 75-6706 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed as amended.

HB 2577, AN ACT concerning the Kansas emergency planning and community right-to-know act; relating to emergency response and planning; creating the Kansas right-to-know fee fund; amending K.S.A. 65-5704 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not

voting: 8.

Yeas: Alford, Arnberger, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeyes, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed.

HB 2691, AN ACT concerning water; relating to the division of water resources of the department of agriculture; relating to multi-year flex accounts, application deadlines; amending K.S.A. 2017 Supp. 82a-736 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeyes, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

Sub HB 2040, AN ACT regulating traffic; concerning the overtaking and passing of

school buses; increasing the penalties for subsequent violations thereof; amending K.S.A. 2017 Supp. 8-2118 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The substitute bill passed.

HB 2549, AN ACT concerning mental health services; determinations of competency; commitment for treatment; Larned state hospital and Osawatomie state hospital catchment areas; amending K.S.A. 2017 Supp. 22-3302 and 22-3303 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2590, AN ACT concerning the state long-term care ombudsman; review by secretary for aging and disability services of the state long-term care ombudsman program; access to certain records; amending K.S.A. 2017 Supp. 75-7302, 75-7303, 75-7304, 75-7306, 75-7309 and 75-7310 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2604, AN ACT concerning elections; amending K.S.A. 25-3205 and 25-3206 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe

Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2642, AN ACT concerning campaign finance; dealing with corrupt political advertising; amending K.S.A. 2017 Supp. 25-4156 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 3; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Clayton, Highberger, Orr.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2674, AN ACT concerning health and healthcare; relating to the practice of telemedicine; certain state licensing agencies; establishing coverage parity between in-person and telemedicine-delivered healthcare services and providers; enacting the Kansas telemedicine act; definitions; rules and regulations; amending K.S.A. 2017 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps,

Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote yes on **HB 2674**. Telemedicine saves lives. Kansas law already requires face to face consultation with a physician prior to termination of a pregnancy. With or without the “Abortion” provision, this will remain the law. The presence of the “Abortion” provision invites litigation costing hundreds of thousands, if not millions of dollars, which could be better used to reduce terminations of pregnancy through child care assistance to single mothers. Instead, we will pay lawyers and endanger telemedicine in Kansas. Notwithstanding this fact, I vote yes on **HB 2674**. –

JOHN CARMICHAEL

HB 2700, AN ACT concerning public records; regarding disclosure of personal information; social security numbers; notice of unauthorized disclosure; amending K.S.A. 2017 Supp. 75-3520 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2496, AN ACT concerning nursing; board of nursing; enacting the nurse licensure compact; authorizing criminal history record checks; amending K.S.A. 65-1127 and K.S.A. 2017 Supp. 65-1113, 65-1117, 65-1118, 65-1120 and 74-1106 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 1; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Schwab.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2573, AN ACT concerning health and healthcare; relating to maternal deaths; study and investigation by the secretary of health and environment; access to records; confidentiality; amending K.S.A. 2017 Supp. 65-177 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2457, AN ACT enacting the asbestos trust claims transparency act; providing for disclosures regarding asbestos trust claims in civil asbestos actions, was considered on final action.

On roll call, the vote was: Yeas 77; Nays 40; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Lewis, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Nays: Ballard, Bishop, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Koesten, Landwehr, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Rooker, Sawyer, Sloan, Stogsdill, Trimmer, Ward, Weigel, Whipple, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote NO on **HB 2457**. Asbestos is a known human carcinogen and yet for years, worker's lives have been placed at risk due to exposure from this occupational health hazard, including, but not limited to: firefighters, veterans, machinists, and locomotive engineers. This is an unnecessary law that would impact very few cases in Kansas. It sends the wrong message to those injured workers (and their family) who's lives have been shortened due to asbestos exposure. I cannot support any measure that would limit or make filing claims more difficult for individuals who have been dealt a death sentence from exposure to asbestos. — PAM CURTIS

HB 2701, AN ACT concerning broadband; creating the statewide broadband expansion task force; relating to the expansion of broadband services, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis,

Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed, as amended.

HB 2566, AN ACT concerning crimes, punishment and criminal procedure; relating to controlled substances; possession; amending K.S.A. 2017 Supp. 21-5706 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 108; Nays 9; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore.

Nays: Dove, Ellis, Houser, Jacobs, K. Jones, Mason, Schroeder, Vickrey, Whitmer.

Present but not voting: None.

Absent or not voting: Alcalá, Aurand, Gallagher, Kuether, Ruiz, Trimboli, Victors, Winn.

The bill passed.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **Sub HB 2103**, **HB 2606** from the Calendar under the heading General Orders and referral to Committee on Appropriations.

REPORT ON ENGROSSED BILLS

HB 2458, HB 2477, HB 2478, HB 2524, HB 2579, HB 2583, HB 2599, HB 2619, HB 2648 reported correctly engrossed February 21, 2018.

HB 2419, HB 2530, HB 2581, Sub HB 2602, HB 2691 reported correctly engrossed February 22, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Wednesday, February 28, 2018.

The following bills were stricken from the Calendar in accordance with House Rule 1507 on February 22, 2018: **HB 2090, Sub HB 2196, HB 2464, HB 2504, HB 2546, Sub HB 2560, HB 2576, HB 2578, HB 2588, HB 2634, HB 2702, HB 2722, HB 2727.**

Journal of the House

THIRTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 28, 2018, 11:00 a.m.

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

The roll was called with 117 members present.

Reps. Bishop, Gallagher, Holscher and Jones were excused on verified illness.

Rep. Dove was excused on legislative business.

Reps. Aurand, Henderson and Powell were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Almighty God,
thank you for the brief break
and the opportunity to return to finish the work to be done.
Today I pray for these leaders that
Your light will surround them;
Your love enfold them;
Your power protect them,
and Your presence watch over them.
May Your mind guide them;
Your life flow through them;
Your law direct them,
and Your joy uplift them.
May Your strength renew them
and Your beauty inspire them.
May they always be reminded that
wherever they are, You are.
I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Mastroni.

INTRODUCTION OF GUESTS

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

It is my privilege to recognize the members of the 2017-2018 Leadership Butler Class. Leadership Butler was chartered in 1988 with the purpose of inspiring leadership, teaching civic responsibility, and providing exploration of our County's many assets and opportunities.

Over 850 participants have successfully graduated from the Leadership Program and it is my pleasure to introduce a few of them to you today: Monty Christo, Tyler Miller, Jordan Beal, Jillian Foes, Austin Harryman, Jaicey Perez, Sadie Williams, Sarah Hoefgan, Kayden Nield, Tiya Tonn-Oppold and Kathryn Perez.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill and concurrent resolution were introduced and read by title:

HB 2759, AN ACT concerning the prescription monitoring program; relating to operation and maintenance thereof; requiring veterinarians to submit information thereto; providing for transfers of moneys from the state board of healing arts, the board of nursing, the Kansas dental board, the board of examiners in optometry and the state board of veterinary examiners to the state board of pharmacy; concerning appropriations for the fiscal year ending on June 30, 2019; amending K.S.A. 2017 Supp. 65-1682 and repealing the existing section, by Committee on Appropriations.

HOUSE CONCURRENT RESOLUTION No. **HCR 5027**—

By Representative Aurand

HCR 5027—A CONCURRENT RESOLUTION delegating the power to establish the appropriate minimum funding levels for public elementary and secondary education to certain private entities.

WHEREAS, In 2001, the legislature commissioned a study by the firm of Augenblick and Myers to provide an analysis of the cost to provide a public school system for grades kindergarten through 12; and

WHEREAS, In 2005, the legislature directed the division of legislative post audit to conduct a study and provide further analysis of the cost to provide a public school system for grades kindergarten through 12; and

WHEREAS, In the case of *Montoy v. State*, the Kansas supreme court essentially ruled that, by requesting such a cost analysis, the legislature effectively delegated its constitutional responsibility to establish appropriate minimal funding levels for elementary and secondary education to nonelected private entities performing such analysis; and

WHEREAS, In the case of *Gannon v. State*, the Kansas supreme court has strongly recommended that the legislature once again engage professional public school cost analysts to determine the cost of a constitutionally adequate public school system; and

WHEREAS, The legislature has once again engaged a professional public school cost analyst to make a determination of the cost of a constitutionally adequate public school system, even though section 6 of article 6 of the constitution of the state of Kansas unequivocally states that it is the legislature's duty to set finance policy for the public school system in Kansas: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the legislature hereby delegates the authority to establish appropriate minimal funding levels for the state's public school system to the professional cost study analysts who have contracted with the legislature to make such determination; and

Be it further resolved: That since the citizens of Kansas have not been given the opportunity to amend the constitution of the state of Kansas so as to more clearly state that the constitutional authority to establish finance policy for the public school system in this state lies solely with the legislature, the legislature shall continue to delegate such authority at such times and in such manner as necessary; and

Be it further resolved: That the Secretary of State shall send enrolled copies of this resolution to the members of the Legislative Coordinating Council and each justice of the Kansas Supreme Court.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated on February 22, 2018:

Agriculture: **SB 331**.

Appropriations: **SB 276, SB 314, SB 353**.

Corrections and Juvenile Justice: **SB 328**.

Federal and State Affairs: **SB 260, SB 369, SB 394**.

Health and Human Services: **SB 221**.

Judiciary: **SB 296, SB 310**.

Local Government: **SB 247**.

Transportation: **Sub SB 272, SB 375, SB 391**.

The following bills were referred to committees as indicated on February 28, 2018:

Agriculture: **SB 263, Sub SB 414**.

Children and Seniors: **SB 311**.

Committee of the Whole: **HB 2757, HB 2758**.

Health and Human Services: **SB 386, SB 398**.

Insurance: **SB 348, SB 351, SB 410**.

Judiciary: **SB 265**.

Taxation: **HB 2755, HB 2756, SB 303**.

MESSAGES FROM THE GOVERNOR

HB 2343 approved on February 22, 2018.

MESSAGES FROM THE SENATE

Announcing passage of **SB 185, SB 264, SB 279, SB 281, SB 309, SB 336, SB 374,** and **SB 405**.

Announcing adoption of **HCR 5026**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 185, SB 264, SB 279, SB 281, SB 309, SB 336, SB 374, SB 405.

REPORT ON ENGROSSED BILLS

HB 2457, HB 2496, HB 2549, HB 2573, HB 2590, HB 2604, HB 2642, HB 2674, HB 2700, HB 2701 reported correctly engrossed February 23, 2018.

REPORT ON ENROLLED BILLS

HB 2437 reported correctly enrolled, properly signed and presented to the Governor on February 23, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Thursday, March 1, 2018.

Journal of the House

THIRTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 1, 2018, 11:00 a.m.

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

The roll was called with 121 members present.

Reps. Gallagher and Jones were excused on verified illness.

Rep. Dove was excused on legislative business.

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

Present later: Rep. Dove.

Prayer by guest chaplain, Dr. L.D. Holmes, Pastor, Wanamaker Woods Church of the Nazarene, Topeka, and guest of Rep. Schroeder.

Heavenly Father,

Today we thank You for grace that we do not deserve and
a love we cannot fathom.

We thank You that You are more interested in our pedigree than
our positions or possessions. We belong to You! Your Word reminds
us; "Do not fear, for I have redeemed you; I have called you by
name; you are mine! When you pass through the waters, I will be
with you; and through the rivers, they will not overflow you. When
you walk through the fire, you will not be scorched, nor will the
flames burn you, for I am the Lord Your God."

We intercede for those who are going through difficult times. Be it
health, finances, new realities or old emotional enemies. As their
days are, might their strength be also.

We pray for divine insight, wisdom and clarity of purpose upon all
who make decisions affecting our state and nation.

In the name of the One who gives spiritual light.

Amen

The Pledge of Allegiance was led by Rep. Ralph.

INTRODUCTION OF GUESTS

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

Today we celebrate Kansas Aviation Day and recognize a few of the companies and institutions which have contributed over the years in maintaining Kansas and Wichita as the Air Capital of the World.

Aviation has been part of our state's heritage for over a century. In fact, this year marks the 100th anniversary of Clyde Cessna's first flight of an aircraft he built in Wichita. Imagine if Walter Beech, Clyde Cessna, and Lloyd Stearman, whose early company later merged with Boeing, had decided to set up shop elsewhere other than Kansas. Glad they chose our state!

In 2016, the Aerospace products and parts sector in Kansas created a total payroll of \$2.27 billion for 29,283 state residents among 165 entities. Kansas aerospace products and parts accounted for 23.9% of all state exports last year. With recent announcements to add workforce and to make substantial capital investment by major players, there is much to be optimistic about.

The aviation industry has touched me personally for most of my life. My late father was an executive at Beech Aircraft Corporation, which is in my House district in East Wichita. I currently live less than a mile from the original Beech factories and airfield where I learned to fly back in the 70's. Many of these production facilities were built during World War II and are still functioning. While there have been changes in ownership over the years for Beech and Cessna Aircraft Company, now both under the umbrella of Textron Aviation, the legacy continues for Wichita to be the hub for generating 21st century research and design of aerospace products.

Spirit AeroSystems, created in 2005, is a major contractor to Boeing for the 737 airliner providing the fuselage, nacelles, and control surfaces. In February, Spirit delivered the 10,000th completed fuselage unit which are railed out to Washington state for final assembly.

Bombardier Business Aircraft is a leading producer of business and regional jet aircraft. The first LearJet flew in Wichita in 1963 and was one significant sign of how high performance business jets would evolve under Bombardier's guidance.

Lee Aerospace, in Wichita, is a leading producer of composite products parts and tooling for both general and commercial aviation clients. Lee was named the Governor's 2017 Kansas Exporter of the Year.

The National Institute for Aviation Research is located on the campus of Wichita State University. One of their current projects is assisting Lockheed on the development of the airframe for the new generation F35 Stealth Fighter Jet. As needs for a highly trained and skilled workforce accelerate, training programs created through Wichita Area Technical College and the National Center for Aviation Training will play key roles in developing related curriculum and programs. WATC is joining forces with Wichita State University in creating the WSU Campus of Applied Sciences and Technology, which will become operational this July.

FlightSafety International provides pilot orientation and aircraft maintenance for a good portion of products designed and built in south central Kansas. You can enjoy tracing Wichita's early beginnings in aviation by viewing many artifacts and exhibits housed at the Kansas Aviation Museum in southeast Wichita on the old Wichita Municipal Airport site attached to McConnell Air Force Base.

I would like to introduce representatives from these companies: Peggy Deiter - Bombardier Business Aircraft; Clint Strong and Nissa Poulson - FlightSafety International; Barb Kramer and Magan Bearman - Kansas Aviation Museum; Misty McAninch - Lee Aerospace; Tom Aldag - National Institute for Aviation Research; Josh Wells - Spirit AeroSystems; Stephanie Harder - Textron Aviation; James Hall - Wichita Area Technical College/National Center for Aviation Training.

I hope you will take time out of your schedule to check out the exhibits, chat with the company representatives, and grab lunch. Please join me in recognizing these companies and thanking them for their many contributions to the aviation/aerospace industry in Kansas.

INTRODUCTION OF GUESTS

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

Today we are celebrating National Speech and Debate day a day early. Why? We will be Pro Forma tomorrow and high school students all over the State will be traveling to competitions, so it is now or never.

After more than fifty years of involvement in speech and debate activities, I still believe these activities are among the very best educational endeavors a student can pursue.

Students learn:

- To be on time
- To be part of a team and rely on a partner
- To research and understand a point of view
- To communicate with people of different backgrounds and views
- To speak clearly and in an organized manor
- To defend a position with logic, reasoning, and evidence
- To listen and understand opposing arguments
- To work now for a delayed reward

To name just a few of the skills these activities teach.

Today, we have the Topeka High Speech and Debate team here to help us celebrate. Students are: Nell DeCoursey Brennan, Jesse Reed, Grace Hatesohl, Gemma Flores and Coach Dustin Rimmey.

Please join me in recognizing speech and debate programs around the state and across the nation.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2760, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; criminal possession of a firearm by a convicted felon; amending K.S.A. 2017 Supp. 21-6804 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2761, AN ACT concerning income taxation; relating to Kansas itemized deductions of an individual; amending K.S.A. 2017 Supp. 79-32,120 and repealing the existing section, by Committee on Taxation.

HB 2762, AN ACT concerning taxation; relating to mechanical amusement devices, tax stamps; sales tax exemptions; amending K.S.A. 2017 Supp. 79-3603 and repealing the existing section, by Committee on Taxation.

HB 2763, AN ACT concerning sales taxation; relating to exemptions, Ronald McDonald house charities of Wichita, inc.; amending K.S.A. 2017 Supp. 79-3606 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: **SB 405**.

Appropriations: **HB 2759, HCR 5027**.

Commerce, Labor and Economic Development: **SB 185**.

Elections: **SB 264**.

Energy, Utilities and Telecommunications: **SB 279**.

Judiciary: **SB 281, SB 309, SB 336, SB 374**.

CHANGE OF REFERENCE

Speaker pro tem Schwab announced the withdrawal of **Sub HB 2103, HB 2606** from the Committee on Appropriations and re-referral to the Calendar under the heading General Orders.

Also, the withdrawal of **HB 2707** from the Committee on Appropriations and referral to the Calendar under the heading General Orders.

Also, the withdrawal of **HB 2494, HB 2526, HB 2741** from Committee on Appropriations and re-referral to Committee on Commerce, Labor and Economic Development.

Also, the withdrawal of **HB 2613** from Committee on Appropriations and re-referral to Committee on Education.

Also, the withdrawal of **HB 2445, HB 2561, HB 2636, HB 2697** from Committee on Appropriations and re-referral to Committee on K-12 Education Budget.

Also, the withdrawal of **HB 2629** from Committee on Appropriations and re-referral to Committee on Local Government.

MESSAGES FROM THE GOVERNOR

HB 2437 approved on March 1, 2018

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Carpenter in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that Committee report recommending a substitute bill to **HB 2332** be adopted.

Also, on motion of Rep. Whipple to amend **Sub HB 2332**, Rep. Esau requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

Also, roll call was demanded on motion of Rep. Whipple to amend **Sub HB 2332** on page 2, following line 16, by inserting:

"Sec. 2. K.S.A. 2017 Supp. 75-7203 is hereby amended to read as follows: 75-7203. (a) The information technology executive council is hereby authorized to adopt

such policies and rules and regulations as necessary to implement, administer and enforce the provisions of this act.

(b) The council shall:

(1) Adopt: (A) Information technology resource policies and procedures and project management methodologies for all state agencies; (B) an information technology architecture, including telecommunications systems, networks and equipment, that covers all state agencies; (C) standards for data management for all state agencies; and (D) a strategic information technology management plan for the state;

(2) provide direction and coordination for the application of the state's information technology resources;

(3) designate the ownership of information resource processes and the lead agency for implementation of new technologies and networks shared by multiple agencies in different branches of state government; ~~and~~

(4) identify and establish best practices to address and prevent cyberbullying; and

(5) perform such other functions and duties as necessary to carry out the provisions of this act.";

Also on page 2, in line 17, by striking "is" and inserting "and 75-7203 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon by inserting "powers and duties; cyberbullying;"; also in line 2, after "75-7202" by inserting "and 75-7203"; in line 3, by striking "section" and inserting "sections"

On roll call, the vote was: Yeas 53; Nays 68; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Baker, Ballard, Bishop, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Clayton, Cox, Crum, S., Curtis, Deere, Dierks, Dietrich, Ellis, Finney, Frownfelter, Gartner, Good, Helgerson, Henderson, Hibbard, Hodge, Holscher, Horn, Kessinger, Koesten, Kuether, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, Phelps, Pittman, Rooker, Ruiz, Sawyer, Stogsdill, S. Swanson, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Awerkamp, Barker, Becker, Bergquist, Blex, Burris, Claey's, Clark, Concannon, Corbet, E. Davis, Delperdang, Dove, Elliott, Eplee, Esau, Finch, Francis, Garber, Hawkins, Highberger, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Lewis, Markley, Mason, Mastroni, Osterman, F. Patton, Phillips, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Aurand, Gallagher, K. Jones, Landwehr.

The motion of Rep. Whipple did not prevail and **Sub HB 2332** be passed.

Committee report recommending a substitute bill to **HB 2359** be adopted; and **Sub HB 2359** be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2562** be amended on page 1, in line 30, by striking all after "section"; in line 31, by striking all before "when";

On page 2, in line 1, after "(f)" by inserting "On or before January 15, 2020, and each January 15 thereafter, the legislative chief information technology officer shall submit a report to the legislature on the accessibility of legislative proceedings to the public. Such report shall include the volume of traffic on the legislative website and the number of times audio and video broadcasts were accessed during the preceding year.

(g) "; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2755** 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 2527** be amended on page 1, in line 12, by striking "6" and inserting "7"; 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. 37, by Representative Kristey Williams, honoring Youth Leadership Butler, Class of 2017-18 for their efforts to improve civic responsibility in Butler County;

Request No. 38, by Representative Gail Finney, commending Lavonta Williams for forty-five years of outstanding education and public service;

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. Hineman, 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 2764, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; affiliation of the Kansas department of wildlife, parks and tourism; membership of certain law enforcement officers and employees; employee and employer contributions, by Committee on Appropriations.

REPORT ON ENROLLED RESOLUTIONS

HR 6049 reported correctly enrolled and properly signed on March 1, 2018.

On motion of Rep. Hineman the House adjourned pro forma until 9:00 a.m. on Friday, March 2, 2018.

Journal of the House

THIRTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, March 2, 2018, 9:00 a.m.

The House met session pro forma pursuant to adjournment with Speaker pro tem Schwab in the chair.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2760**.

Financial Institutions and Pensions: **HB 2764**.

Taxation: **HB 2761, HB 2762, HB 2763**.

CHANGE OF REFERENCE

Speaker pro tem Schwab announced the withdrawal of **SB 394** from the Committee on Federal and State Affairs and referral to the Committee on Elections.

MESSAGES FROM THE GOVERNOR

From Jeff Colyer, Governor of the State of Kansas; Executive Order No. 18-09, Task Force to Address Substance Use Disorders.

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

REPORT ON ENROLLED BILLS

HB 2439 reported correctly enrolled, properly signed and presented to the Governor on March 2, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Monday, March 5, 2018.

Journal of the House

THIRTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 5, 2018, 11:00 a.m.

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

The roll was called with 115 members present.

Reps. Bishop, Gallagher, Huebert and Winn were excused on verified illness.

Reps. Aurand, Awerkamp, Deere, Markley, Trimboli and Wolfe Moore were excused on excused absence by the Speaker.

Prayer by guest chaplain, Emmanuel Herron, Fellowship Bible Church - Hi-Crest, Topeka, and guest of Rep. Garber.

Oh Father, Magnificent Master of mankind, Sovereign Savior of the fallen, we magnify your name.

Heavenly father, please forgive us of our transgressions, as we forgive those who trespass against us. Comfort us with your immeasurable compassion and fill us with your love, so that our actions are reflections of you.

We thank you for your grace and mercy, for your unailing faithfulness and constant support. As we come before you today, we ask that you go into the homes of all the families affected with brokenness. We ask that you free our nation of this sickness and reconcile its four corners. Lord, be with us in every fleeting moment. Strengthen us in our weakness, heal us of our pain, and guide our steps in all that we do.

We are nothing without Christ, and we ask that all these things be done in Jesus' name...Amen and Amen.

The Pledge of Allegiance was led by Rep. A. Smith.

INTRODUCTION OF GUESTS

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

I want to welcome to the House of Representatives two groups: the Kansas Chapter of the Council on Islamic-American Relations, or CAIR and Kansas Interfaith Action. Joining me today are Moussa Elbayoumy, Dr. Sofia Khan, Dr. Mohamed Abouodah and Rev. Sarah Oglesby-Dunegan.

They have brought a group to the Capitol for the 3rd annual Muslim Advocacy Day. Many Muslims, Christians, Jews, Unitarians and others have come here today to meet with legislators and to attest to the fact that Muslim Kansans are a valued and valuable part of our state and our communities.

This event is one of the only Muslim Advocacy Days throughout the country that is designed as an interfaith event. We stand together in love and support of our Muslim brothers and sisters, and strongly oppose any efforts to target or vilify them. We sum up our beliefs in two phrases: We are all equal in God's eyes, and we all have the right to equal protection under the law.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and resolution were introduced and read by title:

HB 2765, AN ACT concerning public safety; relating to safety standards for elevators and other conveyances, licensure requirements thereof, duties of the state fire marshal; establishing the elevator safety advisory board; establishing the elevator safety fee fund; enacting the elevator safety act, by Committee on Federal and State Affairs.

HB 2766, AN ACT concerning alcoholic beverages; relating to the club and drinking establishment act; authorizing self-service beer dispensers; amending K.S.A. 2017 Supp. 41-2640 and repealing the existing section, by Committee on Federal and State Affairs.

HOUSE RESOLUTION No. HR 6050 –

By Representatives Mason, Barker, Blex, Brim, Carlin, Carpenter, Clark, Clayton, Crum, Curtis, Dietrich, Elliott, Ellis, Eplee, Esau, Gartner, Highland, Hineman, Holscher, Humphries, Jennings, Johnson, Kessinger, Markley, Mastroni, Ohaebosim, Ousley, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rooker, Ruiz, Schreiber, Schroeder, Seiwert, Sloan, Stogsdill, Sutton, Thimesch, Weber, Weigel, Wheeler and Williams

A RESOLUTION strengthening the sister-state relations between the State of Kansas and the Republic of China (Taiwan); supporting the signing of a Bilateral Trade Agreement between Taiwan and the United States; and reaffirming support for increasing Taiwan's international profile.

WHEREAS, The State of Kansas and Taiwan entered into a sister-state relationship in 1989; and

WHEREAS, Taiwan shares the same values as Kansas regarding freedom, democracy, the rule of law and respect for human rights; and

WHEREAS, Kansas and Taiwan have enjoyed a long and mutually beneficial relationship and anticipate continually growing that relationship, with Taiwan ranking as Kansas' 3rd largest import country and 12th largest export destination in 2016; and

WHEREAS, Negotiations for a fair and reciprocal Bilateral Trade Agreement between Taiwan and the United States are an important step toward further strengthening bilateral trade, thereby increasing Kansas' exports to Taiwan and promoting two-way investments; and

WHEREAS, Kansas and Taiwan signed a memorandum of understanding on the mutual recognition and exchange of drivers' licenses in September 2017, which

provides more convenience for people from both Kansas and Taiwan; and

WHEREAS, Taiwan, as a responsible stakeholder and contributor in the international community, is seeking to meaningfully participate in the World Health Organization (WHO), International Civil Aviation Organization (ICAO), and International Criminal Police Organization (INTERPOL): Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas:

(1) That Kansas praises Taiwan's mature and vital democracy and celebrates the 29th anniversary of sister-state relations with Taiwan; and

(2) that Kansas supports the signing of a Bilateral Trade Agreement between the United States and Taiwan and welcomes even closer bilateral trade and investment ties; and

(3) that Kansas supports Taiwan's appropriate participation in international organizations, which impacts 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 five enrolled copies of this resolution to Representative Mason.

CONSENT CALENDAR

No objection was made to **HB 2755** appearing on the Consent Calendar for the first day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

Sub HB 2332, AN ACT concerning the information technology executive council; relating to membership thereon; amending K.S.A. 2017 Supp. 75-7202 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 0; Present but not voting: 0; Absent or not voting: 10.

Yeas: Alcala, Alford, Arnberger, Baker, Ballard, Barker, Becker, Bergquist, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusk, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams.

Nays: None.

Present but not voting: None.

Absent or not voting: Aurand, Awerkamp, Bishop, Deere, Gallagher, Huebert, Markley, Trimboli, Winn, Wolfe Moore.

The substitute bill passed.

Sub HB 2359, AN ACT concerning information systems and communications; creating the Kansas cybersecurity act; establishing the Kansas information security office; relating to executive branch agencies, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 0; Present but not voting: 0; Absent or not voting: 10.

Yeas: Alcalá, Alford, Arnberger, Baker, Ballard, Barker, Becker, Bergquist, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgeson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams.

Nays: None.

Present but not voting: None.

Absent or not voting: Aurand, Awerkamp, Bishop, Deere, Gallagher, Huebert, Markley, Trimboli, Winn, Wolfe Moore.

The substitute bill passed.

EXPLANATION OF VOTE

I vote yes on **HB 2359**. The legislation is a classic example of far too little, far too late. Four years ago, the Legislative Post Audit Committee warned the legislature of serious cyber security risks. Since then, the Department of Commerce, on at least two occasions the Secretary of State, and now KDADS have released tens of thousands of Kansans' personal information through incompetence. Even today we don't know how many penetrations of our computer data systems have occurred. Knowing we could do better, but with the hope this bill is not just window dressing, I vote yes on **HB 2359**. – JOHN CARMICHAEL

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Frownfelter to replace Rep. Wolfe Moore on Committee on Taxation on March 5 and 6, 2018.

Also, the appointment of Rep. Phelps to replace Rep. Deere on Committee on Agriculture on March 5, 2018.

Also, the appointment of Rep. Ward to replace Rep. Wolfe Moore on Committee on Appropriations on March 6, 2018. Rep. Ward will serve as the Ranking Democrat.

Also, the appointment of Rep. Whipple to replace Rep. Bishop on Committee on Judiciary on March 5, 2018.

Also, the appointment of Rep. Pittman to replace Rep. Curtis on Joint Committee on Information Technology on March 5, 2018.

Also, the appointment of Rep. Ward to replace Rep. Winn on Committee on K-12 Education Budget on March 5, 2018.

REPORT ON ENROLLED RESOLUTIONS

HCR 5026 reported correctly enrolled and properly signed on March 2, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Tuesday, March 6, 2018.

Journal of the House

THIRTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, March 6, 2018, 11:00 a.m.

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

The roll was called with 121 members present.

Reps. Gallagher, Huebert and Neighbor were excused on verified illness.

Rep. Wolfe Moore was excused on excused absence by the Speaker.

Prayer by guest chaplain, Chad Montgomery, Deputy Wing Chaplain, McConnell AFB, Wichita, and guest of Rep. Carpenter.

I invite you to pray with me.

Lord God, the supreme lawgiver, judge, and Savior. I thank You for this blessed nation where we are free to worship You. Many in foreign nations long for what we have. I thank You for each lawmaker in this state and their predecessors who enshrined in their constitution their gratefulness to You for our “civil and religious privileges.” We have been given many privileges: life, minds for reasoning, hearts for loving well, and people to serve. I pray for wisdom to use them all for Your glory as we seek to do justice, love mercy and walk humbly.

I ask that temptations to look out only for one’s own interests would be defeated, that you would empower this body to seek the perfect peace that only You provide. I pray for them Lord, for many have concerns weighing on them, related to a business, a relationship that is hurting, the health problem of a loved one, or personal pain in their soul. We attempt to defeat evil in this world and to make it to the stars with great difficulty. I praise You, You who created the stars and defeated evil on a bloody hill, conquering sin and bringing life abundant to needy souls.

Amen

The Pledge of Allegiance was led by Rep. Resman.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2765**, **HB 2766**.

CONSENT CALENDAR

Objection was made to **HB 2755** appearing on the Consent Calendar; the bill was placed on the Calendar under the heading General Orders.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole with Rep. Hibbard in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **HB 2416** be adopted.

On motion of Rep. Mason, **HB 2416** be amended on page 1, in line 7, by striking "2017" and inserting "2018"; in line 8, by striking "2021" and inserting "2022"; in line 11, by striking "2017" and inserting "2018"; in line 12, by striking "2022" and inserting "2023";

On page 3, in line 9, by striking "2019, "; also in line 9, by striking "and" and inserting a comma; also in line 9, by striking the third comma and inserting "and 2022" and the bill be passed as amended.

Committee report to **HB 2606** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2650** be amended on page 1, following line 13, by inserting:

"Sec. 4. The channel catfish is hereby designated as the official fish of the state of Kansas.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking "and"; also in line 2, after "amber" by inserting "; and the state fish as the channel catfish"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2572** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2572," as follows:

"Substitute for HOUSE BILL NO. 2572

By Committee on Taxation

"AN ACT concerning the department of commerce; relating to the disclosure of economic development incentive program data, tax credit programs and certain property tax exemptions; required database; amending K.S.A. 2017 Supp. 75-5133 and 79-3234 and repealing the existing sections."; and the substitute bill be passed.

(Sub **HB 2572** was thereupon introduced and read by title.)

Committee on **Taxation** recommends **HB 2749** be amended on page 5, in line 3, after "(7)" by inserting "(A)"; following line 20, by inserting:

"(B) The board of county commissioners of Dickinson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.50% 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 10 years from the date such tax is first collected.";

On page 1, in the title, in line 2, after "county" by inserting ", Dickinson county"; 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 2767, AN ACT concerning economic development; relating to reinstating the enterprise zone program; amending K.S.A. 2017 Supp. 79-32,160a, 79-32,160g and 79-3606 and repealing the existing sections, by Committee on Appropriations.

HB 2768, AN ACT concerning taxation; relating to taxation of cigarettes, rate of tax, use of proceeds; establishing the medicaid expansion fund; amending K.S.A. 2017 Supp. 79-3310, 79-3310c, 79-3311, 79-3312 and 79-3387 and repealing the existing sections, by Committee on Appropriations.

HB 2769, AN ACT enacting the gun safety red flag act, by Committee on Taxation.

HB 2770, AN ACT concerning sales taxation; relating to exemptions; Ellis county historical society; amending K.S.A. 2017 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2771, AN ACT concerning education; relating to the instruction and financing thereof; relating to the Kansas school equity and enhancement act; relating to the tax credit for low income students program act; amending K.S.A. 2017 Supp. 72-4352, 72-4354, 72-4357, 72-5131, 72-5132, 72-5133, 72-5143, 72-5144, 72-5145, 72-5148, 72-5149, 72-5150, 72-5151, 72-5153, 72-5155, 72-5171, 72-53,113, 72-53,116, 72-5461, 72-5462 and 79-32,117 and repealing the existing sections; also repealing K.S.A. 2016 Supp. 72-99a02, as amended by section 96 of chapter 95 of the 2017 Session Laws of Kansas and K.S.A. 2017 Supp. 72-1171, 72-5172, 72-5176, 72-6463, 72-6464, 72-6465, 72-6466, 72-6467, 72-6468, 72-6469, 72-6470, 72-6471, 72-6472, 72-6473, 72-6474, 72-6475, 72-6477, 72-6478, 72-6479, 72-6480, 72-6481 and 79-32,117o, by Committee on Appropriations.

CHANGE OF REFERENCE

Speaker pro tem Schwab announced the withdrawal of **HB 2644** from Committee on Appropriations and re-referral to Committee on Higher Education Budget.

Also, the withdrawal of **SB 343** from Committee on Appropriations and referral to Committee on Higher Education Budget.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Crum to replace Rep. Frownfelter on Committee on Taxation on March 6, 2018. Previously, Rep. Frownfelter was to replace Rep. Wolfe Moore on March 6, 2018.

Also, the appointment of Rep. Weigel to replace Rep. Neighbor on Committee on General Government Budget on March 6, 2018.

Also, the appointment of Rep. Trimmer to replace Rep. Neighbor on Committee on Agriculture on March 6, 2018.

Also, the appointment of Rep. Stogsdill to replace Rep. Alcalá on Committee on Taxation on March 6, 2018.

Also, the appointment of Rep. Frownfelter to replace Rep. Horn on Committee on Federal and State Affairs on March 7, 2018.

Also, the appointment of Rep. Lusker to replace Rep. Lusk on Committee on Federal and State Affairs on March 7, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Wednesday, March 7, 2018.

Journal of the House

THIRTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 7, 2018, 11:00 a.m.

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

The roll was called with 122 members present.

Reps. Cox, Gallagher and Huebert were excused on verified illness.

Present later: Rep. Cox.

Prayer by guest chaplain, Reverend Richard Sundermeyer, pastor, Family Life Church of the Nazarene, Topeka.

Almighty God, as the limited time we have in this year's session of the Kansas Legislature winds down, we are reminded afresh and anew of our deep need for Your leading in everything we consider as a legislative body.

May this day be one that finds all of us willing to be led by Your presence and inspiration affording us the ability to unite for the greater benefit of this great state and its citizens.

May this day be one that enables us to move beyond past differences into a united body only doing what is best for everyone, great and small alike.

May this day be one that challenges us to the best, not only in ourselves, but in each other.

May this day be one that seeks justice for the oppressed, provision for the disadvantaged, and hope for those without hope.

May this day be one where righteousness is the overriding agenda of the day regardless of the political cost.

May this day be one that will cause You to look down on this body with Your smile of approval because we did the right thing.

We thank You for giving us this day.

In Jesus name I pray these things, Amen.

The Pledge of Allegiance was led by Rep. Mastroni.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2772, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; prohibiting certain organizations and associations from being an eligible employer; amending K.S.A. 2017 Supp. 74-4902 and repealing the existing section; also repealing K.S.A. 19-2689, 74-4931a and 74-4931b, by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2767, HB 2768.**

K-12 Education Budget: **HB 2771.**

Taxation: **HB 2769, HB 2770.**

CHANGE OF REFERENCE

Speaker pro tem Schwab announced the withdrawal of **HB 2541** from the Committee on Appropriations and re-referral to the Calendar under the heading General Orders.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2416, AN ACT concerning income taxation; relating to credits; certain purchases of goods and services from qualified vendors that provide employment to individuals who are blind or severely disabled; qualifications, procedures and limitations, 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, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Cox, Gallagher, Huebert.

The bill passed, as amended.

HB 2606, AN ACT concerning drivers' licenses; relating to electronic online renewal; vision requirements; amending K.S.A. 2017 Supp. 8-240 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, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis,

Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Thimesch, Winn.

Present but not voting: None.

Absent or not voting: Cox, Gallagher, Huebert.

The bill passed, as amended.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Hawkins in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that on motion of Rep. Whitmer to amend **HB 2757**, Rep. Ward requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

Roll call was demanded on motion of Rep. Whitmer to amend HB 2757 on page 5, following line 1, by inserting:

"New Sec. 5. (a) For purposes of this section:

(1) "Employing authority" means a state agency, board, commission, city, county, municipality, authority, or institution that employs a "public employee."

(2) "Public employee" means parole officers, corrections officers, game wardens, municipal bus drivers, public sewer and water workers, social workers, paramedics, law enforcement, police and fire employees, municipal garbage collectors, compliance officers, state forestry officers, state highway maintenance workers, Kansas department of agriculture inspectors and any public sector employee who is a member of or represented by an employee organization.

(b) (1) Whenever a public employee is given written notice of intention by an employing authority to not renew or to terminate the employment or contract of the public employee, the written notice of the proposed nonrenewal or termination shall include: (A) A statement of the reasons for the proposed nonrenewal or termination; and (B) a statement that the public employee may have the matter heard by a hearing officer upon written request provided to the employing authority within 15 calendar days from the date of such notice of nonrenewal or termination.

(2) Within 10 calendar days after the filing of any written request of a public employee to be heard as provided in subsection (b)(1), the employing authority shall notify the secretary of administration that a list of qualified hearing officers is required. Such notice shall contain the mailing address of the public employee. Within 10 days

after receipt of notification from the employing authority, the secretary of administration shall provide to the employing authority and to the public employee, a list of five randomly selected, qualified hearing officers.

(3) Within five days after receiving the list from the secretary of administration, each party shall eliminate two names from the list, and the remaining individual on the list shall serve as hearing officer. In the process of elimination, each party shall eliminate no more than one name at a time, the parties alternating after each name has been eliminated. The first name to be eliminated shall be chosen by the public employee within five days after the public employee receives the list. The process of elimination shall be completed within five days thereafter.

(4) Either party may request that one new list be provided within five days after receiving the list. If such a request is made, the party making the request shall notify the secretary of administration and the other party, and the secretary of administration shall generate a new list and distribute it to the parties in the same manner as the original list.

(5) In lieu of using the process provided in paragraphs (3) and (4), if the parties agree, they may make a request to the American arbitration association for an arbitrator to serve as the hearing officer. Any party desiring to use this alternative procedure shall so notify the other party in the notice required under paragraph (1). If the parties agree to use this procedure, the parties shall make a joint request to the American arbitration association for a hearing officer within 10 days after the public employee files a request for a hearing. If the parties choose to use this procedure, the parties shall each pay $\frac{1}{2}$ of the cost of the arbitrator and of the arbitrator's expenses.

(6) The secretary of administration shall compile and maintain a list of hearing officers comprised of residents of this state who are attorneys at law. Such list shall include a statement of the qualifications of each hearing officer.

(7) Attorneys interested in serving as hearing officers under the provisions of this section shall submit an application to the secretary of administration. The secretary of administration shall determine if the applicant is eligible to serve as a hearing officer pursuant to the provisions of paragraph (8).

(8) An attorney shall be eligible for appointment to the list if the attorney has: (A) Completed a minimum of 10 hours of continuing legal education credit in the area of due process, administrative law or employment law within the past five years; or (B) previously served as the chairperson of a due process hearing committee prior to the effective date of this section. An attorney shall not be eligible for appointment to the list if the attorney has been employed to represent an employing authority or a public employee in a due process hearing within the past five years.

(c) The hearing provided for under subsection (b) shall commence within 45 calendar days after the hearing officer is selected, unless the hearing officer grants an extension of time. The hearing shall afford procedural due process, including the following:

(1) The right of each party to have counsel of such party's own choice present and to receive the advice of such counsel or other person whom such party may select;

(2) the right of each party or such party's counsel to cross-examine any person who provides information for the consideration of the hearing officer, except those persons whose testimony is presented by affidavit;

(3) the right of each party to present such party's own witnesses in person, or their testimony by affidavit or deposition, except that testimony of a witness by affidavit may

be presented only if such witness lives more than 100 miles from the location of an employing authority, or is absent from the state, or is unable to appear because of age, illness, infirmity or imprisonment. When testimony is presented by affidavit, the same shall be served in person or by first-class mail not less than 10 calendar days prior to presentation to the hearing officer;

(4) the right of the public employee to testify in the public employee's own behalf and give reasons for the public employee's conduct, and the right of the employing authority to present its testimony through such persons as the employing authority may call to testify in its behalf and to give reasons for its actions, rulings or policies;

(5) the right of the parties to have an orderly hearing; and

(6) the right of the public employee to a fair and impartial decision based on substantial evidence.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "school districts" and inserting "public employees"; also in line 1, after "to" by inserting "public employee and"; in line 2, after the semicolon by inserting "school districts;"

On roll call, the vote was: Yeas 38; Nays 82; Present but not voting: 1; Absent or not voting: 4.

Yeas: Arnberger, Baker, Barker, Bergquist, Blex, Burris, B. Carpenter, Corbet, Crum, S., E. Davis, Deere, Esau, Hawkins, Highland, Hodge, Hoffman, Houser, Humphries, Jacobs, K. Jones, Landwehr, Lusk, Mason, Miller, Osterman, Pittman, R. Powell, Probst, Resman, Seiwert, Sutton, Thimesch, Trimboli, Trimmer, Vickrey, Weber, C., Whitmer, K. Williams.

Nays: Alcalá, Alford, Awerkamp, Ballard, Becker, Bishop, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Curtis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Helgerson, Henderson, Hibbard, Highberger, Hineman, Holscher, Horn, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusker, Markley, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Proehl, Rafie, Rahjes, Ralph, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Thompson, Victors, Ward, Waymaster, Weigel, Wheeler, Whipple, Winn, Wolfe Moore.

Present but not voting: Aurand.

Absent or not voting: Cox, Gallagher, Huebert, Jennings.

The motion of Rep. Whitmer to amend **HB 2757** did not prevail.

On motion of Rep. Aurand to amend **HB 2757**, the motion did not prevail; and the bill be passed.

On motion of Rep. Tarwater to amend **HB 2758**, the motion did not prevail; and the bill be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Financial Institutions and Pensions** recommends **SB 275** be amended on page 1, following line 5, by inserting:

"Section 1. K.S.A. 17-2219 is hereby amended to read as follows: 17-2219. (a) Any member may be expelled from the credit union:

(1) By a $\frac{2}{3}$ vote of the members present at any regularly called meeting of the

membership; or

(2) in accordance with the provisions of subsection (b), by the ~~board of directors president, general manager or any other credit union employee designated by the board of directors~~ for a member's abuse of member account privileges, a member's act or failure to act which causes financial loss to the credit union, ~~or a member's failure to purchase shares and utilize loan or other services of the credit union, or a member's failure to comply with the credit union's adopted policy regarding expulsion.~~ The ~~board of directors president or general manager~~ shall report the expulsion of a member at the next regularly scheduled ~~members' board~~ meeting.

(b) The board of directors of a credit union may adopt a policy with respect to expulsion from membership for any reason set forth in ~~paragraph (2) of subsection (a) (2).~~ If such a policy is adopted, written notice of the policy as adopted and effective date of such policy shall be mailed to each member of the credit union at the member's current address appearing on the records of the credit union not less than 30 days prior to the effective date of such policy. In addition, each new member shall be provided written notice of any such policy prior to or upon applying for membership. ~~The board of directors of a credit union shall provide the member with a notice of expulsion from the membership not less than 30 days prior to the effective date of the expulsion. Within the thirty day period, the member, by written request, may require the board of directors to bring the member's expulsion before the credit union membership at the next regularly scheduled members' meeting. If the member makes such written request, the board of directors' expulsion of such member shall be delayed until the credit union membership votes on such member's expulsion as provided under subsection (a). An expelled member shall be informed of the reason for expulsion and may appeal the expulsion to the board of directors by making a written request to the board of directors within 30 days of the expulsion.~~

(c) A member may withdraw from a credit union, as hereinafter provided, by filing a written notice of such intention. All amounts paid on shares of an expelled or withdrawing member, with any dividends credited to the member's shares to the date of expulsion, or withdrawal, shall be paid to the member, but only as funds become available and after deducting any amounts due to the credit union by the member. All shares of an expelled or withdrawing member, with any interest accrued, shall be paid to the member, subject to 60 days' notice, and after deducting any amounts due to the credit union by the member. The member, when withdrawing shares, shall have no further right in the credit union or to any of its benefits, but such expulsion or withdrawal shall not operate to relieve such member from any remaining liability to the credit union.";

On page 2, in line 13, after "K.S.A." by inserting "17-2219 and"; also in line 13, by striking "is" and inserting "are"; in line 15, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "the" and inserting "credit unions; relating to expulsion of members;"; also in line 1, by striking "relating to"; in line 2, after "K.S.A." by inserting "17-2219 and"; in line 3, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Financial Institutions and Pensions** recommends **SB 335**, as amended by Senate Committee, be amended on page 2, in line 10, by striking "state"; in line 15, by striking "state"; in line 19, by striking "state"; in line 22, by striking "state"; in line 27, by striking "state"; in line 29, by striking "state"; in line 32, by striking "state";

On page 10, in line 9, by striking "state"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Averkamp to replace Rep. Thompson on Committee on Agriculture on March 7, 2018.

REPORT ON ENGROSSED BILLS

HB 2416, HB 2606 reported correctly engrossed March 6, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Thursday, March 8, 2018.

Journal of the House

FORTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 8, 2018, 11:00 a.m.

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

The roll was called with 121 members present.

Rep. Gallagher was excused on verified illness.

Reps. Blex, Davis and Seiwert were excused on excused absence by the Speaker.

Prayer by guest chaplain, Reverend Richard Sundermeyer, pastor, Family Life Church of the Nazarene, Topeka.

Before we begin, today the chaplain of the Kansas House, Rev. Eunice Brubaker, begins chemo treatment. Let us observe a moment of silence to lift her up in our thoughts and prayers.

Almighty God, as we progress forward with the work that is before this legislative body, we continue to seek Your wisdom and direction to make right and just decisions.

The moment we spent in prayer for our chaplain reminds us of the deep need that so many in our great state also have for healing. We never want to forget, omit or neglect them in the circumstances which they face.

Where there is physical need, we ask for hearts of compassion to know how to offer hope and comfort.

Where there is emotional need, we ask for the ability to provide care and concern for their deep-seated needs.

Where there is monetary need, we ask for Your divine provision in order to assist them as they seek to work their way through their circumstances.

Where there is spiritual need, we ask You to move in them and over them so that they will experience the depths of Your shalom...deep-seated contentedness.

Most of all, we ask for Your heart of compassion and love to under-gird everything we are tasked to consider and act on.

We thank You for giving us this day.

In Jesus name I pray these things, Amen.

The Pledge of Allegiance was led by Rep. Wheeler.

INTRODUCTION OF GUESTS

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

In 1888, Winfield Public Schools became the first public school district in the United States to include Orchestra as a part of the regular curriculum. Last Saturday, the Winfield Orchestra program celebrated its 130th year. 170 students are currently enrolled in the Winfield program. Winfield is a 4-A school district.

- The sixth grade orchestra has 40 students enrolled
- The seventh grade orchestra has 26 students enrolled
- The eighth grade orchestra has 27 students enrolled
- The freshman orchestra has 21 students enrolled
- The High School Orchestra has 56 students enrolled

A number of these students are members of the Southwestern College Youth Symphony and or the South Kansas Regional Symphony. A number of them were also named to the South Central KMEA District Honor Orchestra and the KMEA State Honor Orchestra.

Members of the WHS Orchestra at the well today include: Julie Thongsavanh, Mikelo Hall, Madison Thayer, Hannah Siediel, James Yeager, Madeline Stenton, Garrett Martin, Shelley Morin, Chandler Olmstead and Roberta (Robbie) Banks. The remaining members of the orchestra are in the balcony.

Rep. Trimmer presented members of the orchestra with a framed House certificate in recognition of the 130-year tradition of excellence displayed by the Winfield Public Schools Orchestra program.

INTRODUCTION OF GUESTS

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

Good morning, colleagues. Please join me today in recognizing the Kansas Volunteer Commission.

The Kansas Volunteer Commission, one of 52 state service commissions nationwide, engages staff and Governor-appointed Commissioners to achieve its mission of empowering all Kansans to meet community needs through service.

The Kansas Volunteer Commission manages the \$1.4 million AmeriCorps Kansas portfolio, supports mentoring organizations through Kansas Mentors and provides funding, training and resources to volunteer organizations throughout the state.

The Kansas Volunteer Commission determines social needs in our state, sets policy and program priorities, competitively awards grants to local nonprofits and agencies, provides training and technical assistance, monitors grantees to ensure compliance with federal and state laws and helps Kansas tap the power of citizens to solve problems and strengthen our communities.

Joining us today from the Kansas Volunteer Commission are Jessica Noble, Stephanie Kupper, Amy Pinger, Dee McKee, and Hannah Odette. Please join me in welcoming them to the Kansas House of Representatives.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2773, AN ACT concerning school districts; creating the Kansas safe and secure schools act; creating the school safety and security grant fund; making and concerning appropriations for the fiscal year ending June 30, 2019, for the department of education, by Committee on Appropriations.

HB 2774, AN ACT concerning the state health care benefits program; designating employees of certain charitable organizations as eligible for coverage thereto; amending K.S.A. 2017 Supp. 75-6506 and 75-6508 and repealing the existing sections, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Appropriations: **HB 2772**.

MESSAGES FROM THE GOVERNOR

From Jeff Colyer, M.D., Governor of the State of Kansas; Executive Order No. 18-10, concerning the Governor's Education Council.

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

COMMUNICATIONS FROM STATE OFFICERS

From The Kansas Board of Regents, Postsecondary Technical Education Authority (TEA); pursuant to K.S.A. 74-32,402(a)(9), FY 2017 Summary Report.

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

MESSAGES FROM THE SENATE

Announcing passage of **HB 2502; HB 2470**, as amended.

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. Mason, **HR 6050**, A RESOLUTION strengthening the sister-state relations between the State of Kansas and Taiwan, was adopted.

INTRODUCTION OF GUESTS

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

Colleagues: This morning, we will vote on the adoption of **HR 6050**, "Strengthening the sister-state relations between the State of Kansas and Taiwan."

In 2017, Taiwan was Kansas' 12th largest export market in the world and 5th largest export market in Asia, representing a total value of 197 million dollars. The goods Kansas exports to Taiwan include processed food products, agricultural products, computer & electronic products, leather and allied products, and many more.

According to 2015 data, Taiwan contributes a total 26,762 jobs in Kansas. Taiwan-affiliated companies located in Kansas include GARMIN, Hyper Tech Computers, and Sun Marble Company.

An important development, as mentioned in the resolution, is that Kansas and Taiwan signed a memorandum of understanding, in September 2017, on the mutual recognition and exchange of driver licenses. People from Kansas are now granted reciprocity for their driver's license in Taiwan, if they work or study there, and vice versa.

With us, this morning, are Director General Jerry Chang and Forester Lee from the Taipei Economic and Cultural Office in Denver. Mr. Chang has an impressive resume in government service to his nation. His career spans nearly 26 years, and includes assignments in Singapore, Hungary, and New York, to name a few.

Please join me, this morning, in a warm welcome for our honored guests.

INTRODUCTION OF GUESTS

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

Since 1947, Youth of the Year has been the Boys & Girls Clubs of America's premier recognition program, celebrating the extraordinary achievements of Club members. Each year, one exceptional young person from a Boys & Girls Club rises to the role of National Youth of the Year. The National Youth of the Year serves as both an exemplary ambassador for Boys & Girls Club youth and as a strong voice for all of our nation's young people.

The journey to being named National Youth of the Year begins locally and progresses to state, regional, and national levels, with an additional military phase for members of affiliated Youth Centers on U.S. military installations.

With me this morning are the following 2018 Youth of the Year candidates:

Christopher Burrell – Boys & Girls Clubs of South Central Kansas
 Tavian Gray – Boys & Girls Clubs of Hutchinson
 Ruth Gathunguri – Boys & Girls Club of Lawrence
 Juleonna Stevenson – Boys & Girls Club of Coffeyville
 Ivy Auletti – Boys & Girls Club of Manhattan
 Isabel Calle – Fort Riley CYS Boys & Girls Club
 Carlos Vega – Fort Leavenworth CYS Boys & Girls Club

Last night, Ruth Gathunguri was named the state youth of the year who will move on to regional and national competitions, and Isabel Calle was named Kansas military youth of the year. Please join me in congratulating all of these outstanding students!

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2757, AN ACT concerning school districts; relating to teacher contracts; due process; amending K.S.A. 2017 Supp. 72-2252, 72-2253, 72-2254 and 72-2260 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 73; Nays 48; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Amberger, Baker, Ballard, Becker, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Concannon, Cox, Crum, S., Curtis, Deere, Dierks, Dietrich, Elliott, Ellis, Finney, Frownfelter, Gartner, Good, Helgerson, Henderson,

Hibbard, Highberger, Hodge, Holscher, Horn, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Phillips, Pittman, Probst, Proehl, Rooker, Ruiz, Sawyer, Schreiber, Sloan, Stogsdill, S. Swanson, Tarwater, Thompson, Trimmer, Victors, Ward, Weigel, Wheeler, Whipple, Winn, Wolfe Moore.

Nays: Aurand, Awerkamp, Barker, Bergquist, Burris, B. Carpenter, Claeys, Clark, Corbet, Delperdang, Dove, Eplee, Esau, Finch, Francis, Garber, Hawkins, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, K. Jones, Landwehr, Mason, Orr, Osterman, F. Patton, R. Powell, Rafie, Rahjes, Ralph, Resman, Ryckman, Schroeder, Schwab, Smith, A., Smith, E., Sutton, Thimesch, Trimboli, Vickrey, Waymaster, Weber, C., Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Blex, E. Davis, Gallagher, Seiwert.

The bill passed.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote no on **HB 2757**. Teachers, like those in my own family, are professionals and culture-makers in our communities. They should be called to highest possible standards. Good teachers do not need state-mandated extra protections, and it does a disservice to the profession to offer state-mandated special protection to those who should not have them. — SUSAN HUMPHRIES

MR. SPEAKER: We vote NO on **HB 2757**. Local control should be more than a campaign slogan we all use on our campaign postcards. If we truly believe in it, we should stand by it — not make exceptions when special interest unions declare they want a state mandate. **HB 2757** undermines local control by involving the state in an area that belongs with local school boards that are duly elected by local citizens for the very purpose of deciding these policy questions. We believe in and stand with our quality teachers and against this infringement on local school districts. — JOHN WHITMER, ERIC SMITH, TREVOR JACOBS, MICHAEL HOUSER, BLAKE CARPENTER, LEO DELPERDANG, WILLIE DOVE, KRISTEY WILLIAMS, RANDY POWELL, BRENDA LANDWEHR, EMIL BERGQUIST, JACK THIMESCH, JOHN BARKER, RON HIGHLAND, DANIEL HAWKINS, JOHN RESMAN, KEN RAJHES, KEN CORBET, KYLE HOFFMAN, CHUCK WEBER, KEITH ESAU, LESLIE OSTERMAN, FRANCIS AWERKAMP

MR. SPEAKER: I vote YES on **HB 2757**. Although I do support local control, I also see that our teachers do not feel valued in our great state, which is unfortunate. I do wish that paras and family support workers were a part of this bill, but I do understand that they are hourly employees and do not sign a contract. If this bill is successfully signed into law, then I look forward to no longer hearing that the State of Kansas has a teacher shortage as due process seems to be argued as a recruiting tool. — TORY MARIE ARNBERGER

MR. SPEAKER: I vote NO on **HB 2757**. I support teachers having legal due process, but I do not support this legislation. Teachers should expect that they will not be terminated without good reason. Meaningful due process should derive from local Boards. I cannot support legislation that allows a single person from outside of a community to usurp Board authority. Communities elect school board members and charge them with this specific responsibility and authority. This legislation is an

unwarranted interference in the local board's authority. We can do better. Hopefully, school districts will embrace due process in Negotiated Agreements to address their stated challenges of recruitment and retention. – BRADLEY RALPH, STEVE HUEBERT, KEVIN JONES, FRED PATTON

HB 2758, AN ACT concerning school districts; relating to publication of bullying policies; amending K.S.A. 2017 Supp. 72-6147 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Houser.

Present but not voting: None.

Absent or not voting: Blex, E. Davis, Gallagher, Seiwert.

The bill passed.

EXPLANATION OF VOTE

MR. SPEAKER: Even though I support the anti-bullying provisions of **HB 2758**, I must vote against forcing our local school boards to implement an unfunded state mandate. I just voted against a bill because it took local control from our school districts. I believe to take a stand means to take a stand. You cannot have it both ways just when it fits your agenda. – MICHAEL HOUSER

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Esau in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **Sub HB 2572** be adopted.

On motion of Rep. Baker to re-refer **Sub HB 2572** to Committee on Taxation, the motion did not prevail.

On motion of Rep. Elliott to amend **Sub HB 2572**, the motion did not prevail.

On motion of Rep. Whipple to amend **Sub HB 2572**, Rep. Weber requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the substitute bill be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **SB 194, SB 405**, as amended by Senate Committee, be passed.

Committee on **Agriculture** recommends **Substitute for SB 414** 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 **Corrections and Juvenile Justice** recommends **HB 2625** be amended on page 1, in line 19, after "(5)" by inserting "and the Kansas administrative procedure act"; in line 23, by striking "may" and inserting ", other than investigative files, shall";

On page 2, in line 6, by striking "recording" and inserting "record"; in line 17, after the semicolon by inserting "and"; in line 19, by striking the semicolon; by striking all in lines 20 through 30; in line 31, by striking all before the period; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2587, HB 2719** be passed.

Committee on **Federal and State Affairs** recommends **HB 2598** 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 **Health and Human Services** recommends **SB 386, SB 398** be passed.

Committee on **Insurance** recommends **SB 351**, as amended by Senate Committee of the Whole, be passed.

Committee on **Insurance** recommends **SB 267** 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 2421** be amended on page 1, in line 6, by striking "2016" and inserting "2017";

On page 37, in line 19, after the period by inserting "The provisions of this subsection shall expire and have no effect on and after July 1, 2023."; in line 20, by striking "2016" and inserting "2017";

On page 1, in the title, in line 3, by striking "2016" and inserting "2017"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2489** be amended on page 1, following line 5, by inserting:

"New Section 1. No taxpayer may file an amended return for any taxable year commencing after December 31, 2007, and ending before January 1, 2017, that: (1) Claims an election under Article III of the multistate tax compact; (2) treats sales in a manner that is inconsistent with K.S.A. 79-3271(h) and 79-3285, as amended by chapter 182 of the 2008 Session Laws of Kansas; or (3) treats business income in a manner that is inconsistent with K.S.A. 79-3271(a), as amended by chapter 182 of the 2008 Session Laws of Kansas.";

On page 4, in line 17, after the period by inserting "For taxable years commencing after December 31, 2007, in the case of sales of business assets, other than sales of tangible personal property sold in the ordinary course of the taxpayer's trade or

business, only the net gain from such sales shall be included in the sales factor."; in line 43, after the period by inserting "Allocable nonbusiness income shall be limited to the total nonbusiness income received that is in excess of any related expenses that have been allowed as a deduction during the income year.";

On page 16, in line 13, by striking "2007" and inserting "2016";

And by renumbering sections accordingly; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2753** be amended on page 2, in line 10, after "the" by inserting "Kansas insurance department's"; also in line 10, by striking all after "website"; in line 11, by striking all before the period;

On page 3, in line 13, after "the" by inserting "Kansas department of commerce's"; also in line 13, by striking all after "website"; in line 14, by striking all before the period;

On page 4, in line 20, after "the" by inserting "Kansas department of revenue's"; also in line 20, by striking all after "website"; in line 21, by striking all before the period; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2756** be amended on page 6, in line 12, after "(a)" by inserting "On and after January 1, 2019,";

On page 7, in line 26, by striking "remote sellers" and inserting "main street";

On page 25, in line 36, after "(x)" by inserting "on and after January 1, 2109,"; and the bill be passed as amended.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2751** from the Committee on Federal and State Affairs and referral to the Committee on Children and Seniors.

On motion of Rep. Hineman, the House adjourned until 9:00 a.m., Friday, March 9, 2018.

Journal of the House

FORTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, March 9, 2018, 9:00 a.m.

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

The roll was called with 121 members present.

Rep. Gallagher was excused on verified illness.

Reps. Carpenter and Delperdang were excused on legislative business.

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

Prayer by guest chaplain, Jim Fruth, Executive Pastor, Lenexa Baptist Church, Lenexa, and guest of Rep. Esau.

Heavenly Father, I ask this morning, that you would go before these men and women who have committed to serving the citizens of the State of Kansas. Lord, I would ask that you give them wisdom and patience as they seek what is best for all of the people they serve. Father, I ask that you bless them with your presence as they seek to legislate on behalf of others. Lord, help them learn from each other. I pray that all of us would be learning from you, that we would be seeking to understand what is best, and what is pleasing in your sight. We know Lord that it may not be what we are comfortable with, what we are familiar with, or even what we agree with. Please allow these servants to hear from you today Father.

And Lord, I ask that you give these men and women safety as they travel back and forth to Topeka and to these chambers. I ask that you preserve and protect their homes and be near to their families. Please give them courage and encouragement as they sacrifice on the behalf of others. Father, thank you for your good hand of favor that has been on this state many times throughout our history. I pray Father God, that our best days as Kansans are ahead of us, and that this state can be a shining example to our country.

I ask these things this morning, in Jesus' name, Amen.

The Pledge of Allegiance was led by Rep. Alford.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2773**.

Health and Human Services: **HB 2774**.

MESSAGES FROM THE GOVERNOR

HB 2439 approved on March 9, 2018.

MESSAGES FROM THE SENATE

Announcing passage of **HB 2435**.

CONSENT CALENDAR

No objection was made to **HB 2598**, **SB 267**, **Sub SB 414**, appearing on the Consent Calendar for the first day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

Sub HB 2572, AN ACT concerning the department of commerce; relating to the disclosure of economic development incentive program data, tax credit programs and certain property tax exemptions; required database; amending K.S.A. 2017 Supp. 75-5133 and 79-3234 and repealing the existing sections, 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, Alford, Arnberger, Aurand, Awerkamp, Ballard, Barker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, Deere, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Hawkins, Helgeson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Baker, Becker, Good, Mason, Orr, Smith, E., Wheeler.

Present but not voting: None.

Absent or not voting: B. Carpenter, E. Davis, Delperdang, Gallagher.

The substitute bill passed.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Hawkins, the House concurred in Senate amendments to **HB 2106**, AN ACT concerning treatment facilities; relating to license renewal; amending K.S.A. 2017 Supp. 65-4014 and repealing the existing section.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, Deere, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good,

Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: B. Carpenter, E. Davis, Delperdang, Gallagher.

On motion of Rep. Waymaster, the House concurred in Senate amendments to **HB 2362**, AN ACT concerning the department of revenue; relating to the division of alcoholic beverage control; fees; establishing the alcoholic beverage control modernization fee and the alcoholic beverage control modernization fund; amending K.S.A. 2017 Supp. 41-317 and 41-2606 and repealing the existing sections.

On roll call, the vote was: Yeas 111; Nays 10; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Arnberger, Aurand, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, Deere, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Awerkamp, Burris, Garber, Jacobs, K. Jones, Landwehr, Osterman, R. Powell, Vickrey, Whitmer.

Present but not voting: None.

Absent or not voting: B. Carpenter, E. Davis, Delperdang, Gallagher.

On motion of Rep. Barker, the House non-concurred in Senate amendments to **HB 2470** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Barker, Highland and Ruiz as conferees on the part of the House.

On motion of Rep. Mason, the House non-concurred in Senate amendments to **HB 2482** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Mason, Corbet and Whipple as conferees on the part of the House.

On motion of Rep. Hineman, 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:

Roll call was demanded on motion of Rep. Karleskint to amend **SB 405**, on page 1, following line 6, by inserting:

"New Section 1. (a) (1) Prior to the establishment of poultry processing facilities that process more than 250,000 poultry per year in any county in the state on or after July 1, 2018, the board of county commissioners, by resolution, may permit or deny such facilities to be established within the county. Such resolution shall be published once each week for two consecutive weeks in the official county newspaper. The resolution shall take effect 60 days after final publication, unless a valid petition in opposition to the same is filed.

(2) If, within 60 days of the final publication of the resolution, a valid protest petition to submit the resolution to the qualified electors of the county is signed by qualified electors of the county, equal in number to not less than 5% of the electors of the county who voted for the office of secretary of state at the last preceding general election at which such office was elected and is filed with the county election officer, the county election officer shall submit the question, as established in subsection (c), of whether such poultry processing facilities shall be allowed to be established in such county at the next state, county or special election.

(b) (1) The board of county commissioners, upon a petition filed in accordance with subsection (b)(2), shall submit to the qualified electors of the county a proposition to permit such poultry processing facilities to be established within the county.

(2) A petition to submit a proposition to the qualified voters of a county pursuant to this section shall be filed with the county election officer. The petition shall be signed by qualified electors of the county equal in number to not less than 5% of the electors of the county who voted for the office of secretary of state at the last preceding general election at which such office was elected. The following shall appear on the petition:

"We request an election to determine whether poultry processing facilities that are used for the processing of more than 250,000 poultry per year shall be allowed to be established in _____ county."

(3) Upon the submission of a valid petition calling for an election pursuant to this subsection, the county election officer shall submit the question, as established in subsection (c), of whether such poultry processing facilities shall be allowed to be established in such county at the next countywide election that occurs more than 60 days after the petition is filed with the county election officer.

(c) In any election established pursuant to this section, the following shall appear on the ballot:

"Shall poultry processing facilities that are used for the processing of more than 250,000 poultry per year be allowed to be established in _____ county?"

(d) If a majority of the votes cast and counted are in opposition to allowing such

poultry processing facilities to be established in such county, the county election officer shall transmit a copy of the result to the secretary of state, who shall publish in the Kansas register the result of such election and that such poultry processing facilities are not allowed to be established in such county.

(e) If a majority of the votes cast and counted is in favor of the proposition, the county election officer shall transmit a copy of the result to the secretary of state, who shall publish in the Kansas register the result of such election and that such poultry processing facilities are allowed to be established in such county.

(f) The election provided for by this section shall be conducted, and the votes counted and canvassed, in the manner provided by law for question-submitted elections of the county.

(g) As used in this section: (1) "Poultry processing facility" means any facility or section thereof that packs, cans, salts, renders, bones, cuts up or otherwise manufactures poultry into poultry products. "Poultry processing facility" does not include any facility that processes 250,000 poultry or less per year.

(2) "Poultry" means chickens, turkeys, ducks, geese or other fowl.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "the department of health and environment; relating to" and inserting "agriculture; relating to"; in line 2, after "facilities" by inserting "and the establishment thereof"

On roll call, the vote was: Yeas 40; Nays 78; Present but not voting: 0; Absent or not voting: 7.

Yeas: Ballard, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Dove, Ellis, Finney, Frownfelter, Good, Helgeson, Henderson, Highberger, Hodge, Holscher, Horn, Houser, Karleskint, Kuether, Lusk, Murnan, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, Sawyer, Sloan, Stogsdill, Victors, Ward, Whipple, Winn, Wolfe Moore.

Nays: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Burris, Claeys, Clark, Concannon, Corbet, Cox, Dierks, Dietrich, Elliott, Esau, Finch, Francis, Garber, Gartner, Hawkins, Hibbard, Highland, Hineman, Hoffman, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Miller, Neighbor, Orr, Osterman, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Waymaster, Weber, C., Weigel, Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: B. Carpenter, E. Davis, Delperdang, Eplee, Gallagher, Huebert, Rooker.

The motion of Rep. Karleskint did not prevail.

Also, roll call was demanded on motion of Rep. Horn to amend **SB 405**, on page 2, in line 28, by striking "0.003" and inserting "0.008"

On roll call, the vote was: Yeas 44; Nays 75; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Ballard, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Dierks, Finney, Frownfelter, Good, Helgeson, Henderson, Highberger, Hodge, Holscher, Horn, Karleskint, Koesten, Kuether, Lusk, Murnan,

Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Rooker, Ruiz, Sawyer, Sloan, Stogsdill, S. Swanson, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Aramberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Burris, Claeys, Clark, Concannon, Corbet, Cox, Dietrich, Dove, Elliott, Ellis, Esau, Finch, Francis, Garber, Gartner, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Miller, Orr, Osterman, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: B. Carpenter, E. Davis, Delperdang, Eplee, Gallagher, Huebert.

The motion of Rep. Horn did not prevail; and **SB 405** be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2545** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2545," as follows:

"Substitute for HOUSE BILL NO. 2545

By Committee on Federal and State Affairs

"AN ACT concerning gaming; relating to the Kansas expanded lottery act; relating to the state debtor setoff program; relating to horse and greyhound racing; creating the Kansas horse council fund; amending K.S.A. 74-8836 and K.S.A. 2017 Supp. 74-8702, 74-8741, 74-8743, 74-8744, 74-8746, 74-8747, 74-8766, 74-8814 and 75-6204 and repealing the existing sections."; and the substitute bill be passed.

(**Sub HB 2545** was thereupon introduced and read by title.)

Committee on **Taxation** recommends **HB 2537** be passed.

Committee on **Transportation** recommends **SB 294** be passed.

Committee on **Transportation** recommends **SB 324**, as amended by Senate Committee, be amended on page 2, in line 18, by striking all after "(4)"; by striking all in lines 19 through 41; in line 42, by striking all before the period and inserting "A manufacturer shall not use sales or service performance criteria for the purpose of canceling, terminating or non-renewing a franchise agreement or otherwise rely upon such criteria for purposes related to K.S.A. 8-2414 or 8-2416, and amendments thereto, that fail to meet the requirements of this subsection. A standard measuring sales or service performance of any new vehicle dealer of the manufacturer shall not use criteria that:

(A) Are unfair, unreasonable, arbitrary or inequitable; or

(B) do not consider the relevant and material local and state or regional criteria, including prevailing economic conditions affecting the sales or service performance of a vehicle dealer or any relevant and material data and facts presented by the dealer in writing. Relevant and material criteria, data or facts include, but are not limited to: (i) Those motor vehicle dealerships of comparable size and comparable markets; (ii) demographics in the new vehicle dealers area; (iii) geographic and market characteristics in the new vehicle dealer's area; (iv) the proximity of other new vehicle dealers of the same line and make; (v) the proximity of motor vehicle manufacturing

facilities; (vi) the buying patterns and consumer preferences of motor vehicle purchases; and (vii) customer drive time and distance. If such performance measurement criteria are based in whole or in part on a survey, that survey must be based on a statistically significant and valid random sample or must survey a majority of new vehicle retail sales and warranty service customers of the dealer if the survey is one measuring customer satisfaction of the dealer's sales or service operations. A manufacturer, contractor or common entity or an affiliate that enforces against any vehicle dealer any such performance measurement criteria shall, upon the request of the dealer, describe in writing to the dealer, in detail, how the performance measurement criteria were calculated and uniformly applied and shall also provide any data upon which it relied in reaching the performance standard and applying it to the dealer"; and the bill be passed as amended.

Committee on **Transportation** recommends **SB 375** be amended on page 1, following line 5, by inserting:

"New Section 1. (a) Notwithstanding any other laws to the contrary, an emergency vehicle may operate at a gross weight not exceeding 86,000 pounds, subject to a maximum weight of:

- (1) 24,000 pounds on a single steering axle;
- (2) 33,500 pounds on a single drive axle;
- (3) 62,000 pounds on a tandem axle;
- (4) 52,000 pounds on a tandem rear drive steer axle.

(b) As used in this section, "emergency vehicle" means a vehicle designed to be used under emergency conditions to:

- (1) Transport personnel and equipment; and
 - (2) support the suppression of fires and mitigation of other hazardous situations.";
- And by renumbering sections accordingly;

Also on page 1, in the title, in line 2, after the semicolon by inserting "gross weight limits, emergency vehicles;"; 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. 39, by Representative Greg Lewis, congratulating William Clousing on being named to the Kansas Music Educators Association Hall of Fame – 2018;

Request No. 40, by Representative Greg Lewis, congratulating Dr. Don Musil on being named 2017 Veterinarian of the Year by the Kansas Veterinary Medical Association;

Request No. 41, by Representative Ed Trimmer, congratulating Winfield High School Orchestra on the 130th year of a continuous orchestra program;

Request No. 42, by Representative Larry Hibbard, congratulating Kendall Beitz on winning the 2018 3-2-1A Kansas State Wrestling Championship;

Request No. 43, by Representative Larry Hibbard, congratulating Kolby Beitz on being 2018 3-2-1A Kansas State Wrestling Runner-up;

Request No. 44, by Representative Larry Hibbard, congratulating the Yates Center High School Men's Cross Country Team on being 2017 2A State Champions;

Request No. 45, by Representative Larry Hibbard, congratulating the Yates Center

High School Scholars Bowl on winning the 2018 2A State Championship;

Request No. 46, by Representative John R. Eplee, congratulating Atchison High School Adrenaline Show Choir for 6 consecutive years of outstanding performances and “Superior” ratings;

Request No. 47, by Representative Joe Seiwert, commending Master Sergeant Curtis L. Patten for his 24 years of service with the USAF, Kansas Air National Guard;

Request No. 48, by Representative Clay Aurand, congratulating Connstance Allmond on being named to the 2018 Class of Kansas Master Teachers;

Request No. 49, by Representative Clay Aurand, congratulating Deanna K. Burton on being named to the 2018 Class of Kansas Master Teachers;

Request No. 50, by Representative Clay Aurand, congratulating Abby Cornelius on being named to the 2018 Class of Kansas Master Teachers;

Request No. 51, by Representative Clay Aurand, congratulating Todd Flory on being named to the 2018 Class of Kansas Master Teachers;

Request No. 52, by Representative Clay Aurand, congratulating Chitra Harris on being named to the 2018 Class of Kansas Master Teachers;

Request No. 53, by Representative Clay Aurand, congratulating Matthew Irby on being named to the 2018 Class of Kansas Master Teachers;

Request No. 54, by Representative Clay Aurand, congratulating Kimberly S. Schneweis on being named to the 2018 Class of Kansas Master Teachers;

Request No. 55, by Representative Joe Seiwert, commending Pastor Everett Schultz in recognition of ten years of service as guest chaplain for the Kansas House of Representatives;

Request No. 56, by Representative Randy Garber, congratulating Elliot Strahm on being a 2018 3A State Wrestling Champion;

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. Hineman, the committee report was adopted.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2755** from the Calendar under the heading General Orders and re-referral to Committee on Taxation.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Monday, March 12, 2018.

Journal of the House

FORTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 12, 2018, 11:00 a.m.

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

The roll was called with 121 members present.

Reps. Gallagher, Kuether and Phillips were excused on verified illness.

Rep. Francis was excused on legislative business.

Prayer by guest chaplain, Reverend Richard Brueck, Heartland Community Church, Wichita, and guest of Rep. Humphries.

You are the creator and sustainer of all things, your Word tells us that through You governments rise and fall, and so we ask that you would bless our government, that you would bless the men and women who serve this state and country so diligently. Father we ask that you would give our leaders wisdom and insight that their service might be pleasing in your sight, that their decisions might be for your honor and the people's good. We ask heavenly Father that you would grant us favor in your sight that laws might be passed that would protect the lowly and help the downtrodden, that they would bring comfort and stability to the orphan and help for the helpless. Father, give our leaders a spirit of unity that they might serve with the humility of Christ as they put others before themselves. Give them the sacrificial love of Christ that they would love their neighbor as Christ loved us and gave up His life that we might be forgiven. Lord help these men and women seek the good of this state in a way that is pleasing in your sight, that through their efforts and decisions you would see fit to increase the peace and prosperity of your people, that justice might flow through the streets and peace might reign in our homes, that families might flourish and business might prosper. We ask that you would protect and guide these men and women as they serve your people so faithfully. Give them strength and perseverance, protect their families and loved ones, sustain them in their service we ask.

And we ask it that you might receive honor, that your name might be exalted and that your people might flourish, and we ask it in the name that is above every name, the precious name of our Savior, Jesus Christ. Amen.

The Pledge of Allegiance was led by Rep. Lusker.

INTRODUCTION OF GUESTS

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

As I considered this Point of Personal Privilege moment I was at first very hesitant to present you with the information I am about to share. But as I meditated and prayed on this the words just came, and I realized I had to take this brief moment in time to thank you Body for the work you do in attempting to direct and help keep our children, young adults safe. You make a difference.

Last Wednesday you took action to pass HB 2758. And while not perfect this bill goes a long way in starting that process of trying to keep our youth at our schools safe and more protected from cyber bullying. I want to personally thank the representative from South Leavenworth who carried the bill and shared his own personal story. And thank you to the Body for passing it.

Standing before you today are senior students of Atchison H.S. and I promise to get to their celebration reason for being here very shortly. I love Atchison High. All 3 of my own children went through Atchison High and it helped set their trajectory. My graduates are doing great things as a result of their time at Atchison High.

But these students here with me and in the gallery have experienced unimaginable loss in the past two months. Two of their classmates have fallen victim to suicide. While both situations were different and complicated - they centered around some of the issues we discussed last Wednesday.

They were students just like these standing before you. They laughed together, played together, joked together, studied together, learned together, cried together, loved together and ultimately lost together. We are processing that loss - that grief. And so, for the lives of Josh and Tanner I would respectfully ask for a moment of silence here on the floor to celebrate their lives.

Atchison Adrenaline is the premiere Varsity Show Choir at our High School in Atchison, KS. They are one of the only competitive Show Choirs in the state.

Adrenaline competes each year in State Contests and Show choir competitions around the country. They have received the highest "Superior" rating in choral performance at State Contest the last 6 years. Adrenaline students have also received many "Superior" ratings at Regional and State solo, ensemble contests. As a show choir, they have also been undefeated in their division for the past 4 years. They consistently place in finals competition, outscoring schools 4 times their size. They have also been nominated for the Aspire Award of Most Promising New Program and are currently ranked in the top 100 competitive Show Choirs in the nation.

Senior Members include: Bruce Dolenz, Teagan Hanson, Libby Harper, Raegan Huntington, Emily Jaloma, Jackson Latner, Piper Myers, Dana Richards, Andie Shults, Derek Thompson, Olivia Wabski, Brennan Wheatley and Nathan Stone.

And their Director is The Amazing Sam Dollins. They are accompanied by Kay Dolenz. The underclassmen of Adrenaline are in the Gallery. I would ask for an unofficial -"Meeting at the Rail" immediately on adjournment to watch and hear Adrenaline in action in our Rotunda.

And now please join me in celebrating the wonderful accomplishments of Adrenaline Show Choir from Atchison, KS. Rep. Eplee presented framed House certificates to the director in recognition of Adrenelines' achievements.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2775, AN ACT concerning roads and highways; establishing the joint legislative transportation vision task force; relating to the evaluation of the state highway fund and the state highway transportation system; report to the legislature, by Committee on Appropriations.

CONSENT CALENDAR

No objection was made to **SB 267**, **Sub SB 414** appearing on the Consent Calendar for the second day.

Objection was made to **HB 2598** appearing on the Consent Calendar; the bill was placed on the Calendar under the heading General Orders.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

SB 405, AN ACT concerning the department of health and environment; relating to animal conversion units; poultry facilities; confined feeding facilities; amending K.S.A. 2017 Supp. 65-171d and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 84; Nays 37; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Burris, Carlin, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, E. Davis, Delpedang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Garber, Gartner, Hawkins, Helgerson, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Miller, Orr, Osterman, F. Patton, Phelps, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Nays: Ballard, Bishop, Brim, Burroughs, Carmichael, Clayton, Crum, S., Curtis, Deere, Dove, Finch, Finney, Frownfelter, Good, Henderson, Highberger, Hodge, Holscher, Horn, Karleskint, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, Sloan, Stogsdill, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Francis, Gallagher, Kuether, Phillips.

The bill passed.

EXPLANATIONS OF VOTE

MR. SPEAKER, I vote No on **SB 405**. This bill has been promoted as a way to create jobs and investment. Yet, long before this legislation, Tyson Foods had laid out plans to build a poultry plant in Kansas, showing the state already is attractive. Furthermore, discussion centered on the demands of industry with less concern for local communities. Amendments offered by Representatives Karleskint and Horn would have equitably balanced the requests of industry with the protection of Kansans – and I would've supported a bill with those provisions. Currently, **SB 405** leans too heavily in favor of one group while largely dismissing the welfare of the broader public. – JASON PROBST

MR. SPEAKER, **SB 405**, also known as the chicken bill is being passed before **SB 414** that is on the consent calendar today, and is known as the egg bill. By voting yes today, we are answering the age old question that the chicken has in fact come before the egg. I vote yes. – SCOTT SCHWAB

MR. SPEAKER, I vote “Aye” on **SB 405**. We, as Kansans, take considerable pride in the fact that our farmers feed an ever-increasing share of the world's population; improving the quality of life thereof. We, also, have grown accustomed to being able to walk into our corner store and find a nearly limitless supply of food, fibre, and protein to feed and nourish our own families. It's unrealistic to believe that either of those is sustainable, if we limit the means of production. I vote “Aye” on **SB 405**. – LES MASON

MR. SPEAKER: While we recognize the possible environmental concerns related to **SB 405** we also recognize the need for economic opportunities and job growth in Kansas. **SB 405** is a necessary first step in allowing farmers the opportunity to add value to their operation and grow the state's economy. This bill also establishes regulations where none currently exist while preserving the rights of local voters to decide for themselves if this industry fits their community. Mr. Speaker we vote YES on **SB 405**. – JOHN WHITMER, LEO DELPERDANG, BLAKE CARPENTER, LESLIE OSTERMAN, FRANK TRIMBOLI, KEITH ESAU, RANDY POWELL

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Schroeder in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2541** be passed.

Committee report to **HB 2650** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2427** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2427," as follows:

"Substitute for HOUSE BILL NO. 2427

By Committee on Federal and State Affairs

"AN ACT concerning health and healthcare; relating to powers and duties of the Kansas department for aging and disability services regarding certain providers and facilities; adult care homes; home health aides; providers of disability services; providing for licensure, employment and background checks of employees of such providers and facilities; amending K.S.A. 2017 Supp. 39-970, 39-2009 and 65-5117 and repealing the existing sections."; and the substitute bill be passed.

(Sub **HB 2427** was thereupon introduced and read by title.)

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Ousley to replace Rep. Bishop on Committee on Judiciary on March 12, 2018.

Also, the appointment of Rep. Stogsdill to replace Rep. Hodge on Committee on Judiciary on March 12, 2018.

Also, the appointment of Rep. Whipple to replace Rep. Pittman on Committee on Veterans and Military on March 13, 2018.

Also, the appointment of Rep. Parker to replace Rep. Pittman on Committee on Transportation on March 13, 2018.

Also, the appointment of Rep. Parker to replace Rep. Whipple on Committee on Higher Education Budget on March 12, 2018.

REPORT ON ENGROSSED BILLS

HB 2106, HB 2362 reported correctly engrossed March 9, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Tuesday, March 13, 2018.

Journal of the House

FORTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, March 13, 2018, 11:00 a.m.

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

The roll was called with 119 members present.

Reps. Gallagher and Phillips were excused on verified illness.

Reps. Blex, Holscher, Neighbor and Pittman were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Lord God,
Thank You for this new day.
May we not take it for granted
but live it to its fullest for Your glory.
It is such a humbling privilege and honor
to pray for these leaders daily.
These men and women are addressed each day
with many different titles – representative, leader,
“the” government, politicians –
and then there are those titles that some offer
that I wouldn’t shame You or them by repeating them.
The reality is that these men and women are
fathers, mothers, grandfathers, grandmothers;
brothers, sisters, aunts and uncles;
friends, companions and best buds.
They are just normal human beings created by You
who want to make a difference and serve a purpose
in what they do in life.
Help all those who have opinions about all the issues
remember that in reality these people are like the rest of us
and deserve respect and dignity.
Above all, help our elected leadership in here
to remember that about themselves.
They are your creation.
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Houser.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Transportation: **HB 2775**.

INTRODUCTION OF GUESTS

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

Good morning colleagues, I am grateful for your attention.

Because March is national Cerebral Palsy Awareness Month, it seemed appropriate to highlight a brief story about the people behind a home-grown organization that's advocating each day for those experiencing cerebral palsy and other disabilities.

This story begins in the 1960's and a Western Kansas native with cerebral palsy who came to Wichita for his education. Upon completing that education he discovered a harsh reality: there was no place for him to go—except back home.

Frustrated with the lack of opportunities after all his hard work, the young man called his Wichita speech pathologist—Jack Jonas Jr.—and told him: “It's not what you did FOR me, it's what you did TO me.”

Put another way, he told Jack: you equipped me with a dream—living and working independently. But without a path and a place to fulfill those dreams, life is empty.

Is that not a universal truth for all of us?

Jack Jonas took these words to heart and in 1972 founded the Cerebral Palsy Research Foundation in Wichita. The CPRF mission: promote and research employment opportunities and independence for people with disabilities.

With the help of Wichita innovative-thinking entrepreneurs like Pizza Hut co-founder Dan Carney, Dan Taylor, and others, CPRF is now an international model for their mission.

If you own and drive a car in Kansas, your license plate is manufactured at CPRF's affiliate organization—Center Industries in Wichita.

Employees there might make their living at a specially modified work station designed to promote optimal efficiency.

They might live at The Timbers, the first HUD property in the nation built specifically for people with disabilities to live independently.

They might get to work and live life with the help of a personally customized wheelchair provided through the innovative Wheelchair and Posture Seating Clinic program at CPRF.

The CPRF mission includes employment for people with disabilities in the IT sector, digital document imaging, mailroom operations, data services, products for the aerospace industry, and more.

CPRF's Center Industries now employs more than 280 people, with 75% of their direct labor force comprised of people with disabilities.

Like all of us, they work and pay taxes.

CPRF also offers meaningful interaction for a range of people with disabilities through its Day Services Program. One of those fortunate clients is our son Billy Weber, standing here with me today.

Also joining me here is Mr. Pat Jonas, son of Founder Jack Jonas. Pat serves as President and CEO of CPRF. Joining us in the gallery is Patrick Terick, a familiar face to many of you and a longtime employee of CPRF who has not only survived, but thrived living with cerebral palsy.

CPRF is a Kansas treasure. It's a shining example of how the God-given compassion of the human heart and a business-savvy mission-driven philosophy can help create an environment and opportunities where people with disabilities can be as independent—financially and personally—as they choose.

Please join me in welcoming these faces of the disability community and the unending Kansas spirit of perseverance they represent.

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2470** and has appointed Senators Estes, Olson 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 2482** and has appointed Senators Lynn, Suellentrop and Holland as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Schreiber, **HR 6051**, by Reps. Schreiber, Alford, Arnberger, Aurand, Baker, Blex, Brim, Clark, Concannon, Cox, Crum, Curtis, Davis, Deere, Delperdang, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Garber, Gartner, Good, Highland, Hineman, Holscher, Houser, Humphries, Jacobs, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Parker, Patton, Phelps, Phillips, Pittman, Powell, Probst, Ralph, Resman, Rooker, Schroeder, Schwab, Seiwert, Smith, Smith, Tarwater, Thompson, Trimmer, Ward, Waymaster, Weber, Wheeler, Whipple and Whitmer, as follows, was introduced and adopted:

HR 6051—A RESOLUTION recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.

WHEREAS, The mission of the Kansas Small Business Development Center (SBDC), a member of the national organization, America's SBDC, 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 the identification of appropriate resources; and

WHEREAS, The Kansas SBDC regional directors and staff selected seven Emerging Businesses of the Year award recipients, seven Existing Businesses of the Year award recipients and two Exporting Businesses of the Year award recipients; and

WHEREAS, The Kansas SBDC's Business of the Year awards are designed to recognize Kansas SBDC clients for superior performance; and

WHEREAS, Business of the Year award recipients have achieved major accomplishments, overcome significant obstacles, shown growth and positive economic impact, which is based on a record of profitability and the Kansas SBDC Economic

Impact Tracking spreadsheet, and demonstrated good corporate citizenship through community contributions; and

WHEREAS, The 2018 Kansas SBDC Emerging Businesses of the Year are: BellaRose Boutique and Tanning Salon, LLC in Burlington, Kansas, owned by Lindsay Beyer; Lost Creek Supply in Kensington, Kansas, owned by Kaid Baumann; Angel Competition Bikinis, LLC in Lenexa, Kansas, owned by Karah and Lauren Beeves; HMC Performance Coatings in Tonganoxie, Kansas, owned by Shawn and Amie Bristol; Root Coffeehouse in Pittsburg, Kansas, owned by Lindsey and Trent King; Advantage Marketing in Wichita, Kansas, owned by Cori Kohlmeier and Amy Hoefler; and Sugar Creek Country Store in St. Marys, Kansas, owned by Dan Hohman; and

WHEREAS, The 2018 Kansas SBDC Existing Businesses of the Year are: Radius Brewing Company, LLC in Emporia, Kansas, owned by Justin Bays, Jeremy Johns and Chad Swift; KYVZ Radio in Atwood, Kansas, owned by Joe Vysourek; KC Restoration, LLC in Olathe, Kansas, owned by Bill and LeAnn Luemmen; KEAdvisors in Lawrence, Kansas, owned by Keith Ely; LaHarpe Telephone Company, Inc. in LaHarpe, Kansas, owned by Harry Lee, Joyce Lee and Carol Higginbotham; T & B Towing, LLC in Liberal, Kansas, owned by Ty Rader; Overstock Art, LLC in Wichita, Kansas, owned by David Sasson; and Wabaunsee County Signal-Enterprise in Alma, Kansas, owned by Lori Daniel; and

WHEREAS, The 2018 Kansas SBDC Exporting Businesses of the Year are: Double D Family Mat Shop, Inc. in Park, Kansas, owned by Dale and Dena Goetz; and Northwind Technical Services, LLC in Sabetha, Kansas, owned by Mike and Marlene Bosworth; and

WHEREAS, The Kansas SBDC Businesses of the Year serve as examples of the success that the Kansas SBDC and small business owners across Kansas can achieve: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize the Kansas Small Business Development Center's 2018 Emerging, Existing and Exporting Businesses of the Year and wish all of them, the Kansas SBDC, and America's SBDC continued success in the future; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send 17 enrolled copies of this resolution to Representative Schreiber.

INTRODUCTION OF GUESTS

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

Good morning colleagues,

It is an honor to present the 2018 winners of the Kansas Small Business Development Center existing, emerging and exporting businesses of the year.

The Kansas Small Business Development Centers (KSBDCs) work with small businesses, start-ups and entrepreneurs to help them compete in today's highly competitive global economy. Eight regional centers and two outreach centers combine the resources of a professional staff, the state's best educational institutions, the private sector and government.

The mission of these centers is to help new entrepreneurs realize the dream of business ownership, and to assist existing businesses to remain competitive in the

complex marketplace of a global economy.

Small business owners and aspiring entrepreneurs can go to their local center for free face-to-face business consulting and at-cost training, on topics including:

- Writing business plans
- Accessing capital
- Marketing
- Regulatory compliance
- Technology development
- International trade

And most recently, issues surrounding cybersecurity.

In 2016 the impact of the Kansas SBDCs included:

- 3,240 jobs created/retained
- \$117.8M new business sales
- \$79.3M new business capital

The businesses being recognized today are:

2018 Kansas SBDC Emerging Businesses of the Year are:

- BellaRose Boutique and Tanning Salon, LLC in Burlington, Lindsay Beyer;
- Lost Creek Supply in Kensington, Kaid Baumann;
- Angel Competition Bikinis LLC in Lenexa, Karah and Lauren Beeves;
- HMC Performance Coatings in Tonganoxie, Shawn and Amie Bristol
- Root Coffeehouse in Pittsburg, Lindsey and Trent King
- Advantage Marketing in Wichita, Cori Kohlmeier and Amy Hoefler
- Sugar Creek Country Store in St. Marys, Dan Hohman

2018 Kansas SBDC Existing Businesses of the Year are:

- Radius Brewing Company in Emporia, Justin Bays, Jeremy Johns, Chad Swift
- KYVZ Radio in Atwood, Joe Vysourek
- KC Restoration, LLC in Olathe, Bill and LeAnn Luemmen
- KEAdvisors in Lawrence, Keith Ely
- LaHarpe Telephone Company, Inc. in LaHarpe, Harry Lee, Joyce Lee, Carol Higginbotham
- T & B Towing, LLC in Liberal, Ty Rader
- Overstock Art, LLC in Wichita, David Sasson
- Wabaunsee County Signal – Enterprise in Alma, Lori Daniel

2018 Kansas SBDC Exporting Business of the Year is:

- Double D Family Mat Shop Inc. in Park, Dale and Dena Goetz
- Northwind Technical Services, LLC in Sabetha, Mike and Marlene Bosworth

Following the conclusion of our session today, the co-sponsors of the resolution are welcome to join in a group photo with the businesses around the well. Also a reception and further recognition for them will occur from 4 – 6 p.m. today on the 2nd floor north wing.

Please help me congratulate these outstanding businesses, who are in the gallery today.

CONSENT CALENDAR

No objection was made to **SB 267, Sub SB 414** 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 267, AN ACT concerning insurance; relating to risk-based capital instruction; effective date; amending K.S.A. 2017 Supp. 40-2c01 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: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Blex, Gallagher, Holscher, Neighbor, Phillips, Pittman.

The bill passed.

Sub SB 414, AN ACT concerning agriculture; relating to eggs; repackaging requirements for retailers; amending K.S.A. 2017 Supp. 2-2510 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: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Blex, Gallagher, Holscher, Neighbor, Phillips, Pittman.

The bill passed.

HB 2541, AN ACT concerning postsecondary education; relating to the Kansas national guard educational assistance act; relating to participant qualifications and recoupment of assistance; amending K.S.A. 74-32,148 and 74-32,149 and K.S.A. 2017 Supp. 74-32,146 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Blex, Gallagher, Holscher, Neighbor, Phillips, Pittman.

The bill passed.

HB 2650, AN ACT designating the state rock as limestone; the state mineral as galena; the state gemstone as jelinite amber; and the state fish as the channel catfish, 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, Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Brim, Burris, Burroughs, Carlin, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Aurand, Carmichael, Schwab, Trimboli, Vickrey.

Present but not voting: None.

Absent or not voting: Blex, Gallagher, Holscher, Neighbor, Phillips, Pittman.

The bill passed, as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **SB 185** be passed.

Committee on **Financial Institutions and Pensions** recommends **SB 284**, as amended by Senate Committee, be amended on page 1, in line 26, after "matter" by inserting "that would not constitute a criminal offense";

On page 2, in line 4, by striking the semicolon and inserting a period; 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 bill was introduced and read by title:

HB 2776, AN ACT concerning income taxation; relating to credits, Eisenhower foundation donations, by Committee on Taxation.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Probst to replace Rep. Holscher on Committee on Health and Human Service on March 13, 2018.

Also, the appointment of Rep. Parker to replace Rep. Pittman on Committee on Agriculture on March 13, 2018.

Also, the appointment of Rep. Ward to replace Rep. Carmichael on Committee on Energy, Utilities and Telecommunications on March 14, 2018.

Also, the appointment of Rep. Crum to replace Rep. Finney on Committee on Financial Institutions and Pensions on March 14, 2018.

REPORT ON ENGROSSED BILLS

HB 2650 reported correctly engrossed March 12, 2018.

REPORT ON ENROLLED BILLS

HB 2502 reported correctly enrolled, properly signed and presented to the Governor on March 13, 2018.

REPORT ON ENROLLED RESOLUTIONS

HR 6050 reported correctly enrolled and properly signed on March 13, 2018.

On motion of Rep. Thompson, the House adjourned until 11:00 a.m., Wednesday, March 14, 2018.

Journal of the House

FORTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 14, 2018, 11:00 a.m.

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

The roll was called with 122 members present.

Rep. Gallagher was excused on verified illness.

Reps. Deere and Finney were excused on excused absence by the Speaker.

Prayer by guest chaplain, Tobias Schlingensiepen, Senior Minister, First Congregational Church, Topeka.

O God, let us be present to you. In the Gospel of Matthew, in chapter 25, verses 31-40, we read:

When the Son of Man comes in his glory, and all the angels with him, then he will sit on the throne of his glory. All the gentiles will be gathered before him, and he will separate people one from another as a shepherd separates the sheep from the goats, and he will put the sheep at his right hand and the goats at the left. Then the king will say to those at his right hand, "Come, you that are blessed by my Father, inherit the kingdom prepared for you from the foundation of the world; for I was hungry and you gave me food, I was thirsty and you gave me something to drink, I was a stranger and you welcomed me, I was naked and you gave me clothing, I was sick and you took care of me, I was in prison and you visited me." Then the righteous will answer him, "Lord, when was it that we saw you hungry and gave you food, or thirsty and gave you something to drink? And when was it that we saw you a stranger and welcomed you, or naked and gave you clothing? And when was it that we saw you sick or in prison and visited you?" And the king will answer them, "Truly I tell you, just as you did it to one of the least of these who are members of my family, you did it to me."

O God, these words tell us that, even those who do not know the Son of Man, serve him, if they address the needs of their vulnerable neighbors. These words are an implicit warning to those who call themselves Christians, shouting "Lord! Lord!" and yet do not do the will of their Father in heaven. You desire that we seek you in the midst of the vulnerable, the oppressed, and the afflicted. And you make our eternal destiny dependent on our doing so.

Lord, I pray for the men and women who have been called to represent the people of Kansas in this house in every bill they deliberate, may they be mindful of the criteria by which we will all be judged; in every bill they vote upon, may they know that You are the One who ultimately tallies their votes.

Give them the courage to receive and live by your mercy. Amen.

The Pledge of Allegiance was led by Rep. Murnan.

PERSONAL PRIVILEGE

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

In the gallery today are people representing nonprofits in the State of Kansas. If you work for or are a volunteer, would you please stand and remain standing.

Today is Kansas Non-Profit Day at the State House. We have volunteers and leaders representing more than 20 nonprofits in the Capitol today, showcasing their organizations mission-based work and the economic impact of nonprofits in Kansas.

To give you a bit of history of nonprofits in Kansas...we have 27,000 nonprofits in Kansas. We, Kansans give 1.8 billion to charities each year AND they employ 9% of the state's workforce.

So today, in the Capitol, we have over 20 non-profit organizations in the Rotunda and on the first floor. Many will take your blood pressure! You are also encouraged to write a note to a child in your life in celebration of Absolutely Incredible Kids Day.

All legislators are welcome to join the Y and the other Kansas nonprofits here today at a Networking Reception from 4:30 – 6:30 p.m. at the Dillon House across the street.

Please join in giving a round of applause for all the amazing work these great individuals do for our great State of Kansas.

INTRODUCTION OF GUESTS

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

Good morning Colleagues. I have several honors to give today. Please hold your applause until all are acknowledged.

Each year as summer ends and school begins, High School athletes and coaches across the nation are thinking about the possibility of winning a State Football Championship. In 2017 the dream came true for the Sabetha Bluejays as they traveled to Hutchinson to compete in the Class 3A title game.

Although not picked as a serious contender at the start of the season, the team improved each game and found themselves competing in the State finals against the Marysville Bulldogs, a team known for their high-octane offense. While Sabetha's rushing offense was very good, having set the State record of 88 rushing attempts in a single game, the team prided itself on defense. When the Bulldogs lined up inside the Bluejay five-yard line for what would be their last chance to win the game, both team's

faithful followers held their breath. The defense once again answered the call with their twenty-fourth interception of the year. With time running out, the Bluejay quarterback only needed to take a knee to secure the victory.

Coach Michael and his staff had instilled in the team beginning with the first practice that each team member was an important part of whatever success they had. I ask the team members on the floor to please raise your hand as I call your name. The remainder of the team and the coaching staff are present in the gallery today.

Seniors: Wyatt Beyer, Brandon Brownlee, Cole Oehm, Riley Hermann, Issac Sunderland, Kyle Grimm, Blake Frey, Trever Kramer, Tanner Ukele, Josh Compo and Seth Burdick.

Juniors: Elliot Strahm, Braden Cox, Mason Engelken, Joe Gruber and Cauy Rokey.

Sophomore: Gabe Garber

It is also my honor to recognize Coach Garrett Michael for being selected the 2017 Kansas State High School Football "Coach of the Year". Coach Michael and his coaching staff did a phenomenal job in guiding these young men to a State Championship. But in my opinion, Coach Michael and his philosophy of "Faith, Family and Football" has prepared them for success in the future. Coach, thank you for your part in shaping the lives of the Sabetha High School students who look to you for guidance.

Finally, it is my pleasure to recognize Junior Elliot Strahm for his recent success. A few weeks ago, four members of the Sabetha wrestling team competed at the 3-2-1A state wrestling tournament in Hays. Elliot was crowned State Champion in the 285-pound weight class. Congratulations Elliot and good luck next year.

Please join me in congratulating The Sabetha Bluejays Football team, Coach Michael and Elliot for their successes.

Rep. Garber presented his guests with framed House certificates in honor of their accomplishments.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2777, AN ACT concerning consumer protection; relating to unconscionable acts or practices; requiring technology protection measures on internet-accessible devices; enacting the human trafficking and child exploitation prevention act; establishing the human trafficking and child exploitation prevention fund, by Committee on Federal and State Affairs.

HB 2778, AN ACT concerning state contracts; relating to application of contract requirements regarding anti-Israel boycotts; amending K.S.A. 2017 Supp. 75-3740e and 75-3740f and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2779, AN ACT relating to property taxation; enacting the senior citizen property tax deferral act, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Taxation: **HB 2776**.

MESSAGES FROM THE GOVERNOR

From Jeff Colyer, Governor of the State of Kansas; Executive Order No. 18-11, concerning a Drought Declaration.

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

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. E. Davis, the House non-concurred in Senate amendments to **HB 2232** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Davis, Gallagher and Ousley as conferees on the part of the House.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Garber in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **HB 2516** be adopted; and the bill be passed as amended.

Committee report to **HB 2527** be adopted; and the bill be passed as amended.

Committee report to **SB 335** be adopted.

On motion of Rep. Ward to amend **SB 335**, Rep. Powell requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Rep. Ward challenged the ruling of the Rules Chair.

Roll call was demanded on Rep. Ward's challenge of the Rules Chair, the question being "Shall the Rules Chair be sustained?"

On roll call, the vote was: Yeas 77; Nays 45; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Burris, B. Carpenter, Clacys, Clark, Concannon, Corbet, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Landwehr, Lewis, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Nays: Alcalá, Ballard, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Cox, Crum, S., Curtis, Frownfelter, Gartner, Good, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Koesten, Kuether, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Rooker, Ruiz, Sawyer, Sloan, Stogsdill, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Deere, Finney, Gallagher.

The Rules Chair was sustained.

Also, on further motion of Rep. Ward to amend **SB 335**, Rep. Powell requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on further motion of Rep. Ward to amend **SB 335**, the motion did not prevail; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **SB 331** be amended on page 1, following line 6, by inserting:

"New Section 1. (a) There is hereby established the Flint Hills advisory council. The council shall study and assess the development, staffing, maintenance and promotion of the Flint Hills nature trail. The council shall report its findings and recommendations to the Kansas department of wildlife, parks and tourism on a quarterly basis.

(b) The Flint Hills advisory council shall consist of the following members:

(1) The Kansas house of representatives member who represents Kansas' 68th state house district, who shall serve as the chairperson of the Flint Hills advisory council;

(2) one county commissioner of Miami county, or the commissioner's designee, to be appointed by the board of county commissioners of Miami county;

(3) one resident of an incorporated city within Miami county to be appointed by the governing body of the county seat;

(4) one county commissioner of Franklin county, or the commissioner's designee, to be appointed by the board of county commissioners of Franklin county;

(5) one resident of an incorporated city within Franklin county to be appointed by the governing body of the county seat;

(6) one county commissioner of Osage county, or the commissioner's designee, to be appointed by the board of county commissioners of Osage county;

(7) one resident of an incorporated city within Osage county to be appointed by the governing body of the county seat;

(8) one county commissioner of Lyon county, or the commissioner's designee, to be appointed by the board of county commissioners of Lyon county;

(9) one resident of an incorporated city within Lyon county to be appointed by the governing body of the county seat;

(10) one county commissioner of Morris county, or the commissioner's designee, to be appointed by the board of county commissioners of Morris county;

(11) one resident of an incorporated city within Morris county to be appointed by the governing body of the county seat;

(12) one county commissioner of Dickinson county, or the commissioner's designee, to be appointed by the board of county commissioners of Dickinson county; and

(13) one resident of an incorporated city within Dickinson county to be appointed by the governing body of the county seat.

(c) (1) Members of the Flint Hills advisory council shall be appointed no later than August 1, 2018. Any vacancy in the membership of the council shall be filled by appointment in the same manner prescribed in this section for the original appointment.

(2) The council shall meet quarterly and at the call of the chairperson or upon the

request of a majority of the council.

(d) The members of the Flint Hills advisory council shall be appointed for terms not to exceed three years and, with the exception of the chairperson, shall serve no more than two consecutive terms. The initial terms for the members will be staggered as follows:

(1) Members appointed in subsection (b)(2), (7), (8) and (13) shall serve for an initial term of one year;

(2) members appointed in subsection (b)(3), (4), (9) and (10) shall serve for an initial term of two years; and

(3) members appointed in subsection (b)(5), (6), (11) and (12) shall serve for an initial term of three years.

(e) Subject to approval by the legislative coordinating council, legislative members of the Flint Hills advisory council shall receive amounts provided in K.S.A. 75-3223(e), and amendments thereto.";

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

"(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).";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 2, after the semicolon by inserting "establishing the Flint Hills advisory council;" and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2526** be amended on page 1, in line 27, by striking "such" and inserting "the"; also in line 27, by striking "or"; by striking all in lines 28 and 29; also in line 30, by striking all before "the" and inserting a period; in line 32, by striking "A" and inserting "An analysis,"; also in line 32, after "description" by inserting ", and cost and benefit quantification"; in line 33, before the semicolon by inserting ". If the approach chosen by the Kansas agency to address the policy issue is different from that utilized by agencies of contiguous states or of the federal government, the economic impact statement shall include an explanation of why the Kansas agency's rule and regulation differs";

On page 2, by striking all in lines 2 through 17 and inserting:

"(C) an analysis specifically addressing the following factors:

(i) The extent to which the rule and regulation will enhance or restrict business activities and growth;

(ii) the economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, business sectors, public utility ratepayers, individuals and local governmental units that will be affected by the proposed rule and regulation and on the state economy as a whole;

(iii) the businesses that would be directly affected by the proposed rule and regulation;

(iv) the benefits of the proposed rule and regulation compared to the cost;

(v) measures taken by the agency to minimize the cost and impact of the proposed rule and regulation on business and economic development within the state of Kansas, local government and individuals;

(vi) an estimate, expressed as a single dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to businesses, local governmental units or members of the public and a

determination of whether those costs will exceed \$5,000,000 over any two-year period; and

(vii) an estimate of the total implementation and compliance costs that are reasonably expected to be incurred by or passed along to businesses, local governmental units and individuals as a result of the proposed rule, expressed as a single dollar figure.";

Also on page 2, in line 24, after the period by inserting "The agency shall consult and solicit information from businesses, business associations, local governmental units, state agencies or institutions and members of the public that may be affected by the proposed rule and regulation or that may provide relevant information."; in line 25, after "(3)" by inserting "As required pursuant to the provisions of K.S.A. 77-420(d), and amendments thereto,"; also in line 25, after the second "the" by inserting "economic impact"; in line 26, after "statement" by inserting "when directed to do so by the director of the budget and, if approved by the director of the budget, shall submit the revised economic impact statement"; in line 34, by striking all after "(c)"; by striking all in line 35; in line 36, by striking all before the first "the" and inserting "Pursuant to the provisions of K.S.A. 77-420, and amendments thereto,"; in line 38, after "statement" by inserting "and an independent analysis by the director of the budget of the cost and the factors as set forth in subsection (b)(1)(A) and (C) and subsection (e)";

On page 3, in line 5, after the period by inserting "The director of the budget shall follow the procedures set forth in K.S.A. 77-420, and amendments thereto, in evaluating and accepting or rejecting the proposed rule and regulation. No agency shall submit a rule and regulation to the secretary of state for filing before receiving the approval of the director of the budget as provided in this subsection and K.S.A. 77-420, and amendments thereto.";

Also, on page 3, following line 40, by inserting:

"(f) In 2021, the legislative post audit committee shall direct the legislative division of post audit to conduct an audit to study:

(1) The accuracy of economic impact statements submitted by state agencies pursuant to this section for the immediately preceding 7 years;

(2) the impact the review by the director of the budget has had on the accuracy of economic impact statements submitted by state agencies pursuant to this section; and

(3) whether the \$5,000,000 cost figure is the appropriate amount of economic impact to trigger the hearing procedure required by K.S.A. 77-420(a), and amendments thereto.

Sec. 2. K.S.A. 2017 Supp. 77-420 is hereby amended to read as follows: 77-420.

(a) (1) Every rule and regulation proposed to be adopted by any state agency, before being submitted to the secretary of administration and the attorney general as required by this section, shall be submitted with the economic impact statement for the rule and regulation required by K.S.A. 77-416, and amendments thereto, to the director of the budget for review of the accuracy and completeness of the agency's economic impact statement. The director of the budget shall make an independent determination of the amount of implementation and compliance costs reasonably expected to be incurred by or passed along to businesses, local government and individuals over any two-year period as a result of the proposed rule and regulation and shall conduct an independent analysis of the factors set forth in K.S.A. 77-416(b)(1)(A) and (C) and (e), and amendments thereto. Every rule and regulation approved by the director of the budget

shall be stamped as approved, and the date of approval shall be indicated.

(2) If the director independently determines that a proposed rule and regulation submitted or resubmitted by the agency will not result in implementation or compliance costs of more than \$5,000,000 for businesses, local government or individuals in any two-year period, the director shall:

(A) Approve the rule and regulation if the director independently determines that the economic impact statement is accurate, demonstrates a complete analysis as required by K.S.A. 77-416(b)(1)(A) and (C) and (e), and amendments thereto, and the director concurs with the economic impact statement; or

(B) disapprove the rule and regulation.

(3) If the director of the budget determines that the proposed rule and regulation will result in implementation and compliance costs of more than \$5,000,000 for businesses, local government or individuals in any two-year period, the director of the budget shall:

(A) Approve the proposed rule and regulation, if the agency, prior to the submission or the resubmission of a rule and regulation to the director, holds a public hearing and finds that the costs of the proposed rule and regulation have been accurately determined and are necessary for achieving legislative intent, and the director, after an independent analysis, concurs with the agency's findings and analysis and approves the economic impact statement; or

(B) disapprove the proposed rule and regulation.

(b) The director of the budget shall submit an annual report to the legislature and to the joint committee on administrative rules and regulations on the first day of the 2019 regular legislative session and subsequent regular legislative sessions on all rules and regulations approved or denied by the director. The report shall include the text of each rule and regulation reviewed, the final economic impact statement and a summary of the director's analysis supporting the decision to approve or reject the rule and regulation. The director shall immediately submit a separate report to the legislature, if in session, and the joint committee on administrative rules and regulations upon the approval or denial of a rule or regulation with costs determined to be greater than \$5,000,000 for businesses, local government or individuals over any two-year period. The report shall include an analysis of the agency's and the director's decisions with respect to the necessity of the cost of the rule and regulation to achieve legislative intent.

(c) Every rule and regulation proposed to be adopted by any state agency that has been approved by the director of the budget pursuant to the provisions of subsection (a), before being submitted to the attorney general under this section, shall be submitted to the secretary of administration for approval of its organization, style, orthography and grammar subject to such requirements as to organization, style, orthography and grammar as the secretary may adopt. Every rule and regulation submitted to the secretary of administration under this subsection-(a) shall be accompanied by a copy of any document which is adopted by reference by the rule and regulation. Every rule and regulation approved by the secretary of administration under this subsection-(a) shall be stamped as approved and the date of such approval shall be indicated therein.

(b)(d) Every rule and regulation proposed by any state agency which that has been approved by the director of the budget and the secretary of administration as provided in ~~subsection~~ subsections (a) and (c) before being adopted or filed shall be submitted to

the attorney general for an opinion as to the legality of the same, including whether the making of such rule and regulation is within the authority conferred by law on the state agency. The attorney general shall promptly furnish an opinion as to the legality of the proposed rule and regulation so submitted. Every rule and regulation submitted to the attorney general under this subsection~~-(b)~~ shall be accompanied by a copy of any document which is adopted by reference by the rule and regulation. Every rule and regulation approved by the attorney general under this subsection~~-(b)~~ shall be stamped as approved and the date of such approval shall be indicated therein.

~~(c)~~ No rule and regulation shall be filed by the secretary of state unless:

(1) The rule and regulation has been approved by the director of the budget;

(2) The organization, style, orthography and grammar have been approved by the secretary of administration;

~~(3)~~ the rule and regulation has been approved in writing by the attorney general as to legality;

~~(4)~~ the rule and regulation has been formally adopted by the state agency after it has been approved by the director of the budget, the secretary of administration and the attorney general and is accompanied by a certified or other formal statement of adoption when adoption is by an executive officer of a state agency, or by a certified copy of the roll call vote required for its adoption by K.S.A. 77-421, and amendments thereto, when adoption is by a board, commission, authority or other similar body;

~~(5)~~ the rule and regulation to be filed is accompanied by a copy of the economic impact statement as provided by K.S.A. 77-416, and amendments thereto, that has been reviewed and approved by the director of the budget as provided by subsection (a); and

~~(6)~~ the rule and regulation to be filed is accompanied by a copy of the environmental benefit statement required by K.S.A. 77-416, and amendments thereto, if applicable.

Sec. 3. K.S.A. 2017 Supp. 77-420a is hereby amended to read as follows: 77-420a. No rule and regulation shall be adopted prior to the effective date of the statute authorizing its adoption, but prior to the effective date of such statute, the proposed rule and regulation may be submitted to the director of the budget, the secretary of administration and to the attorney general for approval as required by K.S.A. 77-420, and amendments thereto, and notice of the proposed rule and regulation may be given and a hearing held thereon in the manner provided by K.S.A. 77-421, and amendments thereto.

Sec. 4. K.S.A. 2017 Supp. 77-421 is hereby amended to read as follows: 77-421. (a) (1) Except as provided by subsection (a)(2), subsection (a)(3) or subsection (a)(4), prior to the adoption of any permanent rule and regulation or any temporary rule and regulation which is required to be adopted as a temporary rule and regulation in order to comply with the requirements of the statute authorizing the same and after any such rule and regulation has been approved by the director of the budget, the secretary of administration and the attorney general, the adopting state agency shall give at least 60 days' notice of its intended action in the Kansas register and to the secretary of state and to the joint committee on administrative rules and regulations established by K.S.A. 77-436, and amendments thereto. The notice shall be provided to the secretary of state and to the chairperson, vice chairperson, ranking minority member of the joint committee and legislative research department and shall be published in the Kansas register. A complete copy of all proposed rules and regulations and the complete economic impact

statement required by K.S.A. 77-416, and amendments thereto, shall accompany the notice sent to the secretary of state. The notice shall contain:

- (A) A summary of the substance of the proposed rules and regulations;
- (B) a summary of the economic impact statement indicating the estimated economic impact on governmental agencies or units, persons subject to the proposed rules and regulations and the general public;
- (C) a summary of the environmental benefit statement, if applicable, indicating the need for the proposed rules and regulations;
- (D) the address where a complete copy of the proposed rules and regulations, the complete economic impact statement, the environmental benefit statement, if applicable, required by K.S.A. 77-416, and amendments thereto, may be obtained;
- (E) the time and place of the public hearing to be held; the manner in which interested parties may present their views; and
- (F) a specific statement that the period of 60 days' notice constitutes a public comment period for the purpose of receiving written public comments on the proposed rules and regulations and the address where such comments may be submitted to the state agency. Publication of such notice in the Kansas register shall constitute notice to all parties affected by the rules and regulations.

(2) Prior to adopting any rule and regulation which establishes seasons and fixes bag, creel, possession, size or length limits for the taking or possession of wildlife and after such rule and regulation has been approved by the secretary of administration and the attorney general, the secretary of wildlife, parks and tourism shall give at least 30 days' notice of its intended action in the Kansas register and to the secretary of state and to the joint committee on administrative rules and regulations created pursuant to K.S.A. 77-436, and amendments thereto. All other provisions of subsection (a)(1) shall apply to such rules and regulations, except that the statement required by subsection (a)(1)(E) shall state that the period of 30 days' notice constitutes a public comment period on such rules and regulations.

(3) Prior to adopting any rule and regulation which establishes any permanent prior authorization on a prescription-only drug pursuant to K.S.A. 39-7,120, and amendments thereto, or which concerns coverage or reimbursement for pharmaceuticals under the pharmacy program of the state medicaid plan, and after such rule and regulation has been approved by the director of the budget, the secretary of administration and the attorney general, the secretary of health and environment shall give at least 30 days' notice of its intended action in the Kansas register and to the secretary of state and to the joint committee on administrative rules and regulations created pursuant to K.S.A. 77-436, and amendments thereto. All other provisions of subsection (a)(1) shall apply to such rules and regulations, except that the statement required by subsection (a)(1)(E) shall state that the period of 30 days' notice constitutes a public comment period on such rules and regulations.

(4) Prior to adopting any rule and regulation pursuant to subsection (c), the state agency shall give at least 60 days' notice of its intended action in the Kansas register and to the secretary of state and to the joint committee on administrative rules and regulations created pursuant to K.S.A. 77-436, and amendments thereto. All other provisions of subsection (a)(1) shall apply to such rules and regulations, except that the statement required by subsection (a)(1)(E) shall state that the period of notice constitutes a public comment period on such rules and regulations.

(b) (1) On the date of the hearing, all interested parties shall be given reasonable opportunity to present their views or arguments on adoption of the rule and regulation, either orally or in writing. At the time it adopts or amends a rule and regulation, the state agency shall prepare a concise statement of the principal reasons for adopting the rule and regulation or amendment thereto, including:

(A) The agency's reasons for not accepting substantial arguments made in testimony and comments; and

(B) the reasons for any substantial change between the text of the proposed adopted or amended rule and regulation contained in the published notice of the proposed adoption or amendment of the rule and regulation and the text of the rule and regulation as finally adopted.

(2) Whenever a state agency is required by any other statute to give notice and hold a hearing before adopting, amending, reviving or revoking a rule and regulation, the state agency, in lieu of following the requirements or statutory procedure set out in such other law, may give notice and hold hearings on proposed rules and regulations in the manner prescribed by this section.

(3) Notwithstanding the other provisions of this section, the secretary of corrections may give notice or an opportunity to be heard to any inmate in the custody of the secretary with regard to the adoption of any rule and regulation.

(c) (1) The agency shall initiate new rulemaking proceedings under this act, if a state agency proposes to adopt a final rule and regulation that:

(A) Differs in subject matter or effect in any material respect from the rule and regulation as originally proposed; and

(B) is not a logical outgrowth of the rule and regulation as originally proposed.

(2) For the purposes of this provision, a rule and regulation is not the logical outgrowth of the rule and regulation as originally proposed if a person affected by the final rule and regulation was not put on notice that such person's interests were affected in the rule making.

(d) When, pursuant to this or any other statute, a state agency holds a hearing on the adoption of a proposed rule and regulation, the agency shall cause written minutes or other records, including a record maintained on sound recording tape or on any electronically accessed media or any combination of written or electronically accessed media records of the hearing to be made. If the proposed rule and regulation is adopted and becomes effective, the state agency shall maintain, for not less than three years after its effective date, such minutes or other records, together with any recording, transcript or other record made of the hearing and a list of all persons who appeared at the hearing and who they represented, any written testimony presented at the hearing and any written comments submitted during the public comment period.

(e) No rule and regulation shall be adopted by a board, commission, authority or other similar body except at a meeting which is open to the public and notwithstanding any other provision of law to the contrary, no rule and regulation shall be adopted by a board, commission, authority or other similar body unless it receives approval by roll call vote of a majority of the total membership thereof.

Sec. 5. K.S.A. 2017 Supp. 77-422 is hereby amended to read as follows: 77-422.

(a) A rule and regulation may be adopted by a state agency as a temporary rule and regulation if the state agency and the state rules and regulations board finds that the preservation of the public peace, health, safety or welfare necessitates or makes

desirable putting such rule and regulation into effect prior to the time it could be put into effect if the agency were to comply with the notice, hearing and publication requirements of this act or prior to the effective date prescribed by K.S.A. 77-426, and amendments thereto.

(b) Temporary rules and regulations may be adopted without the giving of notice and the holding of a hearing thereon.

(c) (1) A temporary rule and regulation shall take effect:

(A) After approval by the director of the budget, the secretary of administration and the attorney general as provided by K.S.A. 77-420, and amendments thereto;

(B) after approval by the state rules and regulations board as provided by K.S.A. 77-423, and amendments thereto; and

(C) upon filing with the secretary of state.

(2) The effective date of all or specific parts of a temporary rule and regulation may be delayed to a date later than its filing date if the delayed effective date of such rule and regulation, or specific parts thereof, is clearly expressed in the body of such rule and regulation.

(3) A temporary rule and regulation shall be effective for a period not to exceed 120 days except that, for good cause, a state agency may request that a temporary rule and regulation may be renewed one time for an additional period not to exceed 120 days.

(d) A temporary rule and regulation which amends an existing rule and regulation shall have the effect of suspending the force and effect of the existing rule and regulation until such time as the temporary rule and regulation is no longer effective. In such case, at the time the temporary rule and regulation ceases to be effective, the existing permanent rule and regulation which was amended by the temporary rule and regulation shall be in full force and effect unless such existing rule and regulation is otherwise amended, revoked or suspended as provided by law.

(e) Temporary rules and regulations shall be numbered in accordance with the numbering arrangement approved by the secretary of state and otherwise shall conform to the approval, adoption and filing requirements of this act, insofar as the same can be made applicable.";

On page 5, in line 13, by striking "As"; by striking all in lines 14 through 16; in line 17, by striking "regulations."; in line 20, after "(d)" by inserting "The committee shall issue a report to the legislature following each meeting making comments and recommendations and indicating concerns about any proposed rule and regulation. Such report shall be made available to each agency that had proposed rules and regulations reviewed at such meeting during the agency's public comment period for such proposed rules and regulations required by K.S.A. 77-421, and amendments thereto. If having a final report completed by the public hearing required by K.S.A. 77-421, and amendments thereto, is impractical, a preliminary report shall be made available to the agency containing the committee's comments. The preliminary report shall be incorporated into the final report and made available to each agency.

(e)";

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

Also on page 5, in line 37, after the comma by inserting "77-420, 77-420a, 77-421, 77-422,";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "to" by inserting "approval of rules and regulations by the director of the budget;"; in line 3, after the first semicolon by inserting "report made by committee; audit;"; in line 4, after the comma by inserting "77-420, 77-420a, 77-421, 77-422, "; and the bill be passed as amended.

Committee on **Elections** recommends **SB 264** be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 264," as follows:

"House Substitute for SENATE BILL NO. 264

By Committee on Elections

"AN ACT concerning elections; relating to application and ballot signature requirements for disabled voters; relating to the crime of perjury; amending K.S.A. 25-1121 and K.S.A. 2017 Supp. 21-5903, 25-1122, 25-1124 and 25-1128 and repealing the existing sections."; and the substitute bill be passed.

(H Sub for SB 264 was thereupon introduced and read by title.)

Committee on **Federal and State Affairs** recommends **SB 369** 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 **Federal and State Affairs** recommends **HB 2308** be amended on page 1, in line 5, after "of" by inserting "inpatient"; also in line 5, by striking the last "a" and inserting "the admitted"; in line 6, by striking "committee" and inserting "commit"; in line 12, by striking all after "means"; by striking all in line 13; in line 14, by striking "counseling" and inserting ":

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

(2) any community mental health center organized pursuant to the provisions of K.S.A. 19-4001 et seq., and amendments thereto, and licensed pursuant to K.S.A. 2017 Supp. 39-2001 et seq., and amendments thereto;

(3) any mental health clinic organized pursuant to the provisions of K.S.A. 65-211 et seq., and amendments thereto, and licensed pursuant to K.S.A. 2017 Supp. 39-2001 et seq., and amendments thereto;

(4) any crisis intervention center, as such term is defined in K.S.A. 59-29c02, and amendments thereto;

(5) any psychiatric hospital, psychiatric residential treatment facility or residential care facility, as such terms are defined in K.S.A. 2017 Supp. 39-2002, and amendments thereto;

(6) any hospital, as such term is defined in K.S.A. 65-425, and amendments thereto, that operates a psychiatric unit; or

(7) Osawatomic state hospital or Larned state hospital";

Also on page 1, in line 15, by striking "at Gordon's" and inserting "as Gordy's";

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

Committee on **Financial Institutions and Pensions** recommends **HB 2764** be amended on page 1, in line 18, after "parks" by inserting ", public lands"; and the bill be passed as amended.

Committee on **Higher Education Budget** recommends **HB 2644** be passed.

Committee on **Higher Education Budget** recommends **SB 343** 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 2755** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

CHANGE OF REFERENCE

Speaker pro tem Schwab announced the withdrawal of **HB 2594** from Committee on Appropriations and re-referral to Committee on Financial Institutions and Pensions.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Parker to replace Rep. Hodge on Committee on Judiciary on March 14, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Thursday, March 15, 2018.

Journal of the House

FORTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 15, 2018, 11:00 a.m.

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

The roll was called with 123 members present.

Rep. Gallagher was excused on verified illness.

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

Prayer by Chaplain Brubaker:

Creator God,
Well it's that time of the year again...
the madness of March...
both here on the House floor as well as the basketball floor.
To build a successful team,
traits such as humility, passion, unity, servanthood and thankfulness
are necessary in order to be winners.
Character is also a necessary trait in that
if you are willing to work with athletes and enhance their character,
then wins will come.
Everyone on the team may not have the same level of experience,
but when you put them together working, something happens.
When the mindset is to honor the weakest player,
they will have the chance to become a strong player.
This formula for success is not just for the ball court,
but if practiced here in the chamber,
can bring about accomplishment and victories for all.
I pray that this may be so.
In Your Name, Amen.

The Pledge of Allegiance was led by Rep. Jacobs.

INTRODUCTION OF GUESTS

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

I am proud to present to you a very special group of people – the 2018 Leadership Wallace County Class.

It's not often that the 120th District gets the opportunity to welcome and recognize citizens from northwest Kansas in the House of Representatives since it takes about 5 1/2 hours to travel to Topeka. It's not for lack of accomplishment, however. In Wallace

County alone we have had a state champion football team and head coach of the year from Weskan and a state champion boys basketball team from Sharon Springs in the last few years. Beyond our schools, we have also had many citizens receive statewide recognition and honors for their professional work and achievements.

Regardless of the award, all successes have one thing in common: leadership, and rural Kansas is not deficient on leadership. I actually believe the smaller your community, the more opportunities you have to step up and be a leader. And we learn that young. We grow up in schools where it is just natural to be involved in everything. You don't choose which sports to go out for... you go out for all of them! The same goes for band and choir, drama, scholar's bowl, 4-H & FFA, and many other activities. Leadership opportunities that begin at an early age lay the foundation for the mentality that you truly CAN do anything if you set your mind to it.

For anyone that has the vision to see a new path and the passion to follow that path regardless of what obstacles life puts in your way, the world is a canvas just waiting for your brush.

There are many quotes about leadership, but one of my favorite comes from General Douglas MacArthur – “A true leader has the confidence to stand alone, the courage to make tough decisions, and the compassion to listen to the needs of others. They do not set out to be leaders, but become one by the equality of their actions and the integrity of their intent.”

The members of this year's class are: Steven Paul, leader; Nicole Popp, leader; Margaret Figurilli, Lindsey Larson, Michelle Collins, Jessi Schmidt, Erick Bergquist, Michael Chaney and Sharon Rohr.

These leaders represent a wide variety of industries and occupations in Wallace County, but they share some common characteristics. They each have the vision and the passion to make a positive difference in their community.

INTRODUCTION OF GUESTS

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

Colleagues, it is my privilege to introduce to you several outstanding students from Yates Center High School. First, I would like to introduce the 2017 State Champions in 2A Cross Country: Colin Bedell, Braydon Gaulding, Austin Moffet, Asher Seivers, Kobe Forsyth, Jordan Smith, Hadley Splechter and Coach Rex McVey.

Not only did this group of young men excel in their sport, but their achievements in the classroom have been exemplified by also winning the 2A Scholars Bowl. Scholar Bowl members include: Kobe Forsyth, Julius Hodges, Nolan Jones, Josh King, Jordan Smith, Hadley Splechter and Coach Collette Jacobs.

I would also like to recognize Principal Karl Hamm and Superintendent Greg Brown and congratulate them for interweaving academics and athletics to develop a well-rounded student body.

Join me in congratulating these Yates Center Wildcats!

Rep. Hibbard presented the teams with framed House certificates in honor of their achievements.

INTRODUCTION OF GUESTS

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

Today it is my privilege to welcome the Kansas Regional Afterschool Ambassadors and the Kansas Enrichment Network to the Capitol today.

Eighty percent of youth's time is spent outside of the regular school day. After-school, before school and summer learning opportunities help keep Kansas youth safe, inspire them to learn and support working families. These programs provide a broad array of additional services designed to reinforce and complement the regular academic studies such as: hands-on experiments that excite students about science, technology, engineering and math, access to physical activity, drug and violence prevention programs, formal and informal mentoring, counseling programs, art, music, health and wellness activities, and technology education programs.

More than 70,000 students in Kansas participate in after school programs, yet 132,000 would participate in a program if one were available. For every one student enrolled in a program, two are waiting to get in.

The Kansas Regional Afterschool Ambassadors are working hard to create and sustain these wonderful out of school opportunities for youth in their communities. I encourage you to reach out to learn more about these youth, the Kansas Regional Afterschool Ambassadors, and the Kansas Enrichment Network.

On behalf of these organizations, with me today are: Rachel Willis, Jennifer Anderson, Tony Yungeberg, Kristina Mason, Kellar Musser, KC Kong, Tina Bulleigh, Issac Clark, Kevin Jones, Thaliah Lopez, Kamara Lewis.

Please join me in thanking them for their important work on behalf of Kansas kids.

INTRODUCTION OF GUESTS

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

I want to welcome the senior government class of 2018 from Fairfield High School to the Capitol. They are here to shadow legislators in the House and Senate today.

Members of the House of Representatives and their students are: Representative Tory Marie Arnberger – Mia Bevin; Representative Shelee Brim – Laynee Barlow; Representative Blake Carpenter – Alex Pankratz; Representative Erin Davis – Faith Williams; Representative Gail Finney – Malysa Depperschmidt; Representative Susan Humphries – Aubrey Dealy; Representative Adam Lusker – Lane Pike; Representative Joe Seiwert – Tracy Lawrence; Representative Jack Thimesch – Trevor Lobban; Representative Kristey Williams - Katelynn Wilt. I want to thank their instructor, Jody Lubbers, for making this happen each year, as well as the parents who chaperoned.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2777, HB 2778.**

Taxation: **HB 2779.**

MESSAGES FROM THE GOVERNOR

HB 2502 approved on March 15, 2018.

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2232** and has appointed Senators V. Schmidt, Bollier and Kelly as conferees on the part of the Senate.

Announcing passage of **HB 2469**, **HB 2567**; **Substitute for HB 2194**, as amended, and **HB 2476**, as amended.

CONSENT CALENDAR

No objection was made to **HB 2755**, **SB 369** appearing on the Consent Calendar for the first day.

Objection was made to **SB 343** 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 2516, AN ACT concerning civil actions; relating to immunity from liability; unattended persons and animals, 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, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clacys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Mason, Mastroni, Miller, Murman, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Smith, A..

Present but not voting: None.

Absent or not voting: Gallagher, Markley.

The bill passed, as amended.

HB 2527, AN ACT concerning crimes, punishment and criminal procedure; creating the crime of unlawful acts involving an automated sales suppression device; sales and use tax, 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, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clacys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere,

Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Gallagher, Markley.

The bill passed, as amended.

SB 335, AN ACT concerning financial institutions; relating to banks and banking; including savings and loan associations and savings banks in the state banking code; repealing the savings and loan code; amending K.S.A. 2017 Supp. 9-701, 9-808, 9-809, 9-901a, 9-902, 9-903, 9-904, 9-905, 9-906, 9-907, 9-908, 9-910, 9-911, 9-912, 9-1101, 39-709, 58-3974, 75-3036 and 75-3170a and repealing the existing sections; also repealing K.S.A. 17-5101, 17-5102, 17-5201, 17-5202, 17-5203, 17-5204, 17-5205, 17-5206, 17-5207, 17-5208, 17-5209, 17-5210, 17-5211, 17-5212, 17-5213, 17-5214, 17-5215, 17-5216, 17-5217, 17-5218, 17-5219, 17-5220, 17-5221, 17-5225, 17-5225a, 17-5225b, 17-5225c, 17-5226, 17-5227, 17-5228, 17-5229, 17-5230, 17-5301, 17-5302, 17-5303, 17-5304, 17-5305, 17-5306, 17-5307, 17-5308, 17-5309, 17-5310, 17-5311, 17-5312, 17-5313, 17-5314, 17-5315, 17-5316, 17-5317, 17-5318, 17-5319, 17-5320, 17-5321, 17-5322, 17-5323, 17-5324, 17-5325, 17-5326, 17-5327, 17-5328, 17-5329, 17-5401, 17-5402, 17-5403, 17-5404, 17-5405, 17-5406, 17-5407, 17-5408, 17-5409, 17-5410, 17-5412, 17-5413, 17-5414, 17-5415, 17-5416, 17-5417, 17-5418, 17-5419, 17-5420, 17-5421, 17-5422, 17-5423, 17-5424, 17-5425, 17-5426, 17-5427, 17-5428, 17-5429, 17-5430, 17-5501, 17-5501c, 17-5502, 17-5502a, 17-5503, 17-5504, 17-5505, 17-5506, 17-5508, 17-5509, 17-5510, 17-5511, 17-5512, 17-5512a, 17-5513, 17-5514, 17-5515, 17-5516, 17-5517, 17-5519, 17-5520, 17-5521, 17-5522, 17-5523, 17-5524, 17-5525, 17-5526, 17-5527, 17-5528, 17-5529, 17-5530, 17-5531, 17-5532, 17-5533, 17-5534, 17-5535, 17-5536, 17-5537, 17-5538, 17-5539, 17-5540, 17-5541, 17-5542, 17-5543, 17-5544, 17-5545, 17-5546, 17-5547, 17-5548, 17-5549, 17-5550, 17-5551, 17-5552, 17-5553, 17-5554, 17-5555, 17-5556, 17-5557, 17-5558, 17-5559, 17-5560, 17-5561, 17-5562, 17-5563, 17-5564, 17-5565, 17-5566, 17-5567, 17-5568, 17-5569, 17-5570, 17-5571, 17-5572, 17-5601, 17-5602, 17-5603, 17-5604, 17-5605, 17-5606, 17-5607, 17-5609a, 17-5611, 17-5612, 17-5613, 17-5614, 17-5615, 17-5616, 17-5617, 17-5618, 17-5619, 17-5620, 17-5621, 17-5622, 17-5623, 17-5624, 17-5625, 17-5626, 17-5627, 17-5628, 17-5629, 17-5630, 17-5631, 17-5632, 17-5633, 17-5634, 17-5635, 17-5636, 17-5637, 17-5638, 17-5639, 17-5640, 17-5641, 17-5642, 17-5643, 17-5644, 17-5645, 17-5702, 17-5703, 17-5704, 17-5705, 17-5706, 17-5801, 17-5802, 17-5803, 17-5804, 17-5805, 17-5806, 17-5807, 17-5808, 17-5809, 17-5810, 17-5811, 17-5812, 17-5814, 17-5816, 17-5817, 17-5818, 17-5819, 17-5820, 17-5821, 17-5822, 17-5823,

17-5824, 17-5825, 17-5826, 17-5827, 17-5830, 17-5831 and 17-5832 and K.S.A. 2017 Supp. 17-5225d, 17-5610, 17-5701, 17-5828 and 17-5829, 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Ward.

Present but not voting: None.

Absent or not voting: Gallagher, Markley.

The bill passed, as amended.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Becker in the chair.

COMMITTEE OF THE WHOLE

On motion of Rep. Becker, Committee of the Whole report, as follows, was adopted: Recommended that committee report to **HB 2749** be adopted; and the bill be passed as amended.

Committee report to **HB 2489** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **SB 260**, as amended by Senate Committee, be amended on page 36, in line 11, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 261** be amended on page 1, following line 6, by inserting:

"Section 1. K.S.A. 2017 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 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 years ending ~~June 30, 2015, June 30, 2016, June 30, 2017, June 30, 2018, and June 30, 2019,~~ June 30, 2020, and June 30, 2021, of the remainder, the state treasurer shall deposit and credit the first \$3,100,000 to the electronic filing and management fund created in K.S.A. 2017 Supp. ~~20-1a16 20-1a20,~~ and amendments thereto. During the fiscal year ending June 30, ~~2020 2022,~~ and each fiscal year thereafter, of the remainder, the state treasurer shall deposit and credit the first ~~\$1,000,000~~ \$1,500,000 to the electronic filing and management fund. Of the balance which remains after deduction of the amounts specified in this subsection, the state treasurer shall deposit and credit the remainder to the judicial branch docket fee fund.";

Also on page 1, in line 23, after "Supp." by inserting "20-362 and"; also in line 23, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "concerning" by inserting "the judicial branch; relating to docket fees; disposition of docket fees for the fiscal years ending June 30, 2020, and June 30, 2021;"; in line 2, by striking "relating to"; in line 4, after "Supp." by inserting "20-362 and"; also in line 4, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 266** be amended on page 1, in line 27, after "means" by inserting "the net financial benefit, after deduction of taxes, legal fees, costs, expenses of litigation, liens, offsets, credits or other deductions from,";

On page 2, in line 8, by striking "any other source" and inserting "damages awarded in a tort action"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 281**, as amended by Senate Committee, be amended on page 2, in line 11, by striking "district"; also in line 11, after "judge" by inserting "of the district court"; in line 15, by striking "district"; also in line 15, after

"judge" by inserting "of the district court"; following line 32, by inserting:

"Sec. 3. K.S.A. 60-3105 is hereby amended to read as follows: 60-3105. (a) When the court is unavailable, a verified petition, accompanied by a proposed order, may be presented to any ~~district judge~~ of the district court. The judge may grant relief in accordance with ~~subsection (a)(1), (2), (4) or (5)~~ of K.S.A. 60-3107(a)(1), (2), (4) or (5), and amendments thereto, or any combination thereof, if the judge deems it necessary to protect the plaintiff or minor child or children from abuse. An emergency order pursuant to this subsection may be granted ex parte. Immediate and present danger of abuse to the plaintiff or minor child or children shall constitute good cause for the entry of the emergency order.

(b) An emergency order issued under subsection (a) shall expire on 5:00 p.m. on the first day when the court resumes court business. At that time, the plaintiff may seek a temporary order from the court.

(c) The judge shall note on the petition and any order granted, including any documentation in support thereof, the filing date, together with the judge's signature, and shall deliver them to the clerk of the court on the next day of the resumption of business of the court.";

On page 4, in line 4, by striking "district"; also in line 4, after "judge" by inserting "of the district court"; in line 16, by striking "district"; also in line 16, after "judge" by inserting "of the district court";

On page 7, in line 32, before "K.S.A" by inserting "K.S.A. 60-3105 and";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after "amending" by inserting "K.S.A. 60-3105 and"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 310** be amended on page 2, in line 38, by striking all after "means"; by striking all in lines 39 and 40; in line 41, by striking all before the semicolon and inserting ":

(A) Departure from custody without lawful authority; or

(B) failure to return to custody following temporary leave lawfully granted by:

(i) Express authorization of law;

(ii) order of a court; or

(iii) a custodial official authorized to grant such leave"; 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 bill was introduced and read by title:

HB 2780, AN ACT concerning property taxation; relating to valuation, appeals, payment of costs by county, by Committee on Taxation.

REPORT ON ENGROSSED BILLS

HB 2516, **HB 2527** reported correctly engrossed March 14, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Friday, March 16, 2018.

Journal of the House

FORTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, March 16, 2018, 11:00 a.m.

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

The roll was called with 119 members present.

Reps. Brim, Gallagher and Wheeler were excused on verified illness.

Reps. Claeys, Sawyer and Whitmer were excused on excused absence by the Speaker.

Prayer by Rep. Phelps:

Almighty Father, we thank you for all the blessings, both large and small, you have bestowed on us.

For spring days of sunshine and warm breezes; for family and friends who support and love us; for resilient bodies and healthy minds; and for simply having enough.

Help us today to keep our focus on the goals you have put before us. Give each of us strength to accomplish something for you and for others. We ask that you bless today's session with your presence. And Lord, please continue to give peace and strength to Chaplain Brubaker.

We pray in your holy name. Amen

The Pledge of Allegiance was led by Rep. Jones.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Taxation: **HB 2780**.

MESSAGES FROM THE SENATE

The Senate nonconcurrs in House amendments to **SB 335**, requests a conference and has appointed Senators Longbine, Billinger and Rogers as conferees on the part of the Senate.

Announcing passage of **SB 428**.

Announcing passage of **HB 2498**.

Announcing passage of **HB 2042**, as amended, **HB 2145**, as amended, and **HB 2454**, as amended.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 428.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 335**.

Speaker pro tem Schwab thereupon appointed Reps. Kelly, Powell and Finney as conferees on the part of the House.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6052**—

By Representatives Parker, Holscher, Lusk, Neighbor, Ousley and Stogsdill

HR 6052—A RESOLUTION urging Congress to repeal the Dickey amendment and to adequately fund the Centers for Disease Control and Prevention (CDC) in order to enable research examining gun violence as a public health issue.

WHEREAS, In 1996, Congress added a policy rider amendment to the federal spending bill pertaining to CDC funding, which became known as the "Dickey amendment"; and

WHEREAS, The Dickey amendment provided that "none of the funds made available for injury prevention and control at the Centers for Disease Control and Prevention may be used to advocate or promote gun control"; and

WHEREAS, In addition to the Dickey amendment, Congress redirected \$2.6 million then earmarked for gun violence research to other CDC endeavors; and

WHEREAS, The Dickey amendment has resulted in a chilling effect on gun violence research and research on the causes of gun violence and its effect on public health; and

WHEREAS, Despite attempts to remove the Dickey amendment from new federal spending bills, and executive orders directing the CDC to research this issue, Congress still fails to adequately fund the CDC to produce meaningful research on gun violence; and

WHEREAS, In light of the tragic shootings that have occurred in schools and elsewhere across the United States since the passage of the Dickey amendment, research into gun violence as a public health issue has become as imperative as ever: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we urge Congress to repeal the Dickey amendment and to adequately fund the CDC in order to enable research examining gun violence as a public health issue; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send enrolled copies of this resolution to each member of the Kansas congressional delegation and shall work with Kansas' legislative leaders to send a copy to the legislative leaders in other states, including the Speaker of the House of Representatives and the President of the Senate of every state legislature in the United States.

CONSENT CALENDAR

No objection was made to **SB 369, HB 2755** appearing on the Consent Calendar for the second day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2489, AN ACT concerning the multistate tax compact; relating to the apportionment of corporate income, election; amending K.S.A. 79-4301 and 79-4302 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 110; Nays 8; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Holscher, Horn, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Victors, Ward, Waymaster, Weber, C., Weigel, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Burris, Corbet, Garber, Hoffman, Mason, R. Powell, Schwab, Vickrey.

Present but not voting: None.

Absent or not voting: Brim, Claeys, Gallagher, Huebert, Sawyer, Wheeler, Whitmer.

The bill passed, as amended.

HB 2749, AN ACT concerning sales and compensating use tax; relating to countywide retailers' sales tax; rates, Jackson county, Dickinson county; amending K.S.A. 2017 Supp. 12-187 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 108; Nays 10; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Burroughs, Carlin, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Houser, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Schreiber, Schroeder, Schwab, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Burris, Carmichael, B. Carpenter, Delperdang, Dove, Hodge, Jacobs, K. Jones,

R. Powell, Seiwert.

Present but not voting: None.

Absent or not voting: Brim, Claeys, Gallagher, Huebert, Sawyer, Wheeler, Whitmer.

The bill passed, as amended.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Highland in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **SB 275** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2676** be amended on page 2, in line 27, by striking all after "(g)"; by striking all in lines 28 through 42; in line 43, by striking "(h)";

On page 3, following line 5, by inserting:

"(h) No order for the suspension or revocation of a license shall be effective until such time as the secretary has approved the licensee's transition plan for moving all consumers currently receiving services from the licensee to another licensed community service provider, and such transition of consumers has been completed. The secretary shall work in cooperation with the community developmental disability organization to guarantee the orderly transition of services as described in the transition plan. The department shall provide extraordinary funding to any community service provider that begins providing services to consumers pursuant to a transition plan for at least the first 60 days after the transition is completed. The department shall provide the necessary funding for community developmental disability organizations to prepare and implement community crisis plans in order to facilitate the transition of services when necessary. Nothing in this subsection shall be construed to waive or otherwise limit the ability of a community service provider to proceed under the Kansas administrative procedure act with respect to any pending order for the suspension or revocation of such provider's license."; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2774** be passed.

Committee on **Health and Human Services** recommends **SB 282**, as amended by Senate Committee, be amended on page 2, by striking all in line 33;

On page 3, by striking all in line 3;

And by renumbering paragraphs accordingly;

On page 20, following line 22, by inserting:

"New Sec. 4. (a) A CBD product, as defined in subsection (b), may be sold in this state. Any CBD product sold in this state other than by prescription shall be labeled by the manufacturer and seller. The label shall contain a description of all of the contents in the product, a statement of purity, a statement that the product does not contain tetrahydrocannabinol (THC) and the manufacturer's name and address. Whenever a CBD product is sold or otherwise supplied, the seller or supplier shall give additional printed material, approved by the board of pharmacy, to the person receiving the CBD

product that provides adequate warning against use that may be dangerous to the health of the user.

(b) As used in this section, "CBD product" means a nonpsychoactive cannabinoid in the form of oils, powders, pills or lotions sold as an herbal supplement with a tetrahydrocannabinol (THC) concentration of 0% on a dry weight basis.

(c) The section shall be part of and supplemental to the uniform controlled substances act.

Sec. 5. K.S.A. 2017 Supp. 21-5701 is hereby amended to read as follows: 21-5701. As used in K.S.A. 2017 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 which 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) "Drug" means:

(1) 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;

(2) substances intended for use in the diagnosis, cure, mitigation, treatment or

prevention of disease in man or animals;

(3) substances, other than food, intended to affect the structure or any function of the body of man or animals; and

(4) substances intended for use as a component of any article specified in paragraph (1), (2) or (3). It does not include devices or their components, parts or accessories.

(f) "Drug paraphernalia" means all equipment and materials of any kind which 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. "Drug paraphernalia" shall include, but is not limited to:

(1) Kits used or intended for use in planting, propagating, cultivating, growing or harvesting any species of plant which is a controlled substance or from which a controlled substance can be derived;

(2) kits used or intended for use in manufacturing, compounding, converting, producing, processing or preparing controlled substances;

(3) isomerization devices used or intended for use in increasing the potency of any species of plant ~~which~~ that is a controlled substance;

(4) testing equipment used or intended for use in identifying or in analyzing the strength, effectiveness or purity of controlled substances;

(5) scales and balances used or intended for use in weighing or measuring controlled substances;

(6) diluents and adulterants, including, but not limited to, quinine hydrochloride, mannitol, mannite, dextrose and lactose, which are used or intended for use in cutting controlled substances;

(7) separation gins and sifters used or intended for use in removing twigs and seeds from or otherwise cleaning or refining marijuana;

(8) blenders, bowls, containers, spoons and mixing devices used or intended for use in compounding controlled substances;

(9) capsules, balloons, envelopes, bags and other containers used or intended for use in packaging small quantities of controlled substances;

(10) containers and other objects used or intended for use in storing or concealing controlled substances;

(11) hypodermic syringes, needles and other objects used or intended for use in parenterally injecting controlled substances into the human body;

(12) 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) Metal, wooden, acrylic, glass, stone, plastic or ceramic pipes with or without screens, permanent screens, hashish heads or punctured metal bowls;

(B) water pipes, bongs or smoking pipes designed to draw smoke through water or another cooling device;

(C) carburetion pipes, glass or other 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) smoking and carburetion masks;

(E) 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) miniature cocaine spoons and cocaine vials;

(G) chamber smoking pipes;

(H) carburetor smoking pipes;

(I) electric smoking pipes;

(J) air-driven smoking pipes;

(K) chillums;

(L) bongs;

(M) ice pipes or chillers;

(N) any smoking pipe manufactured to disguise its intended purpose;

(O) wired cigarette papers; or

(P) cocaine freebase kits.

"Drug paraphernalia" shall not include any products, chemicals or materials described in K.S.A. 2017 Supp. 21-5709(a), and amendments thereto.

(g) "Immediate precursor" means a substance which 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 which 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) "Isomer" means all enantiomers and diastereomers.

(i) "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. "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, which are intended for use in cutting a controlled substance.

(j) "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 which is incapable of germination; ~~or~~ (2) any substance listed in schedules II through V

of the uniform controlled substances act; or (3) any substance authorized for use under section 4, and amendments thereto.

(k) "Minor" means a person under 18 years of age.

(l) "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 which 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 which is chemically equivalent or identical with any of these substances, but not including decocainized coca leaves or extractions of coca leaves which do not contain cocaine or ecgonine.

(m) "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) "Opium poppy" means the plant of the species *Papaver somniferum* L. except its seeds.

(o) "Person" means an individual, corporation, government or governmental subdivision or agency, business trust, estate, trust, partnership, association or any other legal entity.

(p) "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 which identifies itself by a common name or slang term associated with a controlled substance and which indicates on its label or accompanying promotional material that the product simulates the effect of a controlled substance.

Sec. 6. K.S.A. 2017 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 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 which, 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 which 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) "Drug" means: (1) 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; (2) substances intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in human or animals; (3) substances (other than food) intended to affect the structure or any function of the body of human or animals; and (4) substances intended for use as a component of any article specified in paragraph (1), (2) or (3). It does not include devices or their components, parts or accessories.

(q) "Immediate precursor" means a substance which 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 which 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 which 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 which is incapable of germination; ~~or~~ (2) any substance listed in schedules II through V of the uniform controlled substances act; or (3) any substance authorized for use under section 4, and amendments thereto.

(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 which 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 which is chemically equivalent or identical with any of these substances, but not including decocainized coca leaves or extractions of coca leaves which 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 which 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.";

Also on page 20, in line 23, after "Supp." by inserting "21-5701, 65-4101,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon by inserting "concerning CBD products;"; in line 3, after "Supp." by inserting "21-5701, 65-4101,"; 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. 57, by Representative Roger Elliott, congratulating Maureen Bostros for receiving a 2018 Prudential Spirit of Community Award;

Request No. 58, by Representative Gail Finney, recognizing Topeka Mayor Michelle De La Isla as a female, Hispanic, employed and single parent mayor;

Request No. 59, by Representative Doug Blex , congratulating Laird and Marilyn Eidson on their 50th Wedding Anniversary;

Request No. 60, by Representative Doug Blex , congratulating Larry and Glenda Jacobs on their 50th Wedding Anniversary;

Request No. 61, by Representative Ed Trimmer, congratulating John Andrew Stout on achieving the rank of Eagle Scout;

Request No. 62, by Representative Susan Concannon, congratulating Noah Gersnter on winning the Knights of Columbus State Free Throw Championship, 11 yr. old boys division;

Request No. 63, by Representative Cindy Holscher, honoring Alice Craig and the Midwest Innocence Project for their role in exonerating the wrongly convicted;

Request No. 64, by Representative Joy Koesten, congratulating James Reid Mendel on achieving the rank of Eagle Scout;

Request No. 65, by Representative Joy Koesten, congratulating Aidan Joseph Hochanadel on achieving the rank of Eagle Scout;

Request No. 66, by Representative Virgil Weigel, congratulating Mindy Toy on receiving the American Ambulance Association Star of Life Award;

Request No. 67, by Representative Jim Gartner, congratulating Hayden High School Boy's Basketball Team for being 2018 State Champions;

Request No. 68, by Representative Eber Phelps, congratulating Kimberly S. Schneweis for being named a 2018 Kansas Master Teacher;

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. Hineman, 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 2781, AN ACT concerning elections; relating to voter registration; creating the interstate voter registration crosscheck fund, by Committee on Taxation.

HB 2782, AN ACT concerning criminal procedure; relating to disposition of firearms seized by law enforcement; amending K.S.A. 2017 Supp. 22-2512 and repealing the existing section, by Committee on Taxation.

HB 2783, AN ACT concerning sales taxation; relating to exemptions, kids need to eat, inc.; amending K.S.A. 2017 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2784, AN ACT concerning the Kansas state employees health care commission; providing for payroll deductions for indemnity insurance; amending K.S.A. 75-6521, 75-6522 and 75-6523 and repealing the existing sections, by Committee on Appropriations.

HB 2785, AN ACT concerning unemployment benefits; regarding the period of disqualification upon false statement or representation, or knowing failure to disclose a material fact; amending K.S.A. 2017 Supp. 44-706 and repealing the existing section, by Committee on Appropriations.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Davis to replace Rep. Clays on Committee on Appropriations on March 16 and March 19, 2018.

Also, the appointment of Rep. Schwab to replace Rep. Hoffman on Committee on Appropriations on March 19, 2018.

Also, the appointment of Rep. Crum to replace Rep. Sawyer on Committee on K-12 Education Budget on March 16, 2018.

REPORT ON ENGROSSED BILLS

HB 2489, **HB 2749** reported correctly engrossed March 15, 2018.

REPORT ON ENROLLED BILLS

HB 2106, **HB 2362**, **HB 2435** reported correctly enrolled, properly signed and presented to the Governor on March 16, 2018.

REPORT ON ENROLLED RESOLUTIONS

HR 6051 reported correctly enrolled and properly signed on March 16, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Monday, March 19, 2018.

Journal of the House

FORTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 19, 2018, 11:00 a.m.

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

The roll was called with 123 members present.

Reps. Claeys and Hoffman were excused on excused absence by the Speaker.

Prayer by guest chaplain, Everett Schultz, Interim Pastor, First Mennonite Church, Pretty Prairie, and guest of Rep. Seiwert.

Dear heavenly Father,

I come before You this morning thanking You for this great state of Kansas and that this House still opens its' sessions with prayer. I pray that You will lead and guide these people to understand and discern Your direction for our state. Please empower the people in this room to have the fortitude and strength to face the issues of the day with truth.

The world faces many challenges today with the threat of nuclear war, of civil unrest, and of the taking of innocent life in all areas of society. Forgive us for removing prayer and the mention of Your name from schools, and from turning away from Your principles as a society. Our turning away from You has led to a loss of moral decency and so I pray Father that You will move the people in this room to be able to stand for what our forefathers fought and died for to provide a society where God was respected and revered. Help these people to stand strong for Godly moral values in all the decisions they make for our state.

But most importantly, help each one here to know that you love them and that You sent Your Son to die for each one of them so that they might have eternal life with You in heaven.

In Thy name I pray. Amen.

The Pledge of Allegiance was led by Rep. Seiwert.

INTRODUCTION OF GUESTS

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

I would like to present this certificate of appreciation to Pastor Everett Schultz, First Mennonite Church, Pretty Prairie, in recognition of ten years of faithfully coming to the House of Representatives once each session to lead us in prayer.

Rep. Seiwert presented a framed House certificate to Pastor Schultz.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2786, AN ACT creating the injection well safety advisory task force, by Committee on Federal and State Affairs.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HR 6052**.

Children and Seniors: **SB 428**.

General Government Budget: **HB 2784**, **HB 2785**.

Taxation: **HB 2781**, **HB 2782**, **HB 2783**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Dietrich, **HR 6053**, by Reps. Finney, Alcala, Arnberger, Ballard, Bishop, Brim, Carlin, Clayton, Concannon, Crum, Curtis, Davis, Deere, Dierks, Dietrich, Gallagher, Good, Henderson, Holscher, Horn, Humphries, Judd-Jenkins, Koesten, Kuether, Landwehr, Lusk, Markley, Murnan, Neighbor, Ohaebosim, Phelps, Probst, Rooker, Ruiz, Schreiber, Swanson, Victors, Weber, Williams, Winn and Wolfe Moore, as follows, was introduced and adopted:

HR 6053—A RESOLUTION recognizing March 19 as Kansas Celebrating Women in Public Office Day.

WHEREAS, The month of March is Women's History Month and celebrates the significant contributions women of all races, ethnicities and backgrounds have made to the world; and

WHEREAS, Women play a critical role in the vitality and diversity of our communities and are essential to ensuring Kansas is well-represented; and

WHEREAS, While the 20th century was a pivotal time of growth for women entering politics, women remain underrepresented in male-dominated fields, and thus, providing opportunities to support women in public office is imperative; and

WHEREAS, Recognizing women in public office will bring awareness to the fundamental necessity of their work and will inspire other women to serve their communities: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize March 19 as Kansas Celebrating Women in Public Office Day and call on the people of Kansas to unite as we support the success of women in public office and observe March 19 with appropriate activities, events and programs; and

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

INTRODUCTION OF GUESTS

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

We are very excited today as we celebrate Women's History Month and Celebrate Women in Public Office Day by recognizing a few of our own groundbreaking female legislators who are currently serving in the Legislature and those that have come before us.

Kansas was among the first states to give women the right to vote when it passed a state constitutional amendment in 1912, eight years before ratification of the 19th Amendment to the U.S. Constitution. Since that time, statewide, Kansas has had one woman Secretary of State – Elwill Shanahan (1966-1978); three women State Treasurers – Joan Finney (1975-1991), Sally Thompson (1991-1995), & Lynn Jenkins (2003-2009); two women Governors – Joan Finney (1991-1995) & Kathleen Sebelius (2003-2009); one woman Lieutenant Governor – Sheila Frahm (1991-1998); one woman Attorney General – Carla Stovall (1995-2003); and two women Insurance Commissioners – Kathleen Sebelius (1995-2003) and Sandy Praeger (2003-2015).

In addition, only 203 women have ever served in the Kansas Legislature/House, including only eight women of color. Six African American women, (Verdis Robinson, Ruby Gilbert, Barbara Ballard, Valdenia Winn, Oletha Faust-Goudeau and Gail Finney), one Latin American (Delia Garcia) and one Native American (Ponka-We Victors).

Currently, there are 32 ladies now serving in the House and 15 in the Senate. A few of those special barrier breaking women include: Susan Wagle, the first woman to be elected Speaker pro-tem and the first woman elected as Senate President. Barbara Ballard, the first African-American woman elected to the Kansas House without having been appointed first; and Ponka-We Victors, the first Native American woman elected to the House. We also would like to take this time to recognize the three women that are currently serving as House Committee Chairs – Erin Davis, Children and Seniors and also Joint Committee on Special Claims Against the State; Kristy Williams, Local Government; and Brenda Landwehr, Social Services Budget.

Today we are also recognizing a local resident that has broken barriers here in Topeka to become the city's first Hispanic Mayor, Ms. Michelle De La Isla. She is Topeka's second female mayor, following Joan Wagnon, and she is Topeka's first employed mayor and the first mayor who is a single parent. She is also a diversity and inclusion representative for Westar Energy. Previously, she had represented south Topeka's District 5 on the city council since April 2013, and she was the executive director of Topeka Habitat for Humanity from 2010 until she took her job with Westar in 2015. She also earned a degree from Wichita State University. Interestingly, today is also her birthday! Help us wish her a very Happy Birthday.

We sincerely appreciate all of their service to the State of Kansas. Please join us in recognizing our current female leaders.

The Representatives presented Mayor De La Isla with a framed House certificate in recognition of her accomplishments.

CONSENT CALENDAR

No objection was made to **HB 2755, SB 369** 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 2755, AN ACT concerning property taxation; relating to cities and counties, approval of budgets with increased property tax revenues, election requirements, exceptions; amending K.S.A. 2017 Supp. 79-2925c 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: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Burris, Garber, Jacobs.

Present but not voting: None.

Absent or not voting: Claeys, Hoffman.

The bill passed.

SB 369, AN ACT concerning the Kansas highway patrol; relating to minimum rank for certain persons; amending K.S.A. 2017 Supp. 74-2113 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, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Holscher, Horn, Houser, Huebert,

Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Claeys, Hoffman.

The bill passed.

SB 275, AN ACT concerning credit unions; relating to expulsion of members; credit union council; terms of service; two-term limit; amending K.S.A. 17-2219 and 17-2232 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Claeys, Hoffman.

The bill passed, as amended.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Davis in the chair.

COMMITTEE OF THE WHOLE

Committee report to **HB 2421** be adopted.

On motion of Rep. Whitmer to amend **HB 2421**, Rep. Ward requested the amendment be divided. The amendment was divided into 6 parts. The motion to amend was subsequently withdrawn.

Also, on motion of Rep. Pittman to amend **HB 2421**, a motion to Rise and Report by Rep. Hineman was adopted. The bill remains on General Orders.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2778** be passed.

Committee on **Federal and State Affairs** recommends **HB 2398** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2398," as follows:

"Substitute for HOUSE BILL NO. 2398

By Committee on Federal and State Affairs

"AN ACT concerning traffic-control devices; relating to the maintenance thereof, counties and townships; amending K.S.A. 2017 Supp. 8-2005 and 68-526 and repealing the existing sections."; and the substitute bill be passed.

(**Sub HB 2398** 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 bill was introduced and read by title:

HB 2787, AN ACT concerning children and minors; relating to crisis intervention; creating juvenile crisis intervention centers; amending K.S.A. 2017 Supp. 38-2231, 38-2232, 38-2242, 38-2243, 38-2330 and 75-52,164 and repealing the existing sections, by Committee on Appropriations.

CHANGE OF REFERENCE

Speaker pro tem Schwab announced the withdrawal of **SB 56** from the Committee on Elections and referral to the Committee on Government, Technology and Security.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Parker to replace Rep. Alcalá on Committee on Taxation on March 19, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Tuesday, March 20, 2018.

Journal of the House

FORTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, March 20, 2018, 11:00 a.m.

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

The roll was called with 123 members present.

Rep. Seiwert was excused on legislative business.

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

Prayer by Rep. Schroeder:

Our Lord and Heavenly Father, we come before you today with thanksgiving and praise. Praising you for your power and majesty. Thanking you for all your love for us and the blessings you provide. Thank you for the rain and the promise of spring. Thank you for sending your son as a sacrifice for all to take away our sins and provide redemption.

We also know you are in control even when things seem out of control. You have appointed leaders among us, and I ask that you bless them with wisdom and knowledge to guide our decisions. Help each of us to recognize you as the creator of all and that nothing exists without you.

Once again, guide us and the decisions we make for the State of Kansas. Be with Eunice as she undergoes treatment. Give her strength and be near to her. Finally Lord, bless this Legislature and do your will through the policies we move forward. To your honor and glory, I pray this in Jesus name. Amen.

The Pledge of Allegiance was led by Rep. Vickrey.

INTRODUCTION OF GUESTS

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

Last year, we listened to several success stories that involved some of our current legislators. If you have been affected by someone who has experience as a kidney donor or recipient, please come down and join us.

Be it hereby known to all that:
 Official recognition is extended in honor of Kansas Kidney Awareness &
 Organ Donation Day

Most of you do not know that I was diagnosed with chronic kidney failure at the age of 27. Thanks to God, amazing doctors, and medications, I am here today.

On March 20, 2018, organizations promoting awareness of chronic kidney disease, dialysis, and organ transplantation are providing education about the risks of kidney disease and blood pressure screenings. Early and accurate identification of kidney disease is a critical component of efforts to reduce the negative health and economic impacts on Kansans. One organ donor can save the lives of more than eight people.

In observance of March as National Kidney Month and April as National Donate Life Month, we encourage all Kansas legislators and residents to honor organ donors and those living with chronic kidney disease.

Today, I would like to honor several people: Alonzo Jamison, Colleen Jamison and Shekinah Bailey – Most of you know Alonzo as a KU basketball star from 1988-1992. I also know him as a father. I had the honor of teaching his twin daughters who are now in college. About four years ago, Alonzo went on dialysis because of end-stage kidney disease brought on by diabetes. Many people were tested, but he couldn't find a match. One day, Shekinah Bailey saw a post on Colleen's Facebook page. These are his words, "Not only is this a bad situation for him for a standard of living, but as a society, this is a huge drain on our insurance. When you start to look at all these different factors, it just hit me in the face that this is a no-brainer. Why are people not lined up to help people out? This one we can actually cure. We can fix this."

I would also like to recognize:

Angela Zaynaug Chowdhury – Living Kidney Donor

Pat Avila – Living Kidney Donor

Tom Weathers – Kidney Recipient

In the gallery and throughout the Capitol, we have the Kansas Kidney Coalition, National Kidney Foundation serving western Missouri, Kansas, and Oklahoma, and The University of Kansas Health System Center for Transplantation.

Rep. Brim presented framed House certificates to her guests.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2786**.

Judiciary: **HB 2787**.

MESSAGES FROM THE GOVERNOR

HB 2106, HB 2362, HB 2435 approved on March 20, 2018.

MESSAGES FROM THE SENATE

The Senate nonconcur in House amendments to **SB 275**, requests a conference and has appointed Senators Longbine, Billinger and Rogers as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 275**.

Speaker Ryckman thereupon appointed Reps. Kelly, Powell and Finney as conferees on the part of the House.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Proehl, the House nonconcurrred in Senate amendments to **Sub HB 2194** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Proehl, Francis and Lusker as conferees on the part of the House.

On motion of Rep. Jennings, the House nonconcurrred in Senate amendments to **HB 2454** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Jennings, Whitmer and Highberger as conferees on the part of the House.

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

Speaker Ryckman thereupon appointed Reps. Barker, Highland and Ruiz as conferees on the part of the House.

On motion of Rep. Barker, the House nonconcurrred in Senate amendments to **HB 2145** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Barker, Highland and Ruiz as conferees on the part of the House.

On motion of Rep. Barker, the House nonconcurrred in Senate amendments to **HB 2476** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Barker, Highland and Ruiz as conferees on the part of the House.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Phillips in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that **SB 398** be passed.

Committee report to **HB 2625** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2103** be adopted.

Roll call was demanded on motion of Rep. Miller to amend **Sub HB 2103**, on page 1, in line 5, before "Section" by inserting:

"New";

On page 2, following line 3, by inserting:

"New Sec. 2. (a) The provisions of K.S.A. 40-2249a, and amendments thereto, shall apply to the provisions of this section.

(b) On and after July 1, 2018, every insurer that issues any individual or group policy of accident and sickness insurance providing medical, surgical or hospital

expense coverage and that is delivered, issued for delivery, amended or renewed on or after July 1, 2018, shall also provide coverage for hearing instruments, including necessary batteries and repairs, fitted or dispensed by a person authorized by law to fit or dispense a hearing instrument.

(c) The coverage required by this section shall be subject to the same annual deductibles, copayments or coinsurance limits as established for all other covered benefits under the individual or group policy of accident and sickness insurance referred to in subsection (b).

(d) As used in this section, the term "hearing instrument" means the same as defined in K.S.A. 74-5807, and amendments thereto.

(e) This section shall apply to the state health care benefits program and municipal self-funded pools.

(f) This section shall not apply to any policy or certificate that provides coverage for any specified disease, specified accident or accident only coverage, credit, dental, disability income, hospital indemnity, long-term care insurance as defined by K.S.A. 40-2227, and amendments thereto, vision care or any other limited supplemental benefit nor to any medicare supplement policy of insurance as defined by the commissioner of insurance by rules and regulations, any coverage issued as a supplement to liability insurance, workers' compensation or similar insurance, automobile medical-payment insurance or any insurance under which benefits are payable with or without regard to fault, whether written on a group, blanket or individual basis.

Sec. 3. On and after July 1, 2018, K.S.A. 2017 Supp. 40-2,103 is hereby amended to read as follows: 40-2,103. The requirements of K.S.A. 40-2,100, 40-2,101, 40-2,102, 40-2,104, 40-2,105, 40-2,114, 40-2,160, 40-2,165 through 40-2,170, ~~inclusive~~, 40-2250, K.S.A. 2017 Supp. 40-2,105a, 40-2,105b, 40-2,184, 40-2,190 ~~and~~, 40-2,194 ~~and section 2~~, and amendments thereto, shall apply to all insurance policies, subscriber contracts or certificates of insurance delivered, renewed or issued for delivery within or outside of this state or used within this state by or for an individual who resides or is employed in this state.

Sec. 4. On and after July 1, 2018, K.S.A. 2017 Supp. 40-19c09 is hereby amended to read as follows: 40-19c09. (a) Corporations organized under the nonprofit medical and hospital service corporation act shall be subject to the provisions of the Kansas general corporation code, articles 60 to 74, inclusive, of chapter 17 of the Kansas Statutes Annotated, and amendments thereto, applicable to nonprofit corporations, to the provisions of K.S.A. 40-214, 40-215, 40-216, 40-218, 40-219, 40-222, 40-223, 40-224, 40-225, 40-229, 40-230, 40-231, 40-235, 40-236, 40-237, 40-247, 40-248, 40-249, 40-250, 40-251, 40-252, 40-2,100, 40-2,101, 40-2,102, 40-2,103, 40-2,104, 40-2,105, 40-2,116, 40-2,117, 40-2,125, 40-2,153, 40-2,154, 40-2,160, 40-2,161, 40-2,163 through 40-2,170, ~~inclusive~~, 40-2a01 et seq., 40-2111 ~~to through~~ 40-2116, ~~inclusive~~, 40-2215 ~~to through~~ 40-2220, ~~inclusive~~, 40-2221a, 40-2221b, 40-2229, 40-2230, 40-2250, 40-2251, 40-2253, 40-2254, 40-2401 ~~to through~~ 40-2421, ~~inclusive~~, and 40-3301 ~~to through~~ 40-3313, ~~inclusive~~, K.S.A. 2017 Supp. 40-2,105a, 40-2,105b, 40-2,184, 40-2,190 ~~and~~, 40-2,194 ~~and section 2~~, and amendments thereto, except as the context otherwise requires, and shall not be subject to any other provisions of the insurance code except as expressly provided in this act.

(b) No policy, agreement, contract or certificate issued by a corporation to which this section applies shall contain a provision which excludes, limits or otherwise

restricts coverage because medicaid benefits as permitted by title XIX of the social security act of 1965 are or may be available for the same accident or illness.

(c) Violation of subsection (b) shall be subject to the penalties prescribed by K.S.A. 40-2407 and 40-2411, and amendments thereto.

Sec. 5. On and after July 1, 2018, K.S.A. 2017 Supp. 40-2,103 and 40-19c09 are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "formula" by inserting "; coverage for hearing instruments; amending K.S.A. 2017 Supp. 40-2,103 and 40-19c09 and repealing the existing sections"

On roll call, the vote was: Yeas 38; Nays 83; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Ballard, Bishop, Burroughs, Carlin, Carmichael, Clark, Clayton, Crum, S., Curtis, Deere, Finney, Frownfelter, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Lusker, Miller, Murnan, Ohaebosim, Ousley, Parker, Probst, Ruiz, Sawyer, Smith, E., Stogsdill, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claeys, Concannon, Corbet, Cox, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Markley, Mason, Mastroni, Neighbor, Orr, Osterman, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Schreiber, Schroeder, Schwab, Sloan, Smith, A., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Helgerson, Jennings, Pittman, Seiwert.

The motion of Rep. Miller to amend did not prevail and **Sub HB 2103** be passed.

Committee report to **SB 375** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2773** be amended on page 1, following line 22, by inserting:

"Provided, That all moneys in the school safety and security grant fund expended for fiscal year 2019 shall be matched by the receiving school district on a \$1 for \$1 basis from other moneys of the district."

Also on page 1, in line 32, after "board" by inserting ":

(1)";

Also on page 1, in line 33, by striking the second "Kansas"; in line 34, after "environment" by inserting ", the state fire marshal"; in line 35, after "board" by inserting " and

(2) may consult with any local agencies and school boards as deemed necessary by the state board";

On page 2, in line 24, after "board" by inserting ":

(1)";

Also on page 2, in line 26, by striking "Kansas"; also in line 26, after "environment" by inserting ", the state fire marshal"; in line 27, after "board" by inserting "; and

(2) may consult with any local agencies and school boards as deemed necessary by the state board";

On page 4, in line 14, after "include" by inserting "the current school district safety and security policies and procedures and";

On page 5, in line 21, after "the" where it appears for the first time, by inserting "accident prevention guidelines and"; also in line 21, by striking all after "established"; by striking all in line 22; in line 23, by striking all before the period and inserting "in subsections (a), (b) and (c)"; and the bill be passed as amended.

Committee on **Appropriations** recommends **SB 276**, as amended by Senate Committee, 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 **Elections** recommends **SB 57**, as Amended by Senate Committee of the Whole, be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 57," as follows:

"House Substitute for SENATE BILL NO. 57

By Committee on Elections

"AN ACT concerning certain statewide elected officials; amending K.S.A. 25-101a and repealing the existing section."; and the substitute bill be passed.

(**H Sub for SB 57** was thereupon introduced and read by title.)

Committee on **Federal and State Affairs** recommends **SB 307**, as amended by Senate Committee of the Whole, be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 307," as follows:

"House Substitute for SENATE BILL NO. 307

By Committee on Federal and State Affairs

"AN ACT concerning amusement rides; relating to the Kansas amusement ride act; relating to limited-use amusement rides and registered agritourism activities; amending K.S.A. 2017 Supp. 40-4801, 40-4802, 44-1601, 44-1602, 44-1603, 44-1605, 44-1606, 44-1607, 44-1608, 44-1609, 44-1610, 44-1611, 44-1612, 44-1613, 44-1614, 44-1616, 44-1617, 44-1618 and 44-1619 and repealing the existing sections."; and the substitute bill be passed.

(**H Sub for SB 307** was thereupon introduced and read by title.)

Committee on **Insurance** recommends **SB 348**, as amended by Senate Committee, be amended on page 1, in line 17, by striking ", so long as printed documents are readily available" and inserting "only if: (A) Paper documents are readily available; and (B) notification has been provided to the party explaining the party's option to receive paper documents via U.S. mail"; in line 36, by striking "40-2209d" and inserting "40-4602";

On page 2, in line 1, after the period by inserting "'Health benefit plan" shall also include any: (1) Individual health insurance policy; (2) individual or group dental insurance policy; or (3) nonprofit dental services corporation."; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 410**, as amended by Senate Committee, be amended on page 7, in line 29, after "(l)" by inserting "'Securitization" means a transaction or a group of related transactions, which may include capital market offerings, that are effected through related risk transfer instruments and facilitating

administrative agreements where all or part of the result of such transactions is used to fund a special purpose insurance captive's obligations under a reinsurance contract with a ceding insurer and by which proceeds are: (1) Obtained by a special purpose insurance captive, directly or indirectly, through the issuance of securities by the special purpose insurance captive or any other person; or (2) provided through one or more letters of credit or other assets for the benefit of the special purpose insurance captive that the commissioner authorizes to treat as admitted assets for purposes of the special purpose insurance captive's annual statement, where all or any part of such proceeds, letters of credit, or assets, as applicable, are used to fund the special purpose insurance captive's obligations under a reinsurance contract with a ceding insurer. The term "securitization" does not include the issuance of a letter of credit for the benefit of the commissioner to satisfy all or part of the special purpose insurance captive's capital and surplus requirements under the captive insurance act.

(m) ";

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

On page 13, in line 10, by striking "only"; also in line 10, after "invest" by inserting "at least 90% of"; in line 11, after the period by inserting "The balance may be invested in cash, securities or other assets otherwise permitted in chapter 40 of the Kansas Statutes Annotated, and amendments thereto."; in line 12, by striking all after "25."; by striking all in lines 13 and 14; in line 15, by striking "commissioner" and inserting "Admitted assets of the special purpose insurance captive shall include permitted investments, proceeds from a securitization, premium and other amounts payable by a ceding insurer to the special purpose insurance captive, and any other assets approved by the commissioner. Additionally, letters of credit and guarantees of a parent may be recognized as an admitted asset on the special purpose insurance captive's financial statements with prior approval of the commissioner. The commissioner may, by order, reduce the amount of admitted assets previously approved if the commissioner determines that the value of those assets has decreased. At least 30 days prior to issuing any such order, the commissioner shall notify the special purpose insurance captive and provide it with an opportunity to remedy the issues identified by the commissioner. If the issues identified by the commissioner have not been resolved to the commissioner's satisfaction at the end of the 30-day period, the commissioner shall issue the order. The special purpose insurance captive shall have the right to a hearing, at which the insurer may challenge any determination or action by the commissioner. The special purpose insurance captive shall notify the commissioner of its request for hearing within 15 days after the issuance of the order. Hearings under this section shall be conducted in accordance with the provisions of the Kansas administrative procedure act"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Carpenter to replace Rep. Seiwert on Committee on Agriculture on March 20, 2018.

Also, the appointment of Rep. Schwab to replace Rep. Hawkins on Committee on Taxation on March 20, 2018.

Also, the appointment of Rep. Burris to replace Rep. Williams on Committee on Appropriations on March 21, 2018.

Also, the appointment of Rep. Curtis to replace Rep. Pittman on Committee on Transportation on March 20, 2018.

Also, the appointment of Rep. Probst to replace Rep. Pittman on Committee on Agriculture on March 20, 2018.

REPORT ON ENROLLED BILLS

HB 2469, HB 2498, HB 2567 reported correctly enrolled, properly signed and presented to the Governor on March 20, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Wednesday, March 21, 2018.

Journal of the House

FORTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 21, 2018, 11:00 a.m.

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

The roll was called with 121 members present.

Rep. Seiwert was excused on legislative business.

Reps. Claeys, Schwab and Williams were excused on excused absence by the Speaker.

Prayer by guest chaplain, The Reverend Rachael Pryor, Andover Lutheran Church, Windom, and guest of Rep. Johnson.

Holy One, Spirit of Truth:

Once, for a nation delivered from slavery to become your faithful people, you commanded according to Deuteronomy, Chapter 24: "Don't take advantage of poor or needy workers, whether they are fellow Israelites or strangers who live in your land or your cities. Pay them their wages the same day, before the sun sets, because they are poor, *and their very life depends upon that pay.*"

Look down, O Holy One, Source of wisdom and love: these civil servants bow their heads day in and day out over the details, the right wording, the precise figures. Those details *are* important. They make things happen. They need careful attention. Help these Representatives to know they do not labor in vain: this hard work *is* appreciated. But do not bow them too low with the burden of the fine print. Do not let the paperwork and the theoretical studies and the bottom line overtake their awareness that the very lives of real people depend upon each person in this room, every single day.

Help us not to be so mired in the little things, O God, that we lose sight of the biggest things: your love for all of creation, and your extravagant dream of a world where all may thrive. Amen.

The Pledge of Allegiance was led by Rep. Proehl.

INTRODUCTION OF GUESTS

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

I want to ask you to join me today in congratulating Paramedic Mindy Toy, a 2017 winner of the American Ambulance Association Star of Life Award, for contributions of an ambulance professional who has gone above and beyond the call of duty.

Mindy was nominated by her peers for her service to the community and the EMS profession. Supervisory personnel made a final determination. Mindy and her family were flown to Washington, D.C. in June 2017 to receive the award. She was the only AMR Kansas employee to receive the award for her life-saving skills.

Mindy has been a paramedic since 2015 and is also a field training officer. She was also nominated for this award again for 2018 – but because she received it the previous year, was not eligible this year.

One last point – in her high school years she did some baby-sitting. Yes, she babysat my three kids, although no life-saving skills were needed.

Rep. Weigel presented Ms. Toy with a framed House certificate in honor of her accomplishments.

INTRODUCTION OF GUESTS

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

Good morning:

I am pleased to recognize Maureen Botros of Wichita as a recipient of the 2018 Prudential Spirit of Community Award. This annual award recognizes the top two students in each state and the District of Columbia for outstanding acts of volunteerism. In its 23rd year, this program is conducted by Prudential Financial in partnership with the National Association of Secondary School Principals.

Joining her today are her parents, Dr. Mag and Maureen Botros and brother George. Reeny, as she likes to be called, is a Home School Senior and was nominated by the Girl Scouts of Kansas Heartland in Wichita. The Girl Scouts honored her with the National Young Woman of Distinction in 2017.

She has founded a series of week long technology camps promoting the idea that girls can succeed in STEM fields (Science, Technology, Engineering, and Math) without sacrificing their femininity. Her other accomplishments include designing a bio-responsive workout wear device called “Illumi-cize,” which measures heart-rate and displays the results via colored lights on accessories such as hair bows and necklaces. Reeny’s objective was to combat child obesity with Illumi-cize and the camps she hosted both in the U. S. and Mexico, allowed high school participants to design their own versions of these accessories.

She participated in the White House Science Fair in 2015 and was only one of eight exhibitors to present and discuss her Illumi-cize project with President Obama. Reeny has many other awards including Kansas Junior Academy of Science, where she earned first place in 2015. She presented her Illumi-cize project to the American Association for the Advancement of Science the same year. Reeny also found time to go on a medical mission trip to Haiti with her father. Please join me in congratulating Reeny as

a recipient of the 2018 Prudential Spirit of Community Award and her volunteer service, peer leadership and community spirit.

Rep. Elliott presented Reeny with a framed House certificate in honor of her impressive achievements.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2788, AN ACT concerning income taxation; relating to rates; amending K.S.A. 2017 Supp. 79-32,110 and repealing the existing section, by Committee on Taxation.

MESSAGES FROM THE SENATE

Announcing passage of **SB 313, SB 418**.

Announcing passage of **HB 2541, HB 2558, HB 2608, HB 2619, HB 2691**.

Announcing passage of **HB 2542**, as amended **HB 2628**, as amended **HB 2650**, as amended.

The Senate accedes to the request of the House for a conference on **HB 2042** and has appointed Senators Estes, Olson 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 2145** and has appointed Senators Estes, Olson and Faust-Goudeau as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **Sub HB 2194** and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2454** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2476** and has appointed Senators Estes, Olson and Faust-Goudeau 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 313, SB 418.

CONSENT CALENDAR

No objection was made to **SB 276** appearing on the Consent Calendar for the first day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

Sub HB 2103, AN ACT concerning insurance; relating to the state employees health care commission; coverage for amino acid-based elemental formula, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 6; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Clark,

Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, Winn, Wolfe Moore.

Nays: Burris, Esau, Garber, Jacobs, K. Jones, R. Powell.

Present but not voting: None.

Absent or not voting: Claeys, Schwab, Seiwert, K. Williams.

The substitute bill passed.

HB 2625, AN ACT concerning the Kansas law enforcement training act; relating to the central registry; records contained in the registry; amending K.S.A. 2017 Supp. 74-5611a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 98; Nays 23; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Blex, Brim, Burris, Burroughs, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Orr, Osterman, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, Wolfe Moore.

Nays: Alcalá, Bishop, Carlin, Curtis, Deere, Finney, Helgerson, Henderson, Highberger, Hodge, Horn, Kuether, Lusk, Miller, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, Victors, Ward, Winn.

Present but not voting: None.

Absent or not voting: Claeys, Schwab, Seiwert, K. Williams.

The bill passed, as amended.

SB 375, AN ACT regulating traffic; relating to length of vehicles, certain vehicle combinations; gross weight limits, emergency vehicles; amending K.S.A. 2017 Supp. 8-1904 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere,

Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Claeys, Schwab, Seiwert, K. Williams.

The bill passed, as amended.

SB 398, AN ACT concerning the Kansas state board of cosmetology; relating to cosmetology; licensure; senior status license; requirements; amending K.S.A. 2017 Supp. 65-1904 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Claeys, Schwab, Seiwert, K. Williams.

The bill passed.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Francis in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that on motion of Rep. Proehl, **SB 185** be amended, on page 1, in line 6, before "Section", by inserting "New";

On page 3, following line 6, by inserting:

"Sec. 2. K.S.A. 19-4904 is hereby amended to read as follows: 19-4904. (a) The board of county commissioners of Johnson county and the board of county commissioners of Labette county may create by resolution a redevelopment authority; ~~which shall be composed and have such powers as the board may authorize and determine by resolution~~ consistent with the provisions of this act.

(b) Any redevelopment authority ~~created pursuant to subsection (a) of this section~~ shall be composed of seven members appointed by the board of county commissioners, with at least three of the members being representatives of cities, townships or other local governmental entities located adjacent to the federal enclave property. Each member appointed to the redevelopment authority shall be a resident of the county and shall serve for a term ~~consistent with the term of office for the board member making the appointment and until such member's successor is appointed and qualifies~~ established by the board of county commissioners. In case of a vacancy in office, a member shall be appointed by the board in the same manner to fill the unexpired term.

Any member of the redevelopment authority may be removed by the board of county commissioners for the same cause justifying removal of any appointive officer.

Members of the redevelopment authority shall receive no compensation for their services but may be reimbursed for necessary expenses incurred in the performance of their duties.

(c) Upon creation, the redevelopment authority shall be a body corporate and politic, as quasi-municipal organization under the laws of this state, with the powers conferred by this act or by resolution of the board of county commissioners. In performing the duties authorized under this act, the redevelopment authority shall have the power:

- (1) To sue and be sued;
- (2) to receive ~~for its lawful activities~~ any contributions or moneys appropriated by the state, any city, county or other political subdivision or agency, or by the federal government or any agency or officer thereof from any other source;
- (3) to disburse funds ~~for its lawful activities~~;
- (4) to enter into contracts;
- (5) to acquire by donation, purchase or lease land that is located within a federal enclave or land located within a redevelopment district established under this act;
- (6) to sell and convey real estate acquired under this act; and
- (7) to do and perform all other things provided by this act, ~~or amendments thereto~~, or by resolution of the board of county commissioners and to have the powers conferred by this act or board resolution.

Powers conferred on the redevelopment authority may be exercised only with the approval of the board of county commissioners and all expenditures made by the redevelopment authority shall be within available resources.

(d) The redevelopment authority shall, at a minimum, perform the following duties:

- (1) Conduct meetings with representatives and officials of cities, counties, planning associations or commissions or similar entities or organizations to develop information and ensure that the full range of interests related to the redevelopment is considered;
- (2) review any comprehensive plan adopted for the property and develop recommendations for changes, if needed;
- (3) evaluate surrounding property uses, zoning regulations, and other land use

factors and development recommendations to ensure compatibility;

(4) evaluate the development potential and market feasibility for proposals and options for redevelopment of the property;

(5) evaluate potential methods for the transfer, ownership and development of the property;

(6) make recommendations to the board on proposals for the acquisition and financing of the property by the county;

(7) conduct such other studies as the board may request or direct; and

(8) present ~~such~~ studies, reports, recommendations and other information to the board.

(e) Upon the establishment of a redevelopment district pursuant to K.S.A. 19-4902 or 19-4903, and amendments thereto, the redevelopment authority shall perform the following additional duties as prescribed by the board:

(1) Solicit and receive development proposals for all or parts of property;

(2) evaluate development proposals received for all parts of the property and present the evaluation and recommendation to the board or to a zoning board as directed by the board;

(3) coordinate with county officials or staff in negotiations with developers;

(4) prepare recommendations to the board concerning financing or redevelopment or infrastructure for the property;

(5) prepare recommendations for updates to the comprehensive master plan; and

(6) perform ~~such~~ other studies and coordination as the board may request or direct.

(f) In the event that the board of county commissioners determines that it is in the best interest of the county to acquire all or part of the enclave property for redevelopment purposes, then the redevelopment authority shall perform the following additional duties as prescribed by the board:

(1) Act as the primary contact for developers who are interested in acquiring and developing land at the property;

(2) prepare and present marketing strategy for the property; and

(3) provide ~~such~~ other duties as the board may request or direct.

~~(g)~~ If created, the redevelopment authority may, upon approval of the board of county commissioners, acquire by negotiated sale, all or any part of the property located within a federal enclave in county, and in so doing, may enter into contracts for the payment of costs for ~~such the~~ property, may incur debt and obligation secured by the property, and may sell the property to pay such obligations. ~~The redevelopment authority may not incur any other debt, nor pledge any other resources.~~

The board of county commissioners shall approve such acquisition if the following conditions are satisfied:

(1) The property ~~is~~ was part of the sunflower army ammunition plant in Johnson county or the property was a part of the Kansas army ammunition plant located in Labette county;

(2) the property is transferred by deed without restrictions due to environmental contamination and with a covenant of transfer in compliance with the provisions of 42 U.S.C. § 9620 et seq., and amendments thereto, or the governor has executed a finding of suitability for early transfer in compliance with federal laws and regulations;

(3) neither the state of Kansas through its subdivisions or agencies nor Johnson county or Labette county has declared an intent to acquire the property for

redevelopment purposes;

(4) the acquisition will not require the redevelopment authority to finance the acquisition with resources other than that which is secured by the property itself;

(5) the acquisition is made upon terms that expressly exclude any obligation of Johnson county or Labette county or the state for the payment of any funds for the acquisition; and

(6) the redevelopment authority has presented a feasibility study demonstrating that the costs of acquisition, including all required obligations for environmental remediation, can be paid and satisfied as and when due through the subdivision, selling and redevelopment of the property.

Upon acquisition of all or any part of the property, the redevelopment authority shall immediately request establishment of a redevelopment district under K.S.A. 19-4902 or 19-4903, and amendments thereto, and all redevelopment of the property shall be in conformance with the comprehensive master plan and zoning and subdivision regulations adopted by the board of county commissioners.

~~(f)~~(h) If, at any time after creating a redevelopment authority pursuant to this section, the board of county commissioners determines that the redevelopment authority is no longer needed or should otherwise be dissolved, then the board of county commissioners may, by resolution, dissolve and abolish the redevelopment authority. Thereafter, the board of county commissioners, for and on behalf of the county, shall assume and perform any on-going duties or powers of the authority, shall assume title to and possession of all property, real or personal, owned or held by the authority, and shall assume all debts, contracts and obligations lawfully incurred or entered into by the authority. The board of county commissioners may, by subsequent resolution, reestablish a redevelopment authority under this section at any later time.

(i) (1) The redevelopment authority may, by resolution duly adopted by the majority of the members of the redevelopment authority:

(A) Incur debt and issue bonds in the name of the redevelopment authority to pay the costs of developing and improving properties within the redevelopment district, specifically including, but not limited to, the construction, operation and maintenance of water lines and treatment facilities, sewer and wastewater lines and treatment facilities, electrical lines and distribution facilities, gas lines and storage and transmission facilities, roads and bridges, railway improvements, the demolition of existing obsolete or otherwise unusable structures and the disposal of construction and demolition waste on-site and otherwise, and the construction of buildings and other capital improvements within the redevelopment district;

(B) secure the indebtedness by lien upon, security interest in or mortgage of any property owned by the redevelopment authority; and

(C) acquire and finance the property and improvements through lease-purchase agreements pursuant to K.S.A. 10-1116b et seq., and amendments thereto.

(2) The principal and interest on any bonds or other indebtedness issued under the provisions of this act shall be payable solely from any lawful source of revenue of the redevelopment authority.

(3) The maximum maturity of any bonds issued pursuant to this act shall not exceed 20 years.

(4) Any debt incurred under the provisions of this act shall not be deemed to constitute a debt of the state or of any political subdivision thereof or a pledge of the

faith and credit of the state or of any such political subdivision thereof. All such debt shall contain on the face thereof a statement to the effect that neither the state nor any political subdivision thereof shall be obligated to pay the same or the interest thereon except from revenues of the project or projects for which they are issued or from funds provided therefor and that neither the faith and credit nor the taxing power of the state or any political subdivision thereof is pledged to the payment of the principal of or the interest on such debt.

(5) All expenses incurred in carrying out the provisions of this act shall be payable solely from funds provided under the authority of this act and no liability or obligation shall be incurred by the authority beyond the extent to which moneys shall have been provided under the provisions of this act.

Sec. 3. K.S.A. 19-4904 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking the semicolon and inserting a comma; in line 3, after "utilities" by inserting "; redevelopment authorities in certain counties, powers of authority; amending K.S.A. 19-4904 and repealing the existing section" and the bill be passed as amended.

Committee report to **SB 324** be adopted; and the bill be passed as amended.

On motion of Rep. Hodge to amend **SB 351**, Rep. Hawkins requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

The motion of Rep. Hodge to amend **SB 351**, did not prevail.

Also, on motion of Rep. Whipple to amend **SB 351**, Rep. Hawkins requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **SB 263**, as amended by Senate Committee of the Whole, be amended on page 2, in line 15, after "hemp" by inserting ", in accordance with 7 U.S.C. § 5940"; in line 33, after "county" by inserting ", and other counties as determined by the department,"; in line 34, by striking "and market" and inserting a comma; also in line 34, after "research" by inserting ", cultivation, market analysis, manufacturing and transportation"; in line 36, after "(b)" by inserting "In the event that the department acts alone to cultivate industrial hemp grown from certified seed and to promote the research and development of industrial hemp, the secretary shall establish an advisory board within the department to review and recommend applications for pilot projects and research proposals to the secretary. The secretary shall not approve any such project or proposal without the recommendation of the advisory board.

(c) ";

Also on page 2, in line 38, by striking the first "or" and inserting a comma; also in line 38, after "transportation" by inserting ", processing or distribution"; in line 39, after the period by inserting "The department shall establish fees for licenses, license renewals and other necessary expenses to defray the cost of implementing and operating the alternative crop research act in this state on an ongoing basis."; in line 40, by striking "(c)" and inserting "(d)";

On page 3, in line 32, by striking the first "or" and inserting a comma; also in line 32, after "transportation" by inserting ", processing or distribution"; in line 39, after "resources" by inserting "and the house standing committee on agriculture"; also in line 39, after the period by inserting "The department shall send such committees an annual supplemental report on the continued progress of such process at the beginning of each regular legislative session for the following three years.";

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

Also on page 3, following line 41, by inserting:

"(h) The legislature shall review the provisions of this act prior to July 1, 2022.

New Sec. 3. (a) There is hereby created in the state treasury the alternative crop research act licensing fee fund to be administered by the secretary of agriculture. All expenditures from the alternative crop research act licensing fee fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers signed by the secretary of agriculture or the secretary's designee.

(b) Licensing and renewal fees shall be established pursuant to rules and regulations adopted by the secretary under the alternative crop research act. The amounts received for such fees shall be deposited in the state treasury in accordance with K.S.A. 75-4215, and amendments thereto, and shall be credited to the alternative crop research act licensing fee fund.";

On page 7, in line 25, after "thereto" by inserting ", when cultivated, possessed or used for activities authorized by the alternative crop research act";

On page 12, in line 24, after "thereto" by inserting ", when cultivated, possessed or used for activities authorized by the alternative crop research act";

On page 21, in line 4, by striking all after "(h)"; in line 5, by striking "thereto,"; in line 21, by striking the period; also in line 21, after the parentheses by inserting ", except tetrahydrocannabinols obtained from industrial hemp as defined in section 1, and amendments thereto, when cultivated, possessed or used for activities authorized by the alternative crop research act.";

On page 23, in line 40, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly; and the bill be passed as amended.

Committee on **Appropriations** recommends **HB 2688** be amended on page 1, following line 33, by inserting:

"(10) one member representing a federally qualified health center appointed by the Kansas association for the medically underserved;"

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

Committee on **Energy, Utilities and Telecommunications** recommends **SB 279**, as amended by Senate Committee, be passed.

Committee on **Financial Institutions and Pensions** recommends **HB 2594**, 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 14, 2018, and the bill, as printed with the amendments by the House Committee, be passed as amended.

Committee on **Judiciary** recommends **SB 180**, as amended by Senate Committee, be amended on page 4, in line 43, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2629** be amended on page 1, by striking all in lines 6 through 24; in line 34, by striking "\$500" and inserting "\$50";

On page 2, in line 3, by striking "as provided in section 1, and amendments thereto"; following line 11, by inserting:

"New Sec. 2. (a) In addition to the provisions of K.S.A. 2017 Supp. 58-4621, and amendments thereto, any member of the board of directors or any property manager who knowingly violates any of the provisions of the Kansas uniform common interest owners bill of rights act shall be liable for the payment of a civil penalty in an action brought by the attorney general, in a sum set by the court not to exceed \$500 for each violation. The court shall have jurisdiction to issue injunctions or writs of mandamus to enforce the provisions of the act.

(b) Civil penalties sued for and recovered by the attorney general shall be paid into the attorney general's common interest community fund.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "consumer protection and"; in line 2, after the semicolon by inserting "relating to enforcement powers of the attorney general"; and the bill be passed as amended.

Committee on **Transportation** recommends **Substitute for SB 272** be amended on page 1, following line 30, by inserting:

"(c) This section shall be part of and supplemental to the uniform act regulating traffic on highways."; 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 bill was introduced and read by title:

HB 2789, AN ACT concerning school districts; creating the Kansas staff as first emergency responders (SAFER) act; exempting certain records from the open records act; closed or executive meetings of boards of education for certain purposes; amending K.S.A. 2017 Supp. 45-221, 72-6143, 75-7c03, 75-7c04, 75-7c05, 75-7c08, 75-7c10 and 75-4319 and repealing the existing sections, by Committee on Federal and State Affairs.

REPORT ON ENGROSSED BILLS

Sub HB 2103, HB 2625 reported correctly engrossed March 20, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Thursday, March 22, 2018.

Journal of the House

FIFTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 22, 2018, 11:00 a.m.

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

The roll was called with 125 members present.

Prayer by guest chaplain, The Reverend Dr. Dane Sommer, Director of Ministry, Children's Mercy Hospital, Kansas City and guest of Rep. Markley.

O great and glorious God, we open our hearts and souls to your grace and love. We may envision you in different ways, we may call you by different names, yet we are unified – as President Lincoln said – by the imperative to “own [our] dependence upon the overruling power of God.”

We ask for a blessing upon this assembly. Help us realize that the air in this chamber is different than anywhere else: it is sacred, it is holy. Unified, we breathe in the concerns of the disempowered and downtrodden. We breathe in the needs of those who are fragile and forgotten. We breathe in the vision that all people have equal value in your eyes and in your embrace.

We pray for all the children and young people of our great state and every child everywhere, that all children will have health and wholeness, that those who are broken will be surrounded with healing resources, and that the innocence and resilience of every child will be protected.

Bless every Member of this Beloved House that they may serve with grace and a sense of divine empowerment. And bless the proceedings of this day, as we pray in your holy name. Amen.

The Pledge of Allegiance was led by Rep. Markley.

INTRODUCTION OF GUESTS

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

It is my honor, on behalf of the 490,000 students in our public school classrooms in this great state of Kansas, to introduce to you some truly outstanding teachers who are masters of their craft. “Master” is the operative word here.

These 7 teachers standing before you know how to create an exceptional learning experience for students to carry with them throughout their lives. They are outstanding teacher leaders in their buildings, they are admired for their unique and innovative classroom instruction, and they are fully engaged in their communities.

Emporia State University established the Kansas Master Teacher awards in 1954. The awards are presented annually to teachers who have served the profession long and well and are simply the “best of the best.”

These are remarkable educators who love what they do and are passionate about making a positive difference in the lives of their students.

It is my honor to introduce the 2018 Kansas Master Teachers of the Year who are from all across our state and who represent 160 years of classroom experience.

With us today we have:

- Connstance Allmond, Special Education teacher at El Dorado Middle School
- Deanna K. Burton, social studies teacher at Susan B. Anthony Middle School in Manhattan
- Abby Cornelius, library media specialist at Blue Valley North High School in Overland Park
- Todd Flory, fourth-grade teacher Wheatland Elementary School in Andover
- Chitra Harris, science teacher at Wichita South High School
- Matthew Irby, science teacher at Emporia High School
- Kimberly S. Schneweis, visual arts teacher at Hays Middle School.

Also, joining the honorees, is Ken Weaver, Dean, Emporia State University. Please join me in recognizing these exceptional teachers one more time.

Rep. Dietrich presented each Master Teacher with a House certificate in recognition of their achievement.

INTRODUCTION OF GUESTS

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

Good morning colleagues.

I would like to share with you a personal interest story about a couple of young men we have watched grow up.

Kendall and Kolby Beitz weighed just a little over two pounds each when they were born. Their mother has been a lifelong friend of ours and their father wrestled on the same team as our son for Eureka in the early 1990's.

A few days after they were born, Cindy and I went to the Neonatal Intensive Care Unit at Wesley Hospital to see them, and though they were very small, they were doing well. I told their mom, Tara, that the biggest problem she was going to have with those boys was to keep them out of the same weight class. I had forgotten that I had made that comment, but Tara reminded me recently that I had.

At a young age, they started wrestling and this past month, we had the opportunity to go to Hays and watch Kendall complete a perfect 44-0 record and win the 106 lb. weight class state championship for the second year and Kolby won his first state

championship in the 113 lb. weight class and finished with a 37-2 record.

Not only are these boys good wrestlers, but they are also very fine young citizens. They have mentored many kids in the junior wrestling program and helped with lots of younger kids in the 4-H program.

In the gallery today are approximately forty 4-H members from Greenwood County whose lives these boys have touched and I ask that you join us in congratulating Kendall and Kolby Beitz, 3-2-1 A State Wrestling Champions.

Rep. Hibbard presented Kendall and Kolby each with a framed House certificate in honor of their championships.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **SB 418**.

Insurance: **HB 2789**.

Local Government: **SB 313**.

Taxation: **HB 2788**.

MESSAGES FROM THE GOVERNOR

HB 2469, **HB 2567** approved on March 22, 2018.

MESSAGES FROM THE SENATE

The Senate nonconcur in House amendments to **SB 375**, requests a conference and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 375**.

Speaker Ryckman thereupon appointed Reps. Proehl, Francis and Lusker as conferees on the part of the House.

CONSENT CALENDAR

No objection was made to **SB 276** appearing on the Consent Calendar for the second day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

SB 185, AN ACT concerning economic development; relating to redevelopment districts encompassing federal enclaves, authorization of franchises for the provision of utilities; redevelopment authorities in certain counties, powers of authority; amending K.S.A. 19-4904 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter,

Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Carmichael, Hodge.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

SB 324, AN ACT concerning the vehicle dealers and manufacturers licensing act; relating to improvements to facilities; performance measurements; recall repairs, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Burris, R. Powell.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

SB 351, AN ACT concerning health and healthcare; relating to insurance; pharmacy benefits; enacting the Kansas pharmacy patients fair practices act, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere,

Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Burris.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Barker, the House concurred in Senate amendments to **HB 2650**, AN ACT concerning state emblems; designating the state rock as Greenhorn limestone; the state mineral as galena; the state gemstone as jelinite amber; and the state fish as the channel catfish.

On roll call, the vote was: Yeas 114; Nays 11; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, Winn, Wolfe Moore.

Nays: Aurand, Burris, Carmichael, Garber, Humphries, R. Powell, Schwab, Sutton, Trimboli, Vickrey, K. Williams.

Present but not voting: None.

Absent or not voting: None.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Finch in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that **SB 294** be passed.

Committee report to **HB 2526** be adopted; and the bill be passed as amended.

The motion to recommend **HB 2598** favorably for passage, did not prevail.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2468** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2468," as follows:

"Substitute for HOUSE BILL NO. 2468

By Committee on Appropriations

"AN ACT making and concerning appropriations for the fiscal years ending June 30, 2018, June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, 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; amending K.S.A. 2017 Supp. 75-2263, 75-4209, 75-6706, 79-4804 and 82a-953a and repealing the existing sections."; and the substitute bill be passed.

(**Sub HB 2468** was thereupon introduced and read by title.)

Committee on **Children and Seniors** recommends **SB 311** be passed.

Committee on **Children and Seniors** recommends **SB 428**, as amended by Senate Committee of the Whole, be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2739** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2739," as follows:

"Substitute for HOUSE BILL NO. 2739

By Committee on Corrections and Juvenile Justice

"AN ACT concerning crimes, punishment and criminal procedure; relating to sex offenses; unlawful sexual relations; law enforcement; lewd and lascivious behavior penalties; amending K.S.A. 2017 Supp. 21-5512 and 21-5513 and repealing the existing sections."; and the substitute bill be passed.

(**Sub HB 2739** was thereupon introduced and read by title.)

Committee on **Corrections and Juvenile Justice** recommends **SB 328**, as amended by Senate Committee, be passed.

Committee on **Elections** recommends **SB 394**, as amended by Senate Committee of the Whole, be amended on page 2, in line 21, by striking "\$100" and inserting "\$40";

On page 4, in line 20, by striking "\$100" and inserting "\$40"; in line 30, by striking "\$100" and inserting "\$40";

On page 5, in line 2, by striking "\$100" and inserting "\$40";

On page 6, in line 18, by striking "\$100" and inserting "\$40";

On page 7, in line 1, by striking "\$100" and inserting "\$40";

On page 11, in line 32, by striking "\$100" and inserting "\$40";

On page 12, in line 12, by striking "Kansas register" and inserting "statute book"; and the bill be passed as amended.

Committee on **General Government Budget** recommends **HB 2784** be passed.

Committee on **Government, Technology and Security** recommends **SB 56** be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 56," as follows:

"House Substitute for SENATE BILL NO. 56

By Committee on Government, Technology and Security

"AN ACT concerning information systems and communications; creating the Kansas cybersecurity act; establishing the Kansas information security office; relating to executive branch agencies; membership of the information technology executive council; amending K.S.A. 2017 Supp. 75-7202 and repealing the existing section."; and the substitute bill be passed.

(**H Sub for SB 56** was thereupon introduced and read by title.)

Committee on **Judiciary** recommends **HB 2734** be amended on page 3, in line 5, after the first "and" by inserting "monitored by"; in line 7, by striking "Professional" and inserting "Conditional release"; also in line 7, by striking all after "individual"; in line 8, by striking all before "to" and inserting "appointed by the court"; in line 10, after the period by inserting "Such monitor shall not be a court services officer.";

On page 5, in line 16, after "receipt" by inserting "and forward the file-stamped copy to the attorney general"; also in line 16, by striking "court" and inserting "attorney general"; in line 18, by striking "filing" and inserting "receipt"; in line 27, after "discharge" by inserting "after a minimum of five years has passed in which the person has been free of violations of conditions of such person's treatment plan, as provided in K.S.A. 59-29a19(e), and amendments thereto";

On page 8, in line 27, by striking all after "(a)"; by striking all in line 28; in line 29, by striking all before "If";

On page 10, in line 8, by striking "professional" and inserting "conditional release"; in line 10, by striking "professional" and inserting "conditional release"; in line 12, by striking "professional" and inserting "conditional release"; in line 13, by striking "professional" and inserting "conditional release"; in line 17, by striking "may" and inserting "shall"; also in line 17, by striking all after "made"; by striking all in lines 18 and 19; in line 20, by striking all before the period and inserting "by sworn affidavit setting forth with specificity the grounds for the entry of such emergency ex parte order provided to the court by personal deliver, telefacsimile communication or electronic means prior to the entry of such order and notice of such request shall be given to the person's counsel, or if the person is unrepresented, to the person"; in line 37, by striking "have" and inserting "has"; in line 41, after "has" by inserting "significantly";

On page 11, by striking all in lines 23 through 43;

By striking all on pages 12 through 17;

On page 18, by striking all in lines 1 through 30; in line 31, by striking the fourth comma and inserting "and"; in line 32, by striking "and 59-29a22";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "the probate code; relating to"; in line 4, by striking the fourth comma and inserting "and"; also in line 4, by striking "and"; in line 5, by striking "59-29a22"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 336**, as amended by the Senate Committee of the Whole be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 336," as follows:

"House Substitute for SENATE BILL NO. 336

By Committee on Judiciary

"AN ACT concerning disclosure of records; relating to legislative review of exceptions to disclosure of public records; disclosure of names of voters; agency records concerning a child fatality; amending K.S.A. 2017 Supp. 9-513c, 25-2422, 38-2212, 40-5007a, 40-5009a, 40-5012a and 45-229 and repealing the existing sections."; and the substitute bill be passed.

(**H Sub for SB 336** was thereupon introduced and read by title.)

Committee on **Transportation** recommends **SB 391** be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 391," as follows:

"House Substitute for SENATE BILL NO. 391

By Committee on Transportation

"AN ACT concerning roads and highways; establishing the joint legislative transportation vision task force; relating to the evaluation of the state highway fund and the state highway transportation system; report to the legislature."; and the substitute bill be passed.

(**H Sub for SB 391** was thereupon introduced and read by title.)

REPORT ON ENROLLED RESOLUTIONS

HR 6053 reported correctly enrolled and properly signed on March 22, 2018.

On motion of Rep. Phillips, the House adjourned until 9:00 a.m., Friday, March 23, 2018.

Journal of the House

FIFTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, March 23, 2018, 9:00 a.m.

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

The roll was called with 121 members present.

Reps. Henderson, Ralph, Schwab and Thimesch were excused on excused absence by the Speaker.

Excused later: Rep. Wolfe Moore

Prayer by Chaplain Brubaker:

Heavenly Father,
thank You for this beautiful day.
For our leaders today,
I pray You will give them godly wisdom
as they tackle the issues at hand.
Help them not to react to the urgent
at the expense of acting on the important.
Keep them from being weary or discouraged
in their various responsibilities.
And rather than trying to accomplish tasks
in their own strength and wisdom,
I pray that each one may learn
to rest in Your love
and be open to listening to your voice.
I pray this, knowing You hear my prayer
and You answer.
And be with the Jayhawks
as You were with the Wildcats.
In Your Son's Name, Amen.

The Pledge of Allegiance was led by Rep. Thompson.

MESSAGES FROM THE SENATE

Announcing passage of **SB 433**.

Announcing adoption of **SCR 1612**.

Announcing passage of **HB 2457, HB 2459**.

Announcing passage of **HB 2571, as amended, HB 2579, as amended**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 433, SCR 1612.

MESSAGES FROM THE SENATE

The Senate nonconcurrs in House amendments to **SB 324**, requests a conference and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 324**.

Speaker Ryckman thereupon appointed Reps. Proehl, Francis and Lusker as conferees on the part of the House.

CONSENT CALENDAR

No objection was made to **SB 276** 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 276, AN ACT concerning the state corporation commission; relating to transfers of certain balances in the motor carrier license fees fund to the state highway fund; amending K.S.A. 2017 Supp. 66-1,142 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Direrks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Carmichael.

Present but not voting: None.

Absent or not voting: Henderson, Ralph, Schwab, Thimesch.

The bill passed.

HB 2526, AN ACT concerning administrative rules and regulations; relating to approval of rules and regulations by the director of the budget; reporting impact on busi-

ness; joint committee on administrative rules and regulations; report made by committee; audit; state rules and regulations board; amending K.S.A. 2017 Supp. 77-416, 77-420, 77-420a, 77-421, 77-422, 77-423 and 77-436 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 95; Nays 26; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highland, Hineman, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Orr, Osterman, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thompson, Trimboli, Trimmer, Vickrey, Waymaster, Weber, C., Wheeler, Whipple, Whitmer, K. Williams.

Nays: Alcalá, Ballard, Burroughs, Carlin, Curtis, Deere, Finney, Frownfelter, Highberger, Hodge, Horn, Kuether, Landwehr, Miller, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, Seiwert, Victors, Ward, Weigel, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Henderson, Ralph, Schwab, Thimesch.

The bill passed, as amended.

SB 294, AN ACT concerning motor vehicles; relating to the vehicle dealers and manufacturers licensing act; renewal of licenses; amending K.S.A. 2017 Supp. 8-2404 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Henderson, Ralph, Schwab, Thimesch.

The bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2778** be passed.

Committee report recommending a substitute bill to **HB 2427** be adopted; and **Sub HB 2427** be passed.

Committee report to **SB 331** be adopted.

On motion of Rep. Baker, **SB 331** be amended, on page 1, in line 16, by striking all after "(1)"; by striking all in line 17; in line 18, by striking all before the semicolon and inserting "Two members of the Kansas legislature who reside in a district adjoining the Flint Hills nature trail, or the members' designees, one to be appointed by the president of the senate and one to be appointed by the speaker of the house of representatives"; in line 22, after "county" by inserting ", or the resident's designee,"; in line 27, after "county" by inserting ", or the resident's designee,"; in line 32, after "county" by inserting ", or the resident's designee,";

On page 2, in line 1, after "county" by inserting ", or the resident's designee,"; in line 6, after "county" by inserting ", or the resident's designee,"; in line 11, after "county" by inserting ", or the resident's designee,"; in line 12, by striking "ocounty" and inserting "county"; in line 13, after "(c)" by inserting "The member appointed in subsection (b) (1) by the speaker of the house of representatives shall serve as the first chairperson of the Flint Hills advisory council and the member appointed in subsection (b)(1) by the president of the senate shall serve as the first vice-chairperson of the council. The position of chairperson and vice-chairperson shall alternate annually upon the first meeting of the council in each calendar year.

(d);

Also on page 2, in line 21, before the comma, by inserting "and vice-chairperson";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly

Also, on motion of Rep. Lusker, **SB 331** be amended, on page 3, following line 18, by inserting:

"(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, parks and tourism shall carry out the duties listed in K.S.A. 58-3212(a)(1) through (a)(11), and amendments thereto."

Also, on motion of Rep. Corbet to amend **SB 331**, the motion did not prevail; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2582** be amended on page 1, in line 15, by striking ", Jr."; by striking all in lines 16 and 17 and inserting:
"P.O. Box 311

El Dorado, KS 67042.....\$86.90";

Also on page 1, by striking all in lines 23 and 24 and inserting:
"P.O. Box 1568

Hutchinson, KS 67504.....\$54.59";

Also on page 1, in line 32, by striking ", Jr.";
On page 2, following line 1, by inserting:
"County Commissioners of Ellis County, KS";

Also on page 2, in line 2, before "County" by inserting "c/o Donna Maskus,"; also in line 2, by striking "Treasurer" and inserting "Clerk"; by striking line 6; following line 7, by inserting "c/o Andre Tyler, Court Administrator";

On page 3, in line 39, by striking "fund" and inserting "account";

On page 4, in line 3, by striking "fund" and inserting "expenditures account"; following line 4, by inserting:
"Shoemaker Home Care, LLC";

Also on page 4, in line 5, before "Elwood" by inserting "c/o"; in line 9, after "operating" by inserting "expenditures"; in line 15, by striking "fund" and inserting "expenditures account"; following line 20, by inserting "c/o Aaron Snodgrass";

Also on page 4, following line 22, by inserting:

"Sec. 9. The Kansas highway patrol is hereby authorized and directed to pay the following amount from a fund that the director of the budget shall determine and certify for moneys improperly seized to the following claimant:

Barbara Reese

1201 N.E. Lime Street

Topeka, KS 66616.....\$3,040.00

Sec. 10. Emporia state university is hereby authorized and directed to pay the following amount from its operating expenditures (including official hospitality) account for reimbursement of personal property damage:

Martin Griffey

14493 S. Shadow

Olathe, KS 66061.....\$1,257.31";

And by renumbering sections accordingly; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2517** be amended on page 8, in line 8, by striking "during" and inserting ", commencing in"; in line 9, by striking "through fiscal year 2023"; in line 20, by striking "each of the"; also in line 20, by striking "years" and inserting "year"; also in line 20, by striking all after "2020"; in line 21, by striking "2023" and inserting "and each fiscal year thereafter";

On page 10, in line 33, after "thereto" by inserting ", or any community mental health center organized pursuant to the provisions of K.S.A. 19-4001 et seq., and amendments thereto, and licensed pursuant to K.S.A. 2017 Supp. 39-2001 et seq., and amendments thereto, or any mental health clinic organized pursuant to the provisions of K.S.A. 65-211 et seq., and amendments thereto, and licensed pursuant to K.S.A. 2017 Supp. 39-2001 et seq., and amendments thereto"; by striking all in lines 40 through 43;

On page 11, by striking all in lines 1 through 7; in line 25, by striking all after "(c)"; by striking all in lines 26 through 37; in line 38, by striking the first "(d)"; also in line 38, by striking the second "(d)" and inserting "(c)";

On page 12, in line 21, by striking all after the period; by striking all in lines 22 through 29; in line 30, by striking "thereto."; in line 41, after "(e)" by inserting "As used in this section:

(1) "Facility owner licensee" shall have the same meaning as that term is defined in K.S.A. 74-8802, and amendments thereto.

(2) "Racetrack gaming facility manager" shall have the same meaning as that term is defined in K.S.A. 74-8702, and amendments thereto.

(3) "Lottery gaming facility manager" shall have the same meaning as that term is defined in K.S.A. 74-8702, and amendments thereto.

(4) "Prize" shall have the same meaning as that term is defined in K.S.A. 74-8702, and amendments thereto, and any winnings from parimutuel wagering as provided by the Kansas parimutuel racing act in K.S.A. 74-8801 et seq., and amendments thereto.

(f) " ";

On page 17, following line 43, by inserting:

"New Sec. 11. (a) Any person listed in subsections (b)(1) or (b)(2) may engage or direct a person under 18 years of age to violate the provisions of the Kansas lottery act in order to develop a program or system that determines and encourages compliance with the provisions of such act prohibiting sales of lottery tickets to persons under the age of 18 via lottery ticket vending machines.

(b) No person shall engage or direct a person under 18 years of age to violate any provision of the Kansas lottery act for purposes of determining compliance with the provisions of such act unless such person is:

(1) An officer having authority to enforce the provisions of the Kansas lottery act;

(2) an authorized representative of the attorney general, a county attorney or district attorney; or

(3) a lottery retailer, or such retailer's designee, pursuant to a self-compliance program designed to increase compliance with the provisions of the Kansas lottery act and approved by the executive director.

(c) The provisions of this section shall be part of and supplemental to the Kansas lottery act.";

And by renumbering sections accordingly; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2766** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2766," as follows:

"Substitute for HOUSE BILL NO. 2766
By Committee on Federal and State Affairs

"AN ACT concerning alcoholic beverages; authorizing self-service of beer from automated devices; relating to the hours of sale of alcoholic liquor by the drink; amending K.S.A. 2017 Supp. 41-2614 and 41-2640 and repealing the existing sections."; and the substitute bill be passed.

(**Sub HB 2766** was thereupon introduced and read by title.)

REPORT OF STANDING COMMITTEE

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

Request No. 69, by Representative John R. Eplee, congratulating Atchison Elks Lodge #647 on 150th and 117th anniversaries and the installation of the first female president, B.P.O.E., Kansas;

Request No. 70, by Representative Jeff Pittman, congratulating Juanita Gnip on her 100th birthday;

Request No. 71, by Representative Jeff Pittman, commending Leavenworth Meals on Wheels for 50 years of serving the Leavenworth community;

Request No. 72, by Representative Jim Kelly, congratulating Juleonna Stevenson for being named a finalist for the Boys & Girls Clubs of America 2018 Kansas Youth of the Year;

Request No. 73, by Representative Jim Kelly, congratulating Jim Faulkner on being named 2018 Boys & Girls Clubs of America Area Council Volunteer of the Year;

Request No. 74, by Representative Jim Kelly, honoring Senior Corps and RSVP volunteers for their continuing and devoted commitment to volunteer service;

Request No. 75, by Representative Sydney Carlin, congratulating Deanna Burton on being named 2018 Kansas Master Teacher of the Year;

Request No. 76, by Representative Shelee Brim, commending Shekinah Bailey for being a Living Kidney Donor in recognition of 2018 Kansas Kidney Awareness and Organ Donation Day;

Request No. 77, by Representative Shelee Brim, commending Angela Zaynaub Chowdhury for being a Living Kidney Donor in recognition of 2018 Kansas Kidney Awareness and Organ Donation Day;

Request No. 78, by Representative Shelee Brim, commending Pat Avila for being a Living Kidney Donor in recognition of 2018 Kansas Kidney Awareness and Organ Donation Day;

Request No. 79, by Representative Shelee Brim, commending Tom Weathers for being a Living Kidney Donor in recognition of 2018 Kansas Kidney Awareness and Organ Donation Day;

Request No. 80, by Representative Shelee Brim, commending Alonzo Jamison for being a Living Kidney Donor in recognition of 2018 Kansas Kidney Awareness and Organ Donation Day;

Request No. 81, by Representatives Valdenia Winn and Broderick Henderson, congratulating Dr. Ricky D. Turner, Pastor of Oak Ridge Missionary Baptist Church, for 20 years of successful service;

Request No. 82, by Representative Jarrod Ousley, honoring the Brain Injury Association of Kansas in recognition of Brain Injury Awareness Month;

Request No. 83, by Representative Les Mason, congratulating McPherson High School Ladies Basketball Team for being 2018 4A-1 State Champions;

Request No. 84, by Representative Bill Sutton, congratulating Jacob Tyson Hoffman on achieving the rank of Eagle Scout;

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

On motion of Rep. Hineman, the committee report was adopted.

REPORT ON ENGROSSED BILLS

HB 2526 reported correctly engrossed March 22, 2018.

HB 2650 reported correctly re-engrossed March 22, 2018.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Monday, March 26, 2018.

Journal of the House

FIFTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 26, 2018, 10:00 a.m.

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

The roll was called with 123 members present.

Reps. Claeys and Schwab were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Almighty God,
We thank You for a brand-new day—
a new week—a new start with many things to accomplish.
As Your Word in the Book of Proverbs encourages us,
Help these leaders to listen to what You say,
and to treasure Your commands.
May they tune their ears to wisdom,
and concentrate on understanding.
Encourage them to be willing to cry out for insight,
and ask for understanding.
Help them to fear You and gain your knowledge.
If they do these things,
You have promised a treasure of common sense;
You will shield those who walk with integrity;
You will guard the paths of those who are just;
and You will protect those who are faithful to You.
I ask this for each of these leaders
In Your Name,
Amen.
(Proverbs 2:1-8 paraphrased)

The Pledge of Allegiance was led by Rep. Horn.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2790, AN ACT concerning the state fair; relating to the state fair board; requiring a request for proposals from cities in the state of Kansas to host the state fair; report to certain committees of the legislature, by Committee on Appropriations.

HB 2791, AN ACT concerning education; relating to the Kansas school equity and enhancement act; determination of local foundation aid; amending K.S.A. 2017 Supp. 72-5132, 72-5143 and 72-5152 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 72-5144, by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill and concurrent resolution were referred to committees as indicated:

Energy, Utilities and Telecommunications: **SCR 1612**.
Federal and State Affairs: **SB 433**.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

Sub HB 2427, AN ACT concerning health and healthcare; relating to powers and duties of the Kansas department for aging and disability services regarding certain providers and facilities; adult care homes; home health aides; providers of disability services; providing for licensure, employment and background checks of employees of such providers and facilities; amending K.S.A. 2017 Supp. 39-970, 39-2009 and 65-5117 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, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Claeys, Schwab.

The substitute bill passed.

HB 2778, AN ACT concerning state contracts; relating to application of contract requirements regarding anti-Israel boycotts; amending K.S.A. 2017 Supp. 75-3740e and 75-3740f and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 93; Nays 30; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alford, Arnberger, Aurand, Averkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Good, Hawkins, Helgerson, Hibbard, Highland, Hineman, Hoffman, Holscher, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Orr, Osterman, Parker, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber,

Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams.

Nays: Alcalá, Ballard, Bishop, Burroughs, Carlin, Curtis, Deere, Finney, Frownfelter, Gartner, Henderson, Highberger, Hodge, Horn, Houser, Kuether, Lusk, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Pittman, Probst, Ruiz, Trimmer, Victors, Ward, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Claeys, Schwab.

The bill passed.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote yes on **HB 2778**. The legislation we passed last year deprived Kansans of their First Amendment right to freedom of political expression through economic boycott and required allegiance to beliefs held by the governor and a majority of the legislature. It also prohibited the practice of sincerely held religious beliefs. Presently, the Supreme Court extends these rights to corporations and this bill continues to violate those rights, making Kansas liable for additional attorney fees. Because the bill restores these rights to individuals I reluctantly vote yes on **HB 2778**. – JOHN CARMICHAEL

MR. SPEAKER: I vote no on **HB 2778**. Although I strongly support Israel's partnership with our state, I cannot vote for this bill. Someone please show me where government is given the authority to dictate with whom a private business may or may not do business with. – MICHAEL HOUSER

MR. SPEAKER: I vote yes on **HB 2778**. BDS, is a form of economic terrorism that targets Israel for being Israel. It is anti-Semitic in its intentions. In the Holy Bible, in the book of Genesis 12:3, God says, "I will bless those who bless you, and I will curse him who curses you; and in you, all of the families of the earth shall be blessed." I choose this day to bless and stand with the nation of Israel. – TREVOR JACOBS, KEVIN JONES, JESSE BURRIS

SB 331, AN ACT concerning the department of wildlife, parks and tourism; relating to state parks; establishing the Flint Hills advisory council; designating Flint Hills trail state park and Little Jerusalem Badlands state park; amending K.S.A. 2017 Supp. 32-837 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 99; Nays 24; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Alford, Arnberger, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Carlin, Carmichael, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Sloan, Smith, A., Smith, E.,

Stogsdill, Sutton, S. Swanson, Thompson, Trimboli, Trimmer, Victors, Ward, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Aurand, Awerkamp, Bergquist, Burris, Burroughs, B. Carpenter, Corbet, Dove, Garber, Highland, Hoffman, Houser, Jacobs, K. Jones, Mason, R. Powell, Resman, Schroeder, Seiwert, Tarwater, Thimesch, Vickrey, Weber, C., Whitmer.

Present but not voting: None.

Absent or not voting: Claeys, Schwab.

The bill passed, as amended.

CHANGE OF REFERENCE

Speaker Ryckman announced the withdrawal of **HB 2487** from Committee on Appropriations and rereferral to Committee on Insurance.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Proehl in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **SB 282** be adopted.

On motion of Rep. Barker to amend **SB 282**, the motion did not prevail.

Also, roll call was demanded on motion of Rep. Holscher to amend **SB 282**, on page 1, following line 6, by inserting:

"New Section 1. (a) Sections 1 through 30, and amendments thereto, shall be known and may be cited as the Kansas safe access act.

(b) The legislature of the state of Kansas declares that the Kansas safe access act is enacted pursuant to the police power of the state to protect the health of its citizens, which is reserved to the state of Kansas and its people under the 10th amendment to the constitution of the United States.

New Sec. 2. As used in the Kansas safe access act, unless the context requires otherwise:

(a) "Adverse employment action" means refusing to hire or employ a qualified registered patient, barring or discharging a qualified registered patient from employment, requiring a qualified registered patient to retire from employment or discriminating against a qualified registered patient in compensation or in terms, conditions or privileges of employment.

(b) "Cannabis" 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 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, cake or the sterilized seed of the plant, which is incapable of germination.

(c) "Cannabis compliance agency" means the agency created under section 22, and amendments thereto. The cannabis compliance agency oversees all components of licensing, compliance and regulation enforcement, is not a resource for the growing

process and does not have to give information pertaining to the growing process to patients or caregivers as part of the Kansas safe access act. The agency works in consultation with the compassion board and is established as a division under the department of health and environment.

(d) "cannabis-infused products" means products infused with medical cannabis.

(e) "Child-resistant" means special packaging that is designed or constructed to be significantly difficult for children under five years of age to open, and not difficult for normal adults to use properly as defined by 16 C.F.R. 1700.20 (1995) and ASTM classification standard D3475-13.

(f) "Compassion board" means the board created under section 13, and amendments thereto. The compassion board will: Report to the department of health and environment; be responsible for guiding policy on behalf of patients, medical providers and the public, with focus on continuous process improvement to better serve the needs of all; facilitate research and work with researchers; liaison with other Kansas agencies and organizations; and liaison with law enforcement and the cannabis compliance agency.

(g) "Compassion center" means a local, government-regulated physical location in which a person can purchase medical cannabis and medical cannabis products for therapeutic use. A patient receives cannabis medication as allowed per the patient's medical provider's recommendation.

(h) "Compassion center employee" means a principal officer, board member, employee, volunteer or agent of a compassion center who has been issued and possesses a valid identification card.

(i) "Cultivation caregiver" means the individual or entity designated by a registered qualifying patient with an identification card, or primary caregiver with an identification card, able to cultivate a patient's recommended amount of medical cannabis on their behalf. Cultivating caregivers shall not exceed a limit of five patients without purchasing and implementing a seed to sale tracking system and following ecologically sustainable guidelines.

(j) "Cultivation facility" means an entity licensed to cultivate, prepare and package medical cannabis and sell to compassion centers and medical cannabis product manufacturers but not to consumers.

(k) "Cultivation facilities" means any location where medical cannabis is grown for multiple patients, such as medical cannabis cultivation facilities, registered qualifying patient sites or cultivating caregiver sites.

(l) "Department" means the department of health and environment.

(m) "Distillation process material" means food grade alcohol and CO₂, a liquid that has a flashpoint below 100 degrees fahrenheit.

(n) "Ecologically sustainable pesticides" means pesticides approved for organic agriculture under EPA, WSDA organic program, CDFA organic input material program, OMRI or other USDA accredited materials review programs. Banned pesticides include, but are not limited to, myclobutanil, imidacloprid, avermectin, bifentazate, etoxazole and azadirachtin.

(o) "Extract" means the final product, derived by various methods, of separating plant material from chemical compounds.

(p) "Harvest batch lot" means a specifically identified quantity of processed medical cannabis that is uniform in strain, cultivated using the same ecologically

sustainable herbicides, pesticides and fungicides and harvested at the same time.

(q) "Identification card" means a document issued by the department that identifies a person as a registered qualifying patient, registered designated primary caregiver or a registered principal officer, board member, employee, volunteer or agent of a registered compassion center.

(r) "Identity statement and standardized graphic symbol" or "identity statement" means the name or logo of the business as it is commonly known and used in market positioning. A licensee may elect to have its identity statement also serve as its standardized graphic symbol for purposes of complying with the Kansas safe access act. The licensee shall maintain a record of its identity statement and standardized graphic symbol and make such information available to the cannabis compliance agency upon request.

(s) "Licensee" means any person or entity holding a license to operate a compassion center, medical cannabis cultivation facility or manufacture medical cannabis products.

(t) "Medical cannabis concentrate" means a medical cannabis concentrated form manufactured by extraction, decoction or distillation, available for purchase at compassion centers.

(u) "Medical cannabis products manufacturing facility" means any site that manufactures medical cannabis-infused products.

(v) "Medical condition" means either a temporary disability or illness, due to injury or surgery, or a permanent disability or illness that:

(1) Substantially limits the ability of the person to conduct one or more major life activities as defined in the Americans with disabilities act of 1990 (ADA) (public law 101-336); or

(2) if not alleviated, may cause serious harm to the patient's safety, physical or mental health.

(w) "Medical provider" means a physician who holds a license to practice medicine and surgery issued by the state board of healing arts or an advanced practice registered nurse who holds a license to practice as an advanced practice registered nurse from the state board of nursing and who has taken responsibility for an aspect of the medical care, treatment, diagnosis, counseling or referral of a patient and who has conducted a medical examination of that patient before recording in the patient's medical record the physician's or advanced practice registered nurse's assessment of whether the patient has a medical condition where the medical use of cannabis is appropriate.

(x) "Occupational licensee" means an individual trained in various aspects of cannabis compliance or cannabis product manufacturing compliance.

(y) "Optional premises" means a site for cultivation or manufacturing other than the primary business site of a licensee.

(z) "Patient," "qualifying patient" or "registered qualifying patient" means a person who has been diagnosed by a medical provider as having a debilitating medical condition and, as such, have qualified for coverage under the Kansas safe access act, whether a temporary disability or illness, due to injury or surgery, or a permanent disability or illness which substantially limits the ability of the person to conduct one or more major life activities, as defined in the Americans with disabilities act of 1990 (ADA) (public law 101-336), or if not alleviated, may cause serious harm to the patient's safety or physical or mental health.

(aa) "Patient owned collective" means an organization that merely facilitates the

collaborative efforts of patient and caregiver members, including the allocation of costs and revenues. As such, a collective is not a statutory entity, but might have to organize as some form of business to carry out its activities. The collective should not purchase medical cannabis from, or sell to, non-members, instead, it may only provide a means for facilitating or coordinating transactions between members. Not every member of a collective has to participate in cultivation. Cities are prohibited from using nuisance abatement ordinances to impose a blanket ban on collectives, if the collective cultivates on-site.

(bb) "Philanthropic equity investors" means enterprise level investors seeking to provide nonprofits with the capital they need to scale impact and that is intended to subsidize organizations until they reach a point when their activities are fully sustained by donors.

(cc) "Primary caregiver" means the individual or entity, designated by a registered qualifying patient who has consistently assumed responsibility for the housing, health or safety of that patient or person, and may include a licensed clinic, a licensed state government institution clinic, a licensed health care facility, a licensed residential care facility for persons with chronic life-threatening illness, a licensed residential care facility for the elderly, a hospice or a licensed home health agency, the owner or operator and any trained employee of a licensed clinic, facility, hospice or home health agency or an individual group home, halfway house or an individual if designated as a primary caregiver by a registered qualifying patient.

(1) A primary caregiver shall be at least 18 years of age, unless the primary caregiver is the parent of a minor child who is a registered qualifying patient, or a person otherwise entitled to make medical decisions under state law, or it can be proven to the cannabis compliance agency to full satisfaction that no other viable option for a caregiver is available.

(2) Primary caregiver entities shall utilize an in-house patient medication tracking system when the caregiver is not growing but only dispensing. If these entities become cultivating caregivers, they are bound by regulations adopted pursuant to section 10, and amendments thereto.

(dd) "Production batch lots" means a group of medical cannabis-infused products created from the same production run.

(ee) "Seed to sale tracking system" means a technology platform designed specifically for governments and regulatory agencies that will collect and monitor the critical data needed to track compliance with jurisdictional rules, laws and rules and regulations governing cannabis-related businesses that includes a software tracking system used to track the production, transportation, destruction and sales of legal cannabis in a system, allowing regulatory and law enforcement agencies to view reports in real time, allowing medical cannabis businesses to utilize the commercial system as a business platform that supports them in remaining fully compliant when tracking all aspects of their day-to-day operations.

(ff) "Shipping container" means any container or wrapping used solely for the transport of medical cannabis or medical cannabis-infused product in bulk, or in a quantity for other medical cannabis business.

(gg) "Third-party certification agencies" means third-party certification agencies offering certification for producers of ecologically sustainable grown cannabis products to a private standard that is similar to internationally accepted organic standards.

(hh) "Verification system" means a secure, password-protected, web-based system that is operational 24 hours each day that law enforcement personnel and compassion center employees shall use to verify identification cards and that shall be established and maintained by the cannabis compliance agency pursuant to the Kansas safe access act.

(ii) "Visiting qualifying patient" means a patient with a debilitating medical condition who is not a resident of Kansas or who has been a resident of Kansas for less than 30 days.

(jj) "Written documentation" means accurate reproductions of those portions of a patient's medical records that have been created by the attending medical provider that contain the information that the patient may submit to the cannabis compliance agency or its designee as part of an application for an identification card.

New Sec. 3. (a) The purpose of the Kansas safe access act is to:

(1) Provide legal protections to persons with medical conditions who medicate with cannabis to alleviate the symptoms of such medical conditions under the supervision of a medical provider and deem the laws relating to the unlawful possession or cultivation of cannabis in applicable to a patient's primary caregiver who possesses or cultivates cannabis for the medical purposes of the patient upon the written recommendation of their medical provider;

(2) allow for the regulated cultivation, processing, manufacture, delivery, distribution, possession and use of cannabis as permitted by this act;

(3) Notwithstanding any other provision of law, make illegal the property seizure and forfeiture of the homes of qualifying patients who use cannabis as a medical treatment, family members, the personal caregivers who may assist those patients, the physicians and healthcare professionals who certify patients as qualifying for medical use, or the individuals who provide medical cannabis to qualified patients or otherwise participate in accordance with state law and regulations in the medical cannabis program;

(4) establish that neither the presence of cannabinoid components or metabolites in a person's bodily fluids, nor conduct related to the medical use of cannabis by a custodial or noncustodial parent, grandparent, pregnant woman, breastfeeding mother, legal guardian or other person charged with the well being of a child, or infant, shall form the sole or primary basis for any action or proceeding by a child welfare agency, family or juvenile court, because their child or ward, is a medical cannabis patient, or a newborn, or child of breastfeeding mother has presence of cannabinoids, because the mother is a medical cannabis patient. This subsection shall apply only to conduct in compliance with the Kansas safe access act;

(5) establish patient protection for the purposes of medical care, including organ transplants, and that a qualifying patient's medical use of cannabis does not constitute the use of an illicit substance or otherwise disqualify a registered qualifying patient from medical care, nor be used to violate a registered qualifying patient on probation or parole;

(6) establish protection for patients and caregivers that, unless required by federal law or required to obtain federal funding, no landlord may refuse to rent a dwelling unit to a person or take action against a tenant solely on the basis of an individual's status as a qualifying patient or identification cardholder under the Kansas safe access act;

(7) ensure that patient and caregiver insurance coverage as any type shall not be

endangered because of a person's status as a medical cannabis patient;

(8) guarantee that medicine availability to any patient shall not be restricted and that it shall be available to all medical cannabis patients in any environment where other medications are allowed;

(9) establish that a patient or caregiver may assert the medical purpose for using cannabis as a defense, or appeal, to any prosecution or conviction of an offense involving cannabis intended for the patient's medical use, and that this defense shall be presumed valid where the evidence shows that:

(A) A medical provider has stated that, in the medical provider's professional opinion, after having completed a full assessment of the patient's medical history and current medical condition, the patient is likely to receive, or would have received, therapeutic or palliative benefit from the medical use of cannabis to treat or alleviate the patient's medical condition or symptoms associated with the patient's medical condition;

(B) the patient and the patient's designated primary caregiver, or cultivating caregiver, if any, were collectively in possession of a quantity of cannabis that was not more than reasonably necessary to ensure the uninterrupted availability of cannabis for the purpose of treating or alleviating the patient's medical condition or symptoms associated with the patient's medical condition; and

(C) the registered qualifying patient, cultivating caregiver or designated primary caregiver was engaged in the acquisition, possession, cultivation, manufacture, use or transportation of cannabis or paraphernalia, or both, relating to the administration of cannabis solely to treat or alleviate the patient's medical condition or symptoms associated with the patient's medical condition.

The person may assert the medical purpose for using cannabis in a motion to dismiss, and the charges shall be dismissed following an evidentiary hearing where the person shows the elements listed in subparagraphs (A), (B) and (C); and if a patient demonstrates the patient's medical purpose for using cannabis pursuant to this section, the patient and the patient's designated caregiver, or cultivating caregiver, shall not be subject to the following for the registered qualifying patient's use of cannabis for medical purposes:

(i) Disciplinary action by an occupational or professional licensing board or bureau; or

(ii) forfeiture of any interest in or right to property.

(10) recognize established federal protection for native American growers, collectives and compassion centers. Kansas shall in no way impede the rights of indigenous peoples;

(11) recognize that workers compensation should cover medical cannabis as it would all other medications;

(12) guarantee that medical cannabis patients shall fully retain all rights, including their second amendment rights;

(13) establish that medical cannabis patients will be protected from warrantless drug enforcement administration's medical record searches; and

(14) remove cannabis, and all places listed as medical cannabis, and 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 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, the resin extracted therefrom, fiber, oil, or cake or the sterilized seed of the plant, which is incapable of germination, chapter 65 article 41 of the Kansas Statutes Annotated, and amendments thereto, as listed in K.S.A. 65-4105(d)(16), 65-4101(o), 65-4107, 65-4109, 65-4111 and 65-4113, and amendments thereto.

(b) The Kansas safe access act shall not prevent the seizure or forfeiture of cannabis exceeding the amounts allowed under the Kansas safe access act and not meeting exceptions listed in section 8, and amendments thereto.

(c) Any cannabis, cannabis paraphernalia, illicit property or interest in illicit property that is possessed, owned or used in connection with the medical use of cannabis as allowed under the Kansas safe access act, or acts incidental to such use, shall not be seized or forfeited.

(d) A person shall not be subject to arrest, prosecution or penalty in any manner or be denied any right or privilege, including, but not limited to, civil penalty or disciplinary action by a court or occupational or professional licensing board or bureau, simply for being in the presence or vicinity of the medical use of cannabis as allowed under the Kansas safe access act or for assisting a patient with using or administering cannabis. A person shall not be subject to arrest, prosecution or penalty in any manner, or be denied any right or privilege, including, but not limited to, civil penalty or disciplinary action by a court or occupational or professional licensing board or bureau for providing a registered qualifying patient, a registered designated primary caregiver or cultivating caregiver with cannabis paraphernalia for purposes of a registered patient's medical use of cannabis.

(e) Fraudulent representation to a law enforcement official of any fact or circumstance relating to the medical use of cannabis to avoid arrest or prosecution shall be punishable by a fine of \$500, which shall be in addition to any other penalties that may apply for making a false statement or for the use of cannabis other than use undertaken pursuant to the Kansas safe access act.

(f) Any identification cardholder who sells cannabis to a person who may not possess cannabis for medical purposes under the Kansas safe access act shall result in the cardholder's identification card being revoked and such identification cardholder's shall be subject to other penalties for the unauthorized sale of cannabis.

(g) Where a state-funded or locally funded law enforcement agency encounters an individual who, during the course of the investigation, credibly asserts that such individual is an identification cardholder or an entity whose personnel credibly asserts that it is a compassion center, the law enforcement agency shall not provide any information from any cannabis-related investigation of the person to any law enforcement authority that does not recognize the protection of the Kansas safe access act, and any prosecution of the individual, individuals or entity for a violation of the Kansas safe access act shall be conducted pursuant to the laws of this state.

(h) The act also protects card holding-non resident patients traveling through the state of Kansas.

(i) If the department fails to adopt temporary rules and regulations to implement the Kansas safe access act within 180 days of the effective date of the Kansas safe access act, a patient, prospective board member or prospective principal officer of a compassion center may commence an action in a court of competent jurisdiction to compel the department to perform the actions mandated pursuant to the provisions of

the Kansas safe access act.

(j) If the cannabis compliance agency fails to issue a valid identification card in response to a valid application or renewal submitted pursuant to the Kansas safe access act within 20 days of its submission, the identification card shall be deemed granted and a copy of the identification application, copy of renewal application, receipt from application submittal or receipt from application renewal shall be deemed a valid identification card.

(k) If, at any time after the 180 days following the effective date of the Kansas safe access act, the department is not accepting applications, including if it has not created rules and regulations allowing patients to submit applications, a notarized statement by a patient containing the information required in an application, pursuant to section 5, and amendments thereto, together with a written certification from their medical provider, shall be deemed a valid identification card.

(l) An interim process shall be developed by the cannabis compliance agency allowing approved patients to legally purchase medical cannabis and medical cannabis products from legal states until such products are made fully available in Kansas.

(m) The provisions of law making the possession, therapeutic use, manufacture, cultivation of cannabis unlawful shall not apply to a registered qualifying patient or to a registered qualifying patient's primary caregiver or cultivating caregiver who possesses or cultivates cannabis for the personal medical purposes of the patient upon the written or oral recommendation or approval of a medical provider.

(n) Nothing in the Kansas safe access act shall be construed as granting to the cannabis compliance agency, the compassion board or the Kansas department of health and environment the power to fix prices for medical cannabis, but such entities shall monitor pricing to prevent price gouging and protect the interests of patients. No price caps may be instituted without the consultation of the compassion board.

(o) Patient-owned collectives may grow, distribute or sell, or both distribute and sell, medical cannabis and medical cannabis products on a non-profit basis to their members.

(p) Duly designated primary caregivers, and cultivating caregivers, who consistently attend to registered qualifying patients' needs, may charge for their labor and services in providing medical cannabis.

(q) Nothing in the Kansas safe access act shall be construed as interfering with a Kansas citizen's right to purchase hemp-based products as otherwise authorized by law.

New Sec. 4. (a) The purpose of this section is to prohibit any medical provider from being punished or denied any right or privilege for having recommended cannabis for medical therapeutic use to a qualifying patient. This section sets forth general standards and requirements for medical providers, and establishes guidelines for diagnosing registered qualifying patients as having a debilitating medical condition and, as such, shall have coverage under the Kansas safe access act, whether it is temporary disability or illness, due to injury or surgery, or a permanent disability or illness that substantially limits the ability of the person to conduct one or more major life activities, as defined in the Americans with disabilities act of 1990 (ADA) (public law 101-336); or if not alleviated, may cause serious harm to the patient's safety or physical or mental health. The cannabis compliance agency intends the guidelines in this section to help maintain the integrity of Kansas medical providers recommending medical cannabis.

(b) A medical provider shall not be subject to arrest, prosecution or penalty in any

manner or be denied any right or privilege, including, but not limited to, civil penalty or disciplinary action by the state board of healing arts or by any other occupational or professional licensing board or bureau solely for providing written certifications, or otherwise stating that in the medical provider's professional opinion a patient is likely to receive therapeutic benefit from the medical use of cannabis in treating or alleviating the patient's medical condition or symptoms associated with the medical condition.

(c) Nothing in the Kansas safe access act shall prevent a professional licensing board from sanctioning a medical provider for failing to properly evaluate a patient's medical condition or otherwise violating the standard of care for evaluating medical conditions.

(d) For medical providers to qualify to recommend medical cannabis, they must fulfill requirements as outlined by the cannabis compliance agency.

(e) Continuing education units covering medical cannabis are available online, and, if approved by the board of healing arts or the board of nursing, medical providers will be encouraged to take courses in the endocannabinoid system (ECS), basic cannabis science, cannabis and palliative care and classes on dosage and delivery systems.

(f) Seminars on Kansas safe access act compliance shall be made available by the cannabis compliance agency in every county for all medical providers and first responders, either in person or by teleconference.

(g) All medical provider educational and seminar information shall be provided on the cannabis compliance agency webpages.

(h) Medical providers must reevaluate registered qualifying patients annually and provide the registered qualifying patient with an updated recommendation.

(i) Recommendations shall not be for any specific total weight or amount of end product, but shall be for targeted therapeutic levels and actionable metrics of cannabinoids.

New Sec. 5. (a) The purpose of this section is to set forth general standards and requirements for the issuance of medical cannabis patient and caregiver identification cards. This section provides unimpeded and legal access to medical cannabis patients, and prevents the diversion of medical cannabis to the black market.

(b) The department shall establish and maintain a program under the cannabis compliance agency for the issuance of identification cards to registered qualified patients or primary caregivers who submit the following in accordance with the cannabis compliance agency's rules and regulations:

- (1) A written certification;
- (2) an application with a \$10 fee or \$10 renewal fee;
- (3) the name, address and date of birth of the qualifying patient, except that if the applicant is homeless, no address is required;
- (4) the name, address and telephone number of the qualifying patient's medical provider;
- (5) the name, address and date of birth of the designated primary caregiver, if any, by the qualifying patient;
- (6) a statement signed by the registered qualifying patient, pledging not to divert cannabis to anyone who may not possess cannabis pursuant to the Kansas safe access act; and
- (7) a signed statement from the designated primary caregiver, if any, a statement signed by the cultivating caregiver, if any, agreeing to be designated as the patient's

designated primary caregiver or cultivating caregiver and pledging not to divert cannabis to anyone who may not possess cannabis pursuant to the Kansas safe access act.

(c) The cannabis compliance agency shall not issue an identification card to a qualifying patient who is younger than 18 years of age unless:

(1) The qualifying patient's medical provider has explained the potential risks and benefits of the medical use of cannabis to the custodial parent or legal guardian with responsibility for health care decisions for the qualifying patient;

(2) the custodial parent or legal guardian with responsibility for health care decisions for the qualifying patient consents in writing to:

(A) Allow the qualifying patient's medical use of cannabis;

(B) serve as the qualifying patient's designated primary caregiver; and

(C) control the acquisition of the cannabis, the dosage and the frequency of the medical use of cannabis by the qualifying patient; or

(3) the qualifying patient is an emancipated minor and has been held by the courts to be capable of conducting one's own affairs, including medical care.

(d) An identification card, or its equivalent, that is issued under the laws of another state, district, territory, commonwealth or insular possession of the United States that allows, in the jurisdiction of issuance, a visiting qualifying patient to possess cannabis for medical purposes shall have the same force and effect as an identification card issued by the cannabis compliance agency.

(1) Upon verification by the state of origin verification system, or documents sent by the state of origin governing medical cannabis to the cannabis compliance agency, out-of-state patients can purchase medicine, per the recommendation of their home state provider, or per home state regulations.

(2) A copy of their card and all other information will be entered into the compassion center patient database and also kept in hard copy.

(3) All files must be retained for as long as the compassion center is operational.

(4) If the compassion center should close, the cannabis compliance agency and the compassion board are to have a process in place within 180 days of the effective date of the Kansas safe access act for either secure destruction or storage of registered qualifying patient files.

(e) The cannabis compliance agency shall verify the information contained in an application or renewal submitted pursuant to this section and shall approve or deny an application or renewal within 15 days of receipt.

(1) The cannabis compliance agency may not deny an application or renewal only if the applicant did not provide the information required pursuant to this section, but the application must be returned and the missing information provided. The application information will not be entered into the system and will be considered as a non-submittal.

(2) The cannabis compliance agency may deny an application if the applicant previously had an identification card revoked for violating the Kansas safe access act or if the cannabis compliance agency determines that the information provided was falsified.

(3) Applicants may appeal first rejections to the compassion board for review. Rejection of an application or renewal by the compassion board is considered a final department action subject to judicial review. All administrative proceedings are subject

to the Kansas administrative procedure act and in accordance with the judicial review act.

(f) The cannabis compliance agency shall issue an identification card to the designated caregiver, if any, who is named in a qualifying patient's approved application, provided that the designated primary caregiver meets the requirements of section 5, and amendments thereto.

(1) The cannabis compliance agency shall notify the qualifying patient who has designated someone to serve as the patient's primary caregiver, if an identification card will not be issued to the designated primary caregiver.

(2) A designated primary caregiver shall be issued an identification card each time the qualifying primary caregiver is designated by a qualifying patient.

(g) The cannabis compliance agency shall issue temporary identification cards to qualifying patients and to designated primary caregivers at the time of approval and upon payment of a \$10 fee, and permanent cards within 30 days of approving an application or renewal.

(h) Each identification card shall expire one year after the date of issuance, unless the medical provider states in the written certification that the medical provider believes the qualifying patient would only benefit from medical cannabis until a specified earlier or later date, then the identification card shall expire on that date.

(i) Identification cards shall contain all of the following:

- (1) The name, address and date of birth of the qualifying patient;
- (2) the name, address and date of birth of the designated primary caregiver, if any;
- (3) the date of issuance and expiration date of the identification card;
- (4) a random 20-digit alphanumeric identification number, containing at least four numbers and at least four letters, that is unique to the cardholder;

(5) if the cardholder is a designated primary caregiver, the random identification number of the registered qualifying patient the designated caregiver is assisting;

- (6) a photograph;
- (7) a barcode for scanning; and
- (8) a holographic seal.

(j) The following notifications and cannabis compliance agency responses are required:

(1) A registered qualifying patient shall notify the cannabis compliance agency of any change of name, address or designated primary caregiver, or if the registered qualifying patient ceases to have a debilitating medical condition, within 30 days of such change by the web pages or customer service phone number. A registered qualifying patient who fails to notify the cannabis compliance agency of any of these changes may be subject to a civil penalty of no more than \$150 levied by the department;

(2) any registered designated primary caregiver, cultivating caregiver or compassion center employee must notify the cannabis compliance agency of any change in name or address within 30 days of such change. A registered designated primary caregiver, cultivating caregiver or compassion center employee who fails to notify the cannabis compliance agency of any of these changes may be subject to a civil penalty of no more than \$150 levied by the cannabis compliance agency;

(3) when a cardholder notifies the cannabis compliance agency of any changes listed in this subsection, the cannabis compliance agency shall issue the cardholder a

new identification card within 10 days of receiving the updated information and a \$10 fee. If the person notifying the cannabis compliance agency is a registered qualifying patient, the cannabis compliance agency shall also issue the patient's registered designated caregiver, if any, a new identification card within 10 days of receiving the updated information;

(4) when a registered qualifying patient ceases to be a registered qualifying patient or changes the registered designated primary caregiver, or cultivating caregiver, the cannabis compliance agency shall notify the designated primary caregiver, or cultivating caregiver, within 10 days. The registered designated primary caregiver's or cultivating caregiver's protections under the Kansas safe access act as to that qualifying patient shall expire 10 days after notification by the cannabis compliance agency; and

(5) if a cardholder loses the identification card, the cardholder shall notify the cannabis compliance agency within 10 days of losing the identification card and submit a \$10 fee within 30 days of losing the card. Within five days after such notification, the cannabis compliance agency shall issue a new identification card.

(k) Mere possession of, or application for, an identification card shall not constitute probable cause or reasonable suspicion, nor shall it be used to support the search of the person or property of the person possessing or applying for the identification card. The possession of, or application for, an identification card shall not preclude the existence of probable cause if probable cause exists on other grounds.

(l) The following confidentiality rules shall apply, and all the health insurance portability and accountability act of 1996 (HIPAA; pub.l. 104–191, 110 stat. 1936, enacted August 21, 1996) guidelines shall be in force:

(1) Applications and supporting information submitted by the qualifying patient's designated primary caregivers, and including information regarding their designated primary caregivers and medical providers, are confidential;

(2) applications and supporting information submitted by compassion centers, and compassion center personnel operating in compliance with the Kansas safe access act, including the physical addresses of compassion centers, are confidential; and

(3) the cannabis compliance agency shall maintain a confidential list of the persons to whom the cannabis compliance agency has issued identification cards. Individual names and other identifying information on the list shall be confidential, exempt from the Kansas open records act, and not subject to disclosure, except to authorize employees of the cannabis compliance agency as necessary to perform official duties of the cannabis compliance agency.

(m) The verification system must include the following data security features:

(1) Any time an authorized user enters five invalid registry identification numbers within five minutes, that user cannot log in to the system again for 10 minutes;

(2) the server must reject any log-in request that is not over an encrypted connection; and

(3) any hard drive containing cardholder information must be destroyed once it is no longer in use, and the department shall retain a signed statement from a department employee confirming the destruction.

(n) The application for qualifying patient's identification card shall include a question asking whether the patient would like the compassion board to notify the patient of any clinical studies regarding cannabis' risk or efficacy that seek human subjects. The compassion board shall inform those patients who answer in the

affirmative of any such studies it is notified of that will be conducted in the United States.

(o) Medical providers must reevaluate a registered qualifying patient annually and provide the registered qualifying patient with an updated recommendation. The registered qualifying patient must provide the updated recommendation to the cannabis compliance agency for identification card renewal 30 days prior to expiration of the current identification card. Failure to register an updated recommendation with the cannabis compliance agency may result in suspended benefits.

(p) The cannabis compliance agency may make exceptions, at its discretion, based on hardship circumstances of registered qualifying patients or other considerations.

(q) The cannabis compliance agency may establish a sliding scale of patient application and renewal fees based upon a qualifying patient's family income and the department may accept donations from private sources in order to reduce the application and renewal fees.

New Sec. 6. The purpose of this section is to set forth general standards and requirements for the licensing and regulation of compassion centers. This section is intended to provide safe and regulated access to medical cannabis and protect the health of patients by implementing and enforcing congruent standard operating procedures for all licensed compassion centers. The following provisions govern the registration of compassion centers:

(a) The cannabis compliance agency shall register a compassion center and issue a registration certificate, with a random 20-digit alphanumeric identification number, within 90 days of receiving an application for a compassion center if the following conditions are met:

(1) The prospective compassion center provided the following:

(A) An application or renewal fee;

(B) the legal name of the compassion center;

(C) the physical address of the compassion center and the physical address of one additional location, if any, where cannabis will be cultivated, neither of which may be within 1,000 feet of real property comprising a public or private elementary, vocational or secondary school or a public or private college, junior college or university, or a playground or housing facility owned by a public housing authority, or within 100 feet of a public or private youth center, public swimming pool, drug treatment facility, commercial daycare or video arcade facility;

(D) the name, address and date of birth of each principal officer and board member of the compassion center;

(E) the name, address and date of birth of any person who is an agent of or employed by the compassion center;

(F) operating regulations that include procedures for the oversight of the compassion center, procedures to ensure accurate record-keeping, patient database security, security of patient paper files, and security measures to deter and prevent unauthorized entrance into areas containing cannabis and the theft of cannabis, and proof of compliance with any other oversight rules and regulations issued by the cannabis compliance agency under subsection (b);

(G) if the city or county in which the compassion center would be located has enacted reasonable zoning restrictions, a sworn and truthful statement that the registered compassion center would be in compliance with those restrictions;

(H) issuing the compassion center a registration would not be in violation of a reasonable limitation on the number of registered compassion centers that can operate in the jurisdiction in which it would operate; and

(I) principal officers and board members will be elected to office by patient and caregiver members of the collective and will be subject to a background check at the time of nomination.

(2) Principal officer and board member candidates cannot be excluded for any offense consisting of conduct for which the Kansas safe access act would likely have prevented a conviction, but the conduct either occurred prior to the enactment of the Kansas safe access act or was prosecuted by an authority other than the state of Kansas, whether as a patient or caregiver. Candidates who can prove their past convictions would have been negated by the Kansas safe access act by providing to the cannabis compliance agency medical records from the time of the conviction for the patient, or records that the patient was receiving care from a caregiver, cannot be excluded from consideration. None of the prospective principal officers or board members may serve as a principal officer or board member if they have served as a principal officer or board members for a registered compassion center that had its registration certificate revoked. None of the principal officers or board members may be younger than 21 years of age.

(3) The compassion center has been approved for registration by the cannabis compliance agency.

(4) Not later than 180 days after the effective date of the Kansas safe access act the cannabis compliance agency, in consultation with the compassion board, shall adopt any further rules and regulations establishing application and renewal fees for registry identification cards and compassion center registration certificates, including reasonable rules and regulations governing:

(A) The form and content of compassion center registration and renewal applications;

(B) the minimum oversight requirements for registered compassion centers;

(C) the minimum record-keeping requirements for registered compassion centers;

(D) the minimum security requirements for registered compassion centers; and

(E) the procedures for suspending or terminating the registration of a registered compassion center that violates the provisions of the Kansas safe access act or the rules and regulations promulgated pursuant to this section.

(b) The cannabis compliance agency, in consultation with the compassion board, shall design rules and regulations with the goal of protecting against diversion and theft without imposing an undue burden on the registered compassion centers or compromising the confidentiality of registered qualifying patients and their registered designated primary caregivers.

(c) Any dispensation record that a registered compassion center is required to keep shall track transactions according to the registered qualifying patient's registered designated primary caregivers' and registered compassion centers' registry identification numbers, rather than their names, to protect their confidentiality.

(d) A registered compassion center shall not be subject to prosecution or search, except by the cannabis compliance agency pursuant to section 7, and amendments thereto, seizure or penalty in any manner or be denied any right or privilege, including, but not limited to, civil penalty or disciplinary action by a court or business licensing board or entity, solely for acting in accordance with the Kansas safe access act and

cannabis compliance agency rules and regulations to acquire, possess, cultivate, manufacture, deliver, transfer, transport, supply or dispense cannabis, cannabis-based products or related supplies and educational materials to registered qualifying patients, to registered designated primary caregivers on behalf of registered qualifying patients or to other registered compassion centers.

(e) A registered compassion center may not dispense, deliver or otherwise transfer cannabis to a person other than another registered compassion center, an identification card-carrying patient or an identification card-carrying patient's registered designated primary caregiver.

(f) A compassion center shall implement security measures to deter and prevent entry into and theft from restricted access areas containing cannabis or currency.

(g) A compassion center shall submit changes to the floor plan or security plan to the cannabis compliance agency for pre-approval.

(h) The compassion center shall implement security measures to protect the premises, registered qualifying patients, designated caregivers and compassion center agents including, but not limited to the following:

(1) Establish a locked door or barrier between the facility's entrance and the limited access area. The limited access area shall only be accessible to registered qualifying patients, designated caregivers, principal officers and agents, service professionals conducting business with the compassion center, and persons authorized by the Kansas safe access act;

(2) prevent individuals from remaining on the premises if they are not engaging in activity permitted by the Kansas safe access act;

(3) develop a policy that addresses the maximum capacity and patient flow in the waiting rooms and patient care areas;

(4) dispose of cannabis in accordance with the Kansas safe access act;

(5) during hours of operation, store all cannabis in an established restricted access area accessible only to specifically authorized agents. The minimum number of compassion center agents essential for efficient operations shall be in the restricted access areas;

(6) when the compassion center is closed, store all cannabis and currency in a secure locked safe or vault and in a manner as to prevent diversion, theft or loss;

(7) keep all safes, vaults and any other equipment or cannabis storage areas securely locked and protected from unauthorized entry;

(8) keep an electronic daily log of compassion center agents with access to the safe or vault and knowledge of the access code or combination;

(9) keep all locks and security equipment in good working order and operational at all times;

(10) prohibit keys, if applicable, from being left in the locks, or stored or placed in a location accessible to persons other than specifically authorized personnel;

(11) prohibit accessibility of security measures, including combination numbers, passwords or electronic or biometric security systems to persons other than specifically authorized agents;

(12) ensure that the outside perimeter of the compassion center premises is sufficiently lit to facilitate surveillance;

(13) ensure that trees, bushes and other foliage within direct proximity of the compassion center premises do not grow in abundance, so as to deter a person or

persons from concealing themselves from sight;

(14) develop emergency policies and procedures for securing all product and currency following any instance of diversion, theft, or loss of cannabis, and conduct an assessment to determine whether additional safeguards are necessary; and

(15) develop sufficient additional safeguards in response to any special security concerns, or as required by the cannabis compliance agency.

(i) The cannabis compliance agency may request or approve alternative security provisions that it determines are an adequate substitute for a security requirement specified in the Kansas safe access act. Any additional protections may be considered by the cannabis compliance agency in evaluating overall security measures.

(j) A compassion center shall provide additional security as needed and in a manner appropriate for the community where it operates.

(k) Restricted access areas:

(1) All restricted access areas must be identified by the posting of a sign that shall be a minimum of 12" x 12" and that states "Do not enter – restricted access area – access restricted to authorized personnel only" in lettering no smaller than one inch in height.

(2) All restricted access areas shall be clearly described in the floor plan of the registered premises, in the form and manner determined by the cannabis compliance agency, reflecting walls, partitions, counters and all areas of entry and exit. The floor plan shall show all storage, disposal and retail sales areas.

(3) All restricted access areas must be secure, with locking devices that prevent access from the limited access areas.

(4) All service professionals conducting business with the compassion center and visitors must obtain a numbered visitor identification badge prior to entering a restricted access area, and shall be escorted at all times by a compassion center agent authorized to enter the restricted access area. All visitors must be logged in and out, and that log shall be maintained for five years on-site and available for inspection by the cannabis compliance agency at all times. All visitor identification badges shall be returned upon exit.

(l) Security and alarm systems:

(1) A compassion center shall have an adequate security plan and security system to prevent and detect diversion, theft or loss of cannabis, currency or unauthorized intrusion using commercial-grade equipment installed by a Kansas licensed private alarm contractor or private alarm contractor agency that shall, at a minimum, include:

(A) A perimeter alarm on all entry points and perimeter windows;

(B) a failure notification system that provides an audible, text or visual notification of any failure in the surveillance system. The failure notification system shall provide an alert to designated compassion center agents within five minutes after the failure, either by telephone, email or text message;

(C) a duress alarm, panic button and alarm, holdup alarm or after hours intrusion detection alarm that by design and purpose will directly or indirectly notify, by the most efficient means, the public safety answering point (PSAP) for the law enforcement agency having primary jurisdiction;

(D) unobstructed video surveillance of all enclosed compassion center areas, unless prohibited by law, including all points of entry and exit that shall be appropriate for the normal lighting conditions of the area under surveillance. The cameras shall be directed

so all areas are captured, including, but not limited to, safes, vaults, sales areas and areas where cannabis is stored, handled, dispensed or destroyed. Cameras shall be angled to allow for facial recognition, the capture of clear and certain identification of any person entering or exiting the compassion center area and in lighting sufficient during all times of night or day;

(E) unobstructed video surveillance of outside areas, the storefront and the parking lot, that shall be appropriate for the normal lighting conditions of the area under surveillance. Cameras shall be angled so as to allow for the capture of facial recognition, clear and certain identification of any person entering or exiting the compassion center, the immediate surrounding area and license plates of vehicles in the parking lot;

(F) twenty-four hour recordings from all video cameras available for immediate viewing by the cannabis compliance agency upon request. Recordings shall not be destroyed or altered and retained for at least 90 days. Recordings shall be retained as long as necessary if the compassion center is aware of the loss or theft of cannabis or a pending criminal, civil or administrative investigation or legal proceeding for which the recording may contain relevant information;

(G) the ability to immediately produce a clear, color still photo from the surveillance video, either live or recorded;

(H) a date and time stamp embedded on all video surveillance recordings. The date and time shall be synchronized and set correctly and shall not significantly obscure the picture;

(I) the ability to remain operational during a power outage and ensure all access doors are not solely controlled by an electronic access panel to ensure that locks are not released during a power outage;

(J) all video surveillance equipment shall allow for the exporting of still images in an industry standard image format, including .jpg, .bmp and .gif. Exported video shall have the ability to be archived in a proprietary format that ensures authentication of the video and guarantees that no alteration of the recorded image has taken place. Exported video shall also have the ability to be saved in an industry standard file format that can be played on a standard computer operating system. All recordings shall be erased or destroyed prior to disposal;

(K) all security system equipment and recordings shall be maintained in good working order, in a secure location so as to prevent theft, loss, destruction or alterations;

(L) access to rooms where surveillance monitoring recording equipment resides shall be limited to persons that are essential to surveillance operations, law enforcement authorities acting within their jurisdiction, security system service personnel and the cannabis compliance agency. A current list of authorized compassion center agents and service personnel that have access to the surveillance room must be available to the cannabis compliance agency upon request;

(M) all security equipment shall be inspected and tested at regular intervals, not to exceed 30 calendar days from the previous inspection and test to ensure the systems remain functional;

(N) the security system shall provide protection against theft and diversion that is facilitated or hidden by tampering with computers or electronic records; and

(O) to monitor the facility and prevent unauthorized access to medical cannabis at the compassion center, the compassion center shall incorporate the following:

(i) Security equipment to deter and prevent unauthorized entrance into restricted access areas that includes devices or a series of devices to detect unauthorized intrusion that may include a signal system interconnected with a radio frequency method, cellular, private radio signals or other mechanical or electronic device;

(ii) electronic monitoring including:

(a) A video printer capable of immediately producing a clear still photo from any video camera image;

(b) video cameras recording all points of entry and exit from the compassion center, the limited access areas, the restricted access areas and that are capable of identifying activity occurring adjacent to the building, with a recording resolution that shall be sufficient to distinctly view the entire area under surveillance;

(c) a video camera or cameras recording at each point-of-sale location allowing for the identification of the compassion center agent distributing the cannabis and any qualifying patient or designated caregiver purchasing medical cannabis. The camera or cameras shall capture the sale, the individuals and the computer monitors used for the sale;

(d) a failure notification system that provides an audible and visual notification of any failure in the electronic monitoring system;

(e) sufficient battery backup for video cameras and recording equipment to support recording in the event of a power outage; and

(f) all electronic video monitoring must be made available, within a reasonable timeframe, to the cannabis compliance agency upon its request.

(m) The compassion center shall maintain policies and procedures that include:

(1) Security plan with protocols for patient, caregiver and agent safety, and management and security of cannabis and currency;

(2) restricted access to the areas in the compassion center that contain cannabis that are allowed only to authorized agents;

(3) identification of authorized agents;

(4) controlled access and prevention of loitering both inside and outside the facility;

(5) conducting electronic monitoring; and

(6) use of a panic button.

New Sec. 7. The purpose of this section is to set forth general standards and requirements for the certification and regulation of compassion center employment. This section is intended to provide safe and regulated access to medical cannabis and protect the health of patients by implementing and enforcing congruent standard operating procedures for all licensed compassion center employee members. The following provisions govern the registration of compassion center employees.

(a) Except as provided in subsection (b)(1), the cannabis compliance agency shall issue each compassion center employee an identification card and login information for the verification system within 10 days of receipt of the person's name, address, date of birth and a fee in an amount established by the department. Each card shall specify that the cardholder is a principal officer, board member, agent, volunteer or employee of a registered compassion center and shall contain the following:

(1) The legal name of the registered compassion center with which the compassion center employee is affiliated;

(2) a random 20-digit alphanumeric identification number that is unique to the cardholder;

- (3) the date of issuance and expiration date of the identification card;
- (4) a photograph;
- (5) a barcode for scanning;
- (6) a holographic seal; and
- (7) a statement signed by the prospective principal officer, board member, agent, volunteer or employee pledging not to divert cannabis to anyone who may not possess cannabis pursuant to the Kansas safe access act.

(b) The cannabis compliance agency shall issue temporary identification cards to qualifying compassion center employees at the time of approval, and upon payment of a \$25 fee, and permanent cards within 30 days of approving an application or renewal.

(1) Compassion center employees cannot be excluded from employment due to any offense consisting of conduct for which the Kansas safe access act would likely have prevented a conviction, but the conduct either occurred prior to the enactment of the Kansas safe access act or was prosecuted by an authority other than the state of Kansas, whether as a patient or caregiver. Compassion center employees who can prove their past convictions would have been negated by the Kansas safe access act by providing to the cannabis compliance agency medical records from the time of the conviction for the patient or records that the patient was receiving care from a caregiver cannot be excluded from consideration.

(2) The board of the compassion center will conduct a background check of each compassion center employee in order to carry out this provision.

(3) The board may exclude compassion center employees for any conviction that may pose a safety or security threat to patients of the collective.

(4) The cannabis compliance agency shall notify the registered compassion center in writing of the reason for denying an identification card to any employee.

(c) The cannabis compliance agency shall issue identification cards in the following manner:

(1) It shall not issue an identification card to any principal officer, board member, agent, volunteer or employee of a registered compassion center who is younger than 21 years of age;

(2) the cannabis compliance agency may refuse to issue an identification card to a compassion center employee who has had a card revoked for violating the Kansas safe access act;

(3) a registered compassion center's registration certificate and the identification card for each compassion center employee shall expire one year after the date of issuance;

(4) the cannabis compliance agency shall issue a renewal compassion center registration certificate within 10 days to any registered compassion center that submits a renewal fee, so long as its registration is not suspended and has not been revoked;

(5) The cannabis compliance agency shall issue a renewal identification card within 10 days to any compassion center employee who submits a \$25 renewal fee, except as provided by section 7(c)(2); and

(6) an identification card of a compassion center employee shall expire and the person's login information to the verification system shall be deactivated upon notification by a registered compassion center that such person ceased to work at the registered compassion center.

(A) A registered compassion center shall notify the cannabis compliance agency

immediately, at the exact time of a compassion center employee termination, or when a compassion center employee voluntarily ceases to work at the registered compassion center.

(B) A registered compassion center shall notify the cannabis compliance agency in writing of the name, address and date of birth of any new compassion center employee and shall submit a fee in an amount of \$25 before a new compassion center employee begins working at the registered compassion center.

(C) The cannabis compliance agency shall issue temporary identification cards to qualifying compassion center employees at the time of approval, and permanent cards within 30 days of approving an application or renewal.

(d) Registered compassion centers are subject to reasonable inspection by the cannabis compliance agency.

(e) A registered compassion center shall be operated on a not-for-profit basis for the mutual benefit of its members and patrons.

(1) The bylaws of a registered compassion center or its contracts with patrons shall contain such provisions relative to the disposition of revenues and receipts as may be necessary and appropriate to establish and maintain its nonprofit character.

(2) A registered compassion center need not be recognized as tax exempt by the internal revenue service to qualify as a not-for-profit entity.

(3) If the entity makes a profit during any period, this excess must be returned to members by way of health support services, income-based pricing, sliding scale product pricing, free medicine for hospice patients, donated into the broader community or put back into the organization, based on the will of the members and board of directors expressed by vote.

(4) As long as wages of management and officers of a compassion center remain reasonable they can be increased by a vote of the compassion center board. Compassion centers must document the rationale for any raises and bonuses given, and must be in agreement with local ordinances.

(f) A registered compassion center is prohibited from acquiring, possessing, cultivating, manufacturing, delivering, transferring, transporting, supplying or dispensing cannabis for any purpose except to assist registered qualifying patients with the medical use of cannabis directly or through the qualifying patient's designated primary caregivers. All principal officers and board members of a registered compassion center must be residents of the state of Kansas.

(g) All cultivation of cannabis must take place in a secured location or facility that can only be accessed by principal officers, board members, agents, volunteers or employees of the registered compassion center who are identification card-holders. Security should include, but not be limited to, cameras, security employees and secured doors.

(h) County and city governments may enact reasonable limits, taking into consideration the needs of their seriously ill residents and the community on the number of registered compassion centers that can operate in their jurisdictions and may enact zoning regulations that reasonably limit registered compassion centers to certain areas of their jurisdictions, after public hearings on the subject.

(i) Before cannabis may be dispensed to a designated primary caregiver or a registered qualifying patient, a compassion center employee must scan the identification card of the registered qualifying patient, or if applicable, the identification card of the

designated primary caregiver transporting the cannabis to the patient, and must verify each of the following:

(1) That the identification card presented to the registered compassion center is valid;

(2) that the person presenting the card is the person identified on the identification card presented to the compassion center employee; and

(3) that the amount to be dispensed would not cause the registered qualifying patient to exceed such person's limit of obtaining the amount of cannabis recommended by the medical provider for any 30-day period.

(j) After verifying the information in section 7(i), and amendments thereto, but before dispensing cannabis to a registered qualifying patient or a registered designated primary caregiver on a registered qualifying patient's behalf, a compassion center employee must make an entry in the verification system:

(1) Specifying how much cannabis is being dispensed to the registered qualifying patient;

(2) whether it was dispensed directly to the registered qualifying patient or to the registered qualifying patient's registered designated caregiver:

(A) The entry must include the date and time the cannabis was dispensed;

(B) the batch number and harvest batch lot number;

(C) the strain names; and

(D) the dosage guidelines from their medical provider recommendation;

(3) upon first visit, the employee must also scan a copy of the patient's recommendation document, given by the patient's medical provider, into the compassion center patient data base, and keep a copy in a hard copy patient file. These must be updated every time a patient's recommended dosages are modified by the patient's medical provider;

(4) all electronic patient files must be backed up and kept within a secure server;

(5) all patient files will be given federal health insurance portability and accountability act protections under the health insurance portability and accountability act of 1996 (HIPAA; pub.l. 104-191, 110 Stat. 1936, enacted August 21, 1996); and

(6) if a patient wishes the employee of the compassion center to communicate with their medical provider, then release-of-information forms will need to be signed for both parties.

(k) No compassion center employees shall be subject to arrest, prosecution, search, seizure or penalty in any manner or denied any right or privilege, including, but not limited to, civil penalty or disciplinary action by a court or occupational or professional licensing board or entity, solely for working for a registered compassion center in accordance with the Kansas safe access act and cannabis compliance agency rules and regulations to acquire, possess, cultivate, manufacture, deliver, transfer, transport, supply or dispense cannabis, cannabis-based products, related supplies, and educational materials to registered qualifying patients, to registered designated primary caregivers on behalf of registered qualifying patients or to other registered compassion centers.

(l) All employees of a compassion center shall be residents of Kansas upon the date of their identification card application.

(m) A licensed compassion center may not sell medical cannabis over the internet but can allow registered qualifying patients to arrange delivery through the internet.

(n) The premises of a compassion center is the only place where an automatic

dispensing machine that contains medical cannabis may be located. It must comply with all rules and regulations promulgated by the cannabis compliance agency for its use, including, but not limited to, real-time updates into the compassion center tracking system, registered qualifying patient cards must be scanned by kiosk at the beginning of a transaction. If the kiosk cannot read the card, or the card does not read as valid, the kiosk shall reject the transaction and a notify compassion center employee.

(o) Medical cannabis and medical cannabis products may not be consumed on the premises of the compassion center.

(p) Compassion centers selling clones and seedlings to compassion centers, researchers, patients, primary caregivers or cultivating caregivers are exempt from K.S.A. 2-2113 and 2-2120, and amendments thereto, and any other statutes.

(q) Potency quantifications for medical cannabis and medical cannabis products shall be accessible to compassion center patients in three ways:

- (1) Labels in display cases;
- (2) labels on products; and
- (3) a book of complete testing results on each current batch number and harvest batch lot number available for sale, to be located at a compassion center.

(r) When medical cannabis is received from medical cannabis cultivation facilities, registered qualifying patient or cultivating caregivers for purchase, storage or donation consideration by the collective compassion center, and the medical cannabis has not already been tested at a certified testing facility, it must be subjected to an initial contaminants inspection before being sent out to a certified testing facility, or in the case of stored patient overages, be sent to storage:

(1) Certified and licensed product intake processors shall utilize a minimum 30X microscope for a first screening that analyzes and detects contamination of:

- (A) Pathogenic molds;
- (B) rot; or
- (C) spider mites and other insects.

(2) In the event that the screening results indicate the presence of quantities of any substance determined to be injurious to health, such products shall be immediately quarantined and immediate notification made to the cannabis compliance agency shall be made, and the adulterated product shall be documented and properly destroyed.

(3) Food handling procedures must be followed by all processors.

(s) A compassion center shall establish written policies and procedures addressing inventory controls. The compassion center shall submit these written policies and procedures, including any updates, to the cannabis compliance agency prior to implementation.

New Sec. 8. (a) The purpose of this section is to establish guidelines regarding the supply and allowances of cannabis for registered qualifying patients. It sets forth general standards and requirements for supply, storing, donations, damages, overages and emergency supply. This section is intended to help maintain an uninterrupted supply of medical cannabis and prevent any diversion to the black market.

(b) An identification card-carrying patient shall not directly, through a designated primary caregiver or through a compassion center, obtain more than their medical-provider-recommended dosage of cannabis from registered compassion centers in any 30-day period. The exceptions to the 30-day supply are:

- (1) Medical patients who can prove that hardship, either financial or physical,

would be imposed by monthly travel; or

(2) allowance for patient growers to store overages for out-of-season use, or donate to compassion center for indigent members free medicine program.

(A) Overages will be stored in rented lock boxes within compassion centers.

(B) Compassion centers will enter submissions into tracking database and generate receipts for patients.

(C) Patients will be able to withdraw from lock boxes per their 30-day supply.

(D) Patients must notify the compassion center of expected overages at least 30 days after harvesting and upon completion of the curing process and file an electronic overage form.

(E) The form will list the patient identification number, name and contact information, vehicle information, including license plate information, estimate of expected overage amount, estimated date of harvest and the estimated date the overage amount is expected to arrive at the compassion center.

(F) The form will be filed at the compassion center and the compassion center will send a copy to the cannabis compliance agency. The compassion center will note all form information into the patient database file accessible to law enforcement.

(G) The cannabis overage stock, once fully cured, must be stored in a sealed glass jar.

(H) The cannabis overage stock should be examined under a 30X microscope upon receipt at the compassion center. Any stock contaminated by mold, mites or pests must be disposed of per section 22. Patients can request the same testing upon receiving their overage stock out of storage.

(3) Patients do not have to take a full 30-day supply at any one visit.

(4) To guarantee a constant and uninterrupted supply, plants are allowed in all five stages of growth: Germinating, seedling, vegetative, flowering and curing.

(5) Crop failure or damage will be reported to the cannabis compliance agency within 24 hours by electronic form with accompanying pictures and supporting documentation. The cannabis compliance agency may require an onsite inspection. Upon verification, affected patient or patients of the primary caregiver, or cultivating caregiver, will be directed to the closest compassion center for any emergency medicine replacement needs.

(6) A registered compassion center may not obtain cannabis from outside the state of Kansas, except when collective medical cannabis cultivation facilities may negotiate for the use of proprietary strains from other states by seeds and cuttings.

(7) If the medical provider feels it is necessary for the patient to have an amount over their normal allotment, the exception will be granted, and:

(A) The medical provider will provide written documentation to the patient.

(B) The medical provider will provide written documentation to the cannabis compliance agency.

(C) The written documentation will be noted in the registry file.

(D) A copy of the written documentation will be kept in the registered qualifying patient file at the compassion center, if applicable, and posted at the registered qualifying patient grow site, or cultivating caregiver grow site, if applicable.

(E) A copy shall be on file in the home of the registered qualifying patient.

(F) A copy shall be on the person of the registered qualifying patient during transport.

New Sec. 9. The purpose of this section is to establish guidelines regarding the cultivation of cannabis for general supply by a collective medical cannabis cultivation facility. It sets forth general standards and requirements for cultivation, best practices, security, workforce education and health and safety standards. This section is intended to help maintain an uninterrupted supply of pharmaceutical-grade medical cannabis, establish standard operating procedures and safety standards, promote sustainable agricultural practices and prevent any diversion to the black market.

(a) To qualify to label any product as "grown by ecologically sustainable standards" the medical cannabis cultivation facility must follow guidelines in subsection (b) and (c).

(b) The United States department of agriculture (USDA) will not inspect medical cannabis growing operations. Instead, cultivating caregivers with more than five patients and a medical cannabis cultivation facility must work with third-party certification agencies that offer certification for producers of ecologically sustainable cannabis products to a private standard that is similar to internationally accepted organic standards like the USDA organic standards and the EU organic standards.

(1) All medical cannabis crops must be inspected by a third-party ecologically sustainable certification agency inspector and earn their seal of approval to be sold in compassion centers.

(2) All agricultural products used must be materials that have been approved for use in organic farming or gardening by the EPA, WSDA organic program, the CDFA organic input material program and other USDA accredited materials review programs.

(3) A medical cannabis cultivation facility must be ready to provide the following information to third-party inspectors:

(A) A detailed description of the operation to be certified;

(B) a history of substances applied to the land during the previous three years;

(C) the ecologically sustainable products grown, raised or processed; and

(D) a written ecologically sustainable system plan describing the practices and substances to be used.

(c) Environmentally protective practices shall be utilized to reduce the carbon footprint and environmental impact of any medical cannabis cultivation facility. Medical cannabis cultivation facilities must employ ecologically sustainable development practices. Such an inspection and rating program should be developed through the cannabis compliance agency.

(1) During growing season, outdoor gardens can be grown to reduce environmental impact. During out-of-growing season, medical cannabis cultivation facilities must use energy efficient greenhouses considering:

(A) The effects of glazing materials on heat loss and light transmission, ways to reduce infiltration and nighttime heating losses;

(B) using greenhouse heating units;

(C) the effect of heat distribution on heating costs;

(D) planning ways to maximize space utilization;

(E) using efficient circulation, basket and ventilation fans;

(F) using supplemental lighting to reduce energy requirements;

(G) using high efficiency condensing heaters;

(H) using control systems;

(I) implementing energy audits to reduce consumption;

- (J) using curtain systems;
 - (K) using ventilating windows; and
 - (L) using ventilating roofs and open panel systems.
- (2) LED lighting shall be the preferred method of medical cannabis cultivation facility lighting.
- (3) Double-ended high intensity discharge bulbs (HID bulbs) are allowed in medical cannabis cultivation facility use, with all recycling costs to be incurred by the facility. Double-ended HID bulbs are allowed for cultivating caregivers.
- (4) Solar, wind and other renewable energy sources shall be the main methods of power supply. No onsite fossil fuel generators may be used, except as backup emergency power, never as a main supply. Grid power is also allowed as backup energy source.
- (5) Only 5, 4 and 2 hydro-safe resins may be used in aquaponics and hydroponic systems.
- (6) Polystyrene beads shall not be used in hydroponic systems.
- (7) Methods that are not allowed and may be subject to fines by the Kansas department of agriculture – water resources board are listed in the Kansas water appropriation act, K.S.A. 82a-701 et seq., and amendments thereto, and K.S.A. 42-303 and 42-313, and amendments thereto. The forgoing statutes should be consulted and followed regarding:
- (A) Unpermitted grading, road construction and culvert crossings;
 - (B) illegal stream diversions and streams drying up;
 - (C) discharge of sediments, pollutants and human waste or trash;
 - (D) erosion or soil deposition;
 - (E) water contamination from pesticides, rodenticides, fungicides, fertilizers and fuels;
 - (F) capturing rain runoff from buildings, storing and filtering for watering which use is mandated and implemented pursuant to the guidelines in K.S.A. 42-313, and amendments thereto;
 - (G) greywater recycling and filtering which is mandated and implemented pursuant to all standards outlined in rules and regulations adopted by the cannabis compliance agency; and
 - (H) cisterns which are recommended.
- (d) All collective medical cannabis cultivation facilities should be clearly marked with signs on all sides denoting the site as a medical growing operation in compliance with this statute.
- (1) All cultivation facilities will utilize a seed-to-sale tracking system.
 - (2) All grows will be lot controlled. If specific strains are for a specific patient, or group of patients:
 - (A) Their member numbers will also be listed in the tracking system and the harvest batch lot associated with it;
 - (B) food-handling standards also apply to medical cannabis cultivation facility grows; and
 - (C) the site must be monitored 24 hours a day, utilizing:
 - (i) Cameras;
 - (ii) security employees;
 - (iii) alarms;

- (iv) key card entry doors and gates;
 - (v) fencing at a six foot minimum, with concertina wire at the top; and
 - (vi) optional biometric security technology.
- (e) Food handling standards must apply to medical cannabis cultivation facility trim rooms and bagging rooms.
- (f) All collective medical cannabis cultivation facilities will be placed in rural, low-population areas and may supply compassion centers located in other areas.
- (g) Medical cannabis cultivation facilities may sell the stalks and vegetation (leaves) of male or female plants to farmers for use as livestock feed, following all process requirements, to be defined by the cannabis compliance agency.
- (h) Medical cannabis cultivation facilities must comply with all laws on environmental audits in K.S.A. 60-3332, 60-3334 and 60-3338, and amendments thereto.
- (i) Crops must be a minimum of six feet away from surrounding fence.
- (j) Medical cannabis cultivation facilities may supply, but not limited be to, research programs, compassion centers and medical cannabis product manufacturers.
- (k) Medical cannabis cultivation facilities must obtain and carry appropriate insurance and cannabis-crop-specific insurance, when available.
- (l) Medical cannabis cultivation facilities selling clones and seedlings to compassion centers, researchers, patients, primary caregivers or cultivating caregivers are exempt from K.S.A. 2-2113 and K.S.A. 2-2120, and amendments thereto.
- (m) Medical cannabis cultivation facilities may not obtain cannabis from outside the state of Kansas, except when collective medical cannabis cultivation facilities may negotiate for the use of proprietary strains from other states through seeds and cuttings.
- (n) The medical cannabis cultivation facility's water supply shall be tested annually for contaminants and demonstrate results below the EPA maximum contaminant levels for organic and inorganic contaminants. If a water treatment system is needed, the department may require more frequent testing.
- (o) Soil used to cultivate cannabis shall be tested annually and must meet the United States agency for toxic substance and disease registry's environmental media evaluation guidelines for residential soil levels.
- (p) For each batch that water or soil fails to meet the standards, the cultivation facility shall perform and document both a root-cause analysis and any corrective action taken.
- (q) The cultivation facility shall maintain the results of all testing for no less than five years.
- (r) The cannabis compliance agency reserves the right to require additional testing. Copies of the results of such testing shall be sent to the cannabis compliance agency. The agency reserves the right to order recalls or destruction.
- (s) All greenhouse infrastructure, hardware, and all other applicable structures or systems must be UL listed.
- (t) All indoor cultivation facilities are bound by sustainability guidelines and must follow any cannabis compliance agency guidelines to reduce indoor pollution.
- (u) Synthetic nutrients must be food grade and comply with guidelines in this section.

New Sec. 10. (a) The purpose of this section is to establish guidelines regarding the cultivation of cannabis by cultivating caregivers and patient growers. It sets forth

general standards and requirements for cultivation best practices, security, workforce education, and health and safety standards. This section is intended to help maintain an uninterrupted supply of pharmaceutical grade medical cannabis, establish standard operating procedures and safety standards, promote sustainable agricultural practices and prevent any diversion to the black market.

(b) All patient and caregiver cultivation sites should be clearly marked with signs on all sides denoting the site as a medical growing operation in compliance with the Kansas safe access act.

(c) Patient growers may cultivate only as much as required for the patient's own medical use within the confines of the recommendation of their medical provider or the exceptions in section 8, and amendments thereto, taking into consideration the patient's chosen delivery method.

(d) Depending on the number of kinds of oils or plants the patient may need, and the patient dosing regimen, they may grow as many strains in various levels of growth to keep a continuous oil supply based on the recommendation of their medical provider or the exceptions defined in section 8, and amendments thereto.

(e) A copy of the provider's recommendations should be kept at the registered qualifying patient's home and the cultivating caregiver's home or at the cultivation site, if different from the cultivating caregiver's home.

(f) Caregiver cultivation must meet ecological standards set forth in section 9, and amendments thereto.

(g) Cultivating caregivers that exceed the five-patient limit must also adhere to the standards in section 9, and amendments thereto, and are subject to process inspections by the cannabis compliance agency for standard compliance.

(h) Cultivating caregivers that exceed 10 registered qualifying patients must apply for licensure as a cultivating facility, and if approved, will be bound by all the requirements set forth in section 9, and amendments thereto. If not approved, cultivating caregivers can appeal to the cannabis compliance agency. The cannabis compliance agency will consider the needs of patients served by the cultivating caregiver such as:

- (1) Geographic hardship of patients;
- (2) if the strain exclusivity dictates need of this cultivating caregiver;
- (3) cultivating caregiver is excluded for qualifying as cultivation facility because they cannot meet all requirements of section 9, and amendments thereto, and to do so would induce an undue financial hardship; and
- (4) any other considerations deemed pertinent by the cannabis compliance agency.

If an appeal is denied, cultivating caregivers must conform to a patient-count limit of less than 10.

(i) Clean grow room standards and food handling standards also apply to cultivating caregiver growing operations.

(j) Cultivating caregivers must obtain and carry appropriate insurance, and cannabis crop specific insurance, when available.

(k) Cultivating caregivers cannot be denied a license for any offense consisting of conduct for which the Kansas safe access act would likely have prevented a conviction, but the conduct either occurred prior to the enactment of the Kansas safe access act or was prosecuted by an authority other than the state of Kansas, whether as a patient or caregiver. Candidates who can prove their past convictions would have been negated by the Kansas safe access act by providing to the cannabis compliance agency medical

records from the time of the conviction for the patient, or records that the patient was receiving care from a caregiver, cannot be excluded from consideration.

New Sec. 11. (a) Workforce education is mandatory for all cannabis industry positions. Required training information will be available through the cannabis compliance agency and the agency's webpages.

(b) Positions that require training, or an equivalent resume, are:

- (1) Designated primary caregivers;
- (2) medical cannabis cultivation facility workers;
- (3) processors;
- (4) cultivating caregivers;
- (5) manufacturers; and
- (6) compassion center employees.

(c) Medical care medical provider training is considered separate from cannabis industry positions, and is covered under section 4, and amendments thereto.

New Sec. 12. (a) The purpose of this section is to establish guidelines regarding the standards and regulations pertaining to public use of medical cannabis, prevention of impaired driving, establish employer, registered qualifying patient employees, business owner rights and the rights of students who are registered qualifying patients. Kansas safe access act shall not permit any person to do any of the following, nor shall it prevent the imposition of any civil, criminal or other penalties for any such actions:

(1) Undertake any task while impaired.

(2) Nothing in the Kansas safe access act shall be construed to require any person or establishment in lawful possession of a commercial business property to allow a guest, client, customer or other visitor to consume cannabis on or in that property. The Kansas safe access act shall not limit a person, or entity in lawful possession of a commercial business property, or an agent of such person or entity, from expelling a person who consumes cannabis without permission from such property owner.

(3) The Kansas safe access act does not prevent any employer from setting their own policies regarding the accommodation of employee's medical need to use cannabis in any workplace, or disciplining any employee working while impaired, so long as, a qualifying patient shall not be considered to be impaired solely because of the presence of metabolites or components of cannabis.

(4) Unless an employer establishes by a preponderance of the evidence that the lawful use of medical cannabis has impaired the employee's ability to perform the employee's job responsibilities, it shall be unlawful to take any adverse employment action against an employee who is an identification card-carrying patient using medical cannabis consistent with the provisions of the Kansas safe access act based on either:

(A) The employee's status as a registry identification cardholder; or

(B) the employee's positive drug test for cannabis components or metabolites.

(5) For the purposes of this section, an employer may consider an employee's ability to perform the employee's job responsibilities to be impaired when the employee manifests specific articulable symptoms of impairment while working that decreases or lessens the employee's performance of the duties or tasks of the employee's job position. If an employer has a drug testing policy and an employee or job applicant tests positive for cannabis, the employer shall offer the employee or job applicant an opportunity to present a legitimate medical explanation for the positive test result and shall provide written notice of the right to explain to the employee or job applicant. Within three

working days after receiving notice the employee or job applicant may submit information to the employer to explain the positive test result. As part of an employee's or job applicant's explanation for the positive test result, the employee or job applicant may present a doctor's recommendation for medical cannabis or their patient identification card, or both.

(6) Nothing in this section shall restrict an employer's ability to prohibit or take adverse employment action for being impaired during work hours, or require an employer to commit any act that would cause the employer to be in violation of federal law or that would result in the loss of a federal contract or federal funding.

(7) Impaired drivers are not protected by the Kansas safe access act while operating, navigating or being in actual physical control of any motor vehicle, school bus, public transport, aircraft or motorboat. The following caveats apply:

(A) The presence of metabolites does not automatically denote impairment. Registered qualifying patients who medicate daily may have a high metabolite level and yet also have a higher tolerance to psychoactive effects.

(B) Current technologies, even those that can measure metabolite levels, cannot accurately gauge impairment.

(C) Roadside testing for impairment remains the best method to evaluate drivers.

(D) A registered qualifying patient's various disabilities may also impact roadside test results, and an effort should be made by law enforcement to set guidelines that include this consideration.

(8) Educational outreach to prevent driving while impaired will be posted on the cannabis compliance agency webpages via printable information and instructional videos, and educational materials will be available at each compassion center via posters and informational sheets.

(9) No registered qualifying patient may consume medical cannabis on the grounds of any preschool, primary, secondary or post-secondary school.

(A) Juvenile registered qualifying patients receiving medication from the school nurse, parent or caregiver may receive medication on school grounds.

(B) Post-secondary registered qualifying patients shall not be impeded from medicating per their medical provider's recommendation, either individually or by the facilitation of their primary caregiver, if they have one, on school grounds as long as the delivery method does not violate section 12, and amendments thereto.

(C) Juvenile and post-secondary registered qualifying patients shall not be impeded from participation in any extracurricular activities, or regular school activities, simply because they are a registered qualifying patient.

(b) No patient may consume cannabis in or on any form of public transportation.

New Sec. 13. (a) The Kansas safe access act establishes the compassion board, a volunteer advisory board. The compassion board will be responsible for guiding policy on behalf of patients, medical providers and the public, with focus on continuous process improvement to better serve the needs of all to facilitate research, work with researchers, liaison with other Kansas agencies and organizations, liaison with law enforcement and the cannabis compliance agency.

(b) There is hereby established a compassion board:

(1) The board shall consist of 11 members appointed by the secretary of health and environment, after a nomination and application process. The secretary, insofar as possible, shall appoint persons from different geographical areas and persons who

represent various economic regions, preferably with experience in the health care field, social work field, not-for-profit patient care sector, the field of cannabis research, industry, advocacy or cannabis medicine.

(2) If a vacancy occurs on the board, the secretary shall appoint a person to fill the vacant position for the unexpired term, if any, within a period of not more than 30 days.

(3) Members of the board shall be appointed for renewable three-year terms.

(4) The public shall have an open communication path to comment on board member rulings and performance, as well as an appeals process established so that appeals of rulings can be heard.

(5) The board shall advise the secretary about the administration of the Kansas safe access act and shall perform such duties as are required by the act.

(6) Members of the board attending meetings of the board, or attending a subcommittee meeting thereof authorized by the board, shall be reimbursed amounts provided in K.S.A. 75-3223(e), and amendments thereto, from moneys appropriated to the department of revenue from the Kansas safe access act taxes from the cannabis tax fund established by section 14, and amendments thereto.

(7) Members of the board cannot be excluded for any offense consisting of conduct for which the Kansas safe access act would likely have prevented a conviction, but the conduct either occurred prior to the enactment of the Kansas safe access act or was prosecuted by an authority other than the state of Kansas, whether as a patient or caregiver. Candidates who can prove their past convictions would have been negated by the Kansas safe access act by providing to the cannabis compliance agency medical records from the time of the conviction for the patient or records that the patient was receiving care from a caregiver cannot be excluded from consideration.

New Sec. 14. (a) This section establishes a cannabis tax fund under the Kansas department of revenue. The Kansas department of revenue shall work in conjunction with the cannabis compliance agency and the compassion board to implement fair tax policies established under the Kansas safe access act.

(b) The cannabis tax fund is hereby established within the Kansas department of revenue.

(c) Medical cannabis patients will be taxed at a flat 6% rate at compassion center point of purchase for medical cannabis and medical cannabis products only. All other products, such as delivery items, tools for use of medicine, storage containers and similar products may be subject to sales tax.

(d) Funds will be deposited into the cannabis tax fund managed by the Kansas department of revenue and distributed by the same at a distribution of 2% to the state, 2% to the county and 2% to the city. Funds from the cannabis tax fund, after meeting costs of Kansas safe access act infrastructure expenses, will be expended for medical cannabis research, public health, mental health, substance abuse, school health, school substance abuse and school mental health programs exclusively.

(e) As the cannabis industry is often forced to a cash only business model:

(1) Compassion centers and collectives may pay taxes by cash, cashier's checks and money orders at their local revenue office;

(2) compassion centers and collectives will need to be able to pay these taxes on a daily or weekly basis, so they are not accumulating large amounts of cash and being placed at a higher risk for crime;

(3) patients, compassion centers and collectives will not be assessed any excise tax

or any sales tax and shall not be subject to K.S.A. 79-5210, and amendments thereto, for any medical cannabis, or medical cannabis product;

(4) any county, city, township or jurisdiction that opts out of participation in the Kansas safe access act will be excluded from any tax benefit, other than what is derived from state benefit from the Kansas safe access act;

(5) sales tax can be levied on any product, item or device in a compassion center that is not medical cannabis or a medical cannabis product; and

(6) medical cannabis edible products qualify as medicine, and shall not be taxed under the Kansas food sales tax K.S.A. 79-3633 through 79-3639, and amendments thereto.

New Sec. 15. (a) The purpose of this section is to establish guidelines and standards for packaging and labeling for medical cannabis and medical cannabis products to ensure all of the necessary and relevant information to be enforced by the cannabis compliance agency is included. While there are slight differences in the labeling requirements for each category of medical cannabis product, all include identical parameters that mandate the type of packaging for medical cannabis products. The Kansas safe access act requires that each package or container of medical cannabis, medical cannabis product and medical cannabis concentrate includes necessary and relevant information for consumers, does not include health and physical benefit claims, is easily accessible to consumers, and is clear, easy to read and noticeable. The cannabis compliance agency shall develop a standardized package and label template and shall develop a standardized list of information to be included on labels, including, but not limited to, the following:

(1) Every medical cannabis product sold must leave the store in a package or container that is child-resistant.

(2) If the medical cannabis product packaging is not child-resistant, the compassion center must place that container within an exit package that is child resistant and opaque so that the product cannot be seen from outside the packaging, with the exception of brown glass and sublingual syringes.

(3) Identification and consumer warning labels must be affixed to every individual container of medical cannabis, medical cannabis-infused product or medical cannabis edible.

(b) Every compassion center must ensure the following information is affixed to every container holding a medical cannabis product:

(1) The license number of the medical cannabis cultivation facility where the medical cannabis product was grown;

(2) the license number of the medical cannabis product's manufacturing facility;

(3) the license number of the compassion center that sold the medical cannabis product to the registered qualified patient;

(4) the identity statement and standardized graphic symbol of the compassion center that sold the product to the registered qualified patient;

(5) the production batch lot number assigned to the medical cannabis concentrate used to produce the product;

(6) the production batch lot number assigned to the medical cannabis product;

(7) the date of sale to the consumer;

(8) the following warning statements:

(A) Body mass, age, metabolism, gender and body chemistry at time of

consumption vary in the effectiveness of the medicine;

(B) the intoxicating effects of this medicine may be delayed by two or more hours;

(C) do not operate a vehicle or machinery, especially when first beginning the use of this medicine;

(D) may cause dizziness or drowsiness, and alcohol may intensify this effect. Avoid mixing with alcohol;

(E) keep out of reach of children and animals. Such statement shall be in bold print;

(F) please consult a medical provider when taken with other medications;

(G) for medical use only, to be consumed by registered qualifying patient only; and

(H) if you are pregnant, plan on becoming pregnant or are nursing, you should consult with your medical provider before using medical cannabis;

(9) The universal symbol, indicating that the container holds medical cannabis, which must be no smaller than $\frac{1}{4}$ of an inch by $\frac{1}{4}$ of an inch to be set forth by the cannabis compliance agency;

(10) a clear set of instructions for proper usage;

(11) packaging design must not have cartoons, or in any way attract interest from children;

(12) packaging must prominently display the following in clear and legible font:

(A) Display or inspection seal;

(B) patient name and patient ID number;

(C) a potency profile expressed in milligrams and the number of tetrahydrocannabinol servings within the container; and

(D) a recommended use by or expiration date for medical cannabis products; and

(13) packages containing only dried flower must record the weight of medical cannabis.

New Sec. 16. (a) The purpose of this section is to establish guidelines and standards for packaging and labeling for medical cannabis edible products to ensure all of the necessary and relevant information to be enforced by the cannabis compliance agency is included. While there are slight differences in the labeling requirements for each category of medical cannabis edible products, all include identical parameters that mandate the type of packaging for medical cannabis edible products. The Kansas safe access act requires that each package or container of medical cannabis edible products includes necessary and relevant information for consumers, does not include health and physical benefit claims, is easily accessible to consumers, and is clear, easy to read and noticeable. The cannabis compliance agency shall develop a standardized label template or templates and shall develop a standardized list of information to be included on labels. Edible medical cannabis products must include the following information, in addition to the information required by the guidelines of section 15, and amendments thereto:

(1) This wording: "The intoxicating effects of this product may be delayed three to six hours.";

(2) an ingredient list including all ingredients used to manufacture the edible medical cannabis product;

(3) a statement regarding required refrigeration if the medical cannabis product is perishable;

(4) that the standardized serving size for this product includes no more than 10 milligrams of active tetrahydrocannabinol and a list on the package of all

pharmacologically active ingredients; and

(5) if the product uses nuts or another known allergen, a suitable warning.

(b) Bundled, single-serving edible medical cannabis products that are individually packaged in child-resistant packaging and labeled can be placed into a larger package that also needs to be child resistant, and include a list on the package of all pharmacologically active ingredients contained within the bundled package, including tetrahydrocannabinol that does not exceed 100 milligrams.

(c) Single-serving-size medical cannabis products must list the following:

(1) The total amount of pharmacologically active ingredients in the package including, but not limited to, tetrahydrocannabinol and cannabidiol.

(2) the expiration date;

(3) dietary restriction label and nutritional fact panel;

(4) potency tests results for all medical cannabis edible products;

(5) only generic food names that describe edible medical cannabis products;

(6) recommended use by or expiration date for medical cannabis products; and

(7) if liquid edible medical cannabis products contains more than one standardized serving;

(d) Each product must be packaged in a child-resistant container that maintains its child-resistant effectiveness after multiple openings.

(e) All containers for liquids shall clearly demark each standardized serving of liquid edible in a way that enables a reasonable person to intuitively determine how much of the product constitutes a single serving of active tetrahydrocannabinol. The portion of the container that clearly demarks each standardized serving of liquid edible medical cannabis shall not be opaque.

(f) Liquid edible containers that include a dropper or measuring device shall ensure that the device allows a reasonable person to intuitively measure and serve a single serving of active tetrahydrocannabinol.

New Sec. 17. (a) The purpose of this section is to ensure that every medical cannabis cultivation facility and medical cannabis products manufacturing facility label each shipping container and container of medical cannabis with all of the necessary and relevant information for the receiving medical cannabis establishment. In addition, this section clarifies basic shipping container requirements. The purpose is to ensure the regulated community applies proper labeling techniques on all medical cannabis products.

(b) Every medical cannabis cultivation facility and medical cannabis products manufacturing facility must ensure that all medical cannabis is placed within a sealed, tamper-evident shipping container that contains no more than one pound of medical cannabis prior to transport or transfer of any medical cannabis products to another medical cannabis establishment.

(c) Every medical cannabis cultivation facility or medical cannabis products manufacturing facility must ensure that a label is affixed to every shipping container holding medical cannabis that includes all of the information required by this section prior to transport or transfer to another medical cannabis establishment.

(d) Every medical cannabis cultivation facility or medical cannabis products manufacturing facility must ensure the following information is affixed to every shipping container holding medical cannabis:

(1) The license number of the medical cannabis cultivation facility where the

medical cannabis was grown;

(2) the harvest batch lot number assigned to the medical cannabis;

(3) the net weight using a standard of measure compatible with the state standardized seed-to-sale tracking system of the medical cannabis prior to its placement in the shipping container;

(4) a complete list of all ecologically sustainable pesticides, fungicides and herbicides used during the cultivation of the medical cannabis; and

(5) that the results of the test that a medical cannabis testing facility has conducted on a harvest batch lot, the type of information that must be labeled shall be limited to the following:

(A) A cannabinoid potency profile expressed as a range of percentages that extends from the lowest percentage to the highest percentage of concentration for each cannabinoid listed in section 19, and amendments thereto, and any required by the cannabis compliance agency;

(B) every test conducted on that strain of medical cannabis cultivated by the same medical cannabis cultivation facility within the last three months; and

(C) a statement that the product was tested for contaminants, if tests for contaminants were conducted according to section 19, and amendments thereto, and any requirements made by the cannabis compliance agency.

(e) If a medical cannabis cultivation facility or a medical cannabis products manufacturing facility packages medical cannabis within a container that is placed within a shipping container, each container must be affixed with a label containing all of the information required by section 19, and amendments thereto, and any requirements made by the cannabis compliance agency.

New Sec. 18. (a) The purpose of this section is to ensure that every medical cannabis cultivation facility and medical cannabis products manufacturing facility labels each shipping container and container of medical cannabis concentrates with all of the necessary and relevant information for the receiving medical cannabis establishment. In addition, this section clarifies basic shipping container requirements. The cannabis compliance agency shall ensure every medical cannabis cultivation facility and medical cannabis products manufacturing facility applies proper labeling techniques to all medical cannabis concentrates.

(b) Every medical cannabis cultivation facility and medical cannabis products manufacturing facility shall ensure that all medical cannabis concentrates are placed within a sealed, tamper-evident shipping container that has no more than one pound of medical cannabis concentrate within it prior to transport or transfer to another medical cannabis facility or compassion center.

(c) Every medical cannabis cultivation facility or medical cannabis products manufacturing facility shall ensure that a label is affixed to every shipping container holding a medical cannabis concentrate that includes all of the information required by section 19, and amendments thereto, and any requirements made by the cannabis compliance agency, prior to transport or transfer to another medical cannabis establishment.

(d) Every medical cannabis cultivation facility or medical cannabis products manufacturing facility shall ensure that the following information is affixed to every shipping container holding a medical cannabis concentrate:

(1) The license number of the medical cannabis cultivation facility where the

medical cannabis used to produce the medical cannabis concentrate was grown;

(2) the license number of the medical cannabis cultivation facility or medical cannabis products manufacturing facility that produced the medical cannabis concentrate;

(3) the production batch lot number assigned to the medical cannabis concentrate contained within the shipping container;

(4) the net weight, using a standard of measure compatible with the seed-to-sale tracking system, of the medical cannabis concentrate prior to its placement in the shipping container;

(5) a complete list of all ecologically sustainable pesticides, fungicides and herbicides used during the cultivation of the medical cannabis used to produce the medical cannabis concentrate; and

(6) a complete list of solvents and chemicals used to create the medical cannabis concentrate.

(e) Every medical cannabis cultivation facility or medical cannabis products manufacturing facility shall affix a label to a shipping container in which a medical cannabis concentrate is placed. The label shall contain a statement asserting that the medical cannabis concentrate was tested pursuant to section 19, and amendments thereto, and any requirements made by the cannabis compliance agency.

(f) A medical cannabis testing facility shall test every harvest batch lot used to produce the medical cannabis concentrate for molds, mildew, filth, microbials, herbicides, pesticides, fungicides, harmful chemicals and residual solvents, poisons or toxins.

(g) When a medical cannabis testing facility tests the production batch lots of the medical cannabis concentrate within a shipping container for potency, every medical cannabis cultivation facility or medical cannabis products manufacturing facility shall ensure that a label is affixed to the shipping container with a cannabinoid potency profile expressed as a percentage.

(h) When a medical cannabis cultivation facility or a medical cannabis products manufacturing facility packages a medical cannabis concentrate within a container that is then placed within a shipping container, each container shall be affixed with a label containing all of the information required by section 19, and amendments thereto, and any requirements made by the cannabis compliance agency.

New Sec. 19. (a) The purpose of this section is to establish guidelines of independent testing and certification testing facilities for medical cannabis and medical cannabis products. The cannabis compliance agency shall require licensees to test medical cannabis to ensure, at a minimum, that products sold for human consumption do not contain contaminants that are injurious to health and to ensure correct labeling.

(b) No independent testing facility may handle, test or analyze cannabis or cannabis products unless the independent testing facility:

(1) Has been registered by the cannabis compliance agency;

(2) is independent from all other persons and entities involved in the medical cannabis industry, such that no board member, officer, manager, owner, partner, principal stakeholder or member of a registered organization has an interest or voting right in the testing facility performing medical cannabis testing;

(3) has a provisional registration from the cannabis compliance agency;

(4) has established standard operating procedures that provide for adequate chain of

custody controls for samples transferred to the independent testing facility for testing; and

(5) is registered with a third-party accrediting body, such as the American association for laboratory accreditation (A2LA) or the ANSI-ASQ national accreditation board (ACLASS), and the assessment and accreditation process was carried out by a third-party accreditation body that is itself accredited to the ISO 17011 standard, certified under the clinical laboratory improvement act (CLIA) and participates in inter-laboratory comparison proficiency testing (ILC/PT) and in association of commercial cannabis laboratories (ACCL).

(c) All testing facilities shall include all of their methods that have public health implications on their scope of accreditation. This includes, at a minimum, cannabinoids, pesticides, microbiology, residual solvents and water activity per the standards outlined in the American herbal pharmacopoeia cannabis inflorescence and leaf monograph, which shall be the standard for all testing facilities:

(1) Testing facilities shall pass rigorous and regular proficiency testing programs, covering all methods on the accreditation scope that carry public health implications. Proficiency testing must be administered by a body that is accredited to the ISO 17043 standard.

(2) Testing facilities shall be managed by a full-time onsite chemist, with a doctoral degree in a relevant field or at least four years of experience specific to analytical chromatography.

(3) Testing facilities shall notify the cannabis compliance agency within one business day after the testing facility obtains notice of any kind that the facility's accreditation has been denied, suspended or revoked.

(d) A medical cannabis cultivation facility shall:

(1) Collect a random, homogenous sample for testing by segregating harvest batch lots of individual strains of flowers and then selecting a random sample from various locations from within each harvest batch lot in an amount required by the medical cannabis testing facility and no less than 2.5 grams;

(2) designate an individual responsible for collecting each sample, and that individual shall:

(A) Prepare a signed statement showing that each sample has been randomly selected for testing;

(B) provide the signed statement to the medical cannabis testing facility; and

(C) maintain a copy as a business record; and

(3) transport the sample to the medical cannabis testing facility's licensed premises in compliance with this section, and any requirements made by the cannabis compliance agency.

(e) A medical cannabis cultivation facility shall segregate the entire harvest batch lot from which the testing sample was selected until the medical cannabis testing facility reports the results from its tests:

(1) During this period of segregation, the medical cannabis cultivation facility that provided the sample shall maintain the harvest batch lot in a secure, cool and dry location to prevent the medical cannabis from becoming contaminated or losing its efficacy;

(2) the facility that provided the sample may not sell or transport any medical cannabis from the segregated batch lot until the medical cannabis testing facility has

completed its testing and provided those results in writing to the medical cannabis cultivation facility that provided the sample; and

(3) shall maintain the test results as a business record.

(f) A licensed testing facility shall issue a certificate of analysis for each harvest batch lot with supporting data to report both of the following:

(1) Listing the chemical profile, including, but not limited to, all of the following:

(A) Tetrahydrocannabinol (THC);

(B) tetrahydrocannabinolic acid (THCA);

(C) cannabidiol (CBD);

(D) cannabidiolic acid (CBDA);

(E) the terpenes described in the most current version of the cannabis inflorescence monograph published by the American herbal pharmacopeia;

(F) cannabigerol (CBG);

(G) cannabinol (CBN); and

(H) any other compounds required by the cannabis compliance agency.

(2) That the presence of contaminants does not exceed the levels that are the lesser of either the most current version of the American herbal pharmacopeia monograph or the cannabis compliance agency's standards. For purposes of this paragraph, contaminants includes, but is not limited to, all of the following:

(A) Residual solvent or processing chemicals;

(B) foreign material, including, but not limited to, hair, insects or similar or related adulterant;

(C) microbiological impurity, including total aerobic microbial count, total yeast mold count, *P. aeruginosa*, *aspergillus* spp., *S. aureus*, aflatoxin B1, B2, G1 or G2 or ochratoxin A;

(D) whether the batch is within specification for odor and appearance;

(E) residual levels of volatile organic compounds shall be below the lesser of either the specifications set by the United States pharmacopeia (U.S.P. chapter 467) or those set by the cannabis compliance agency; and

(F) methods:

(i) High performance liquid chromatography in tandem with triple-quadruple mass spectrometry (HPLC-MS/MS) to identify and quantify trace pesticide, fungicide and PGR residues;

(ii) 3M petrifilm and real-time polymerase chain-reaction (qPCR) technology, gas chromatography with flame ionized detection (FID) to test over 35 commonly found terpenes; and

(iii) utilizing a combination of gas chromatography/FID, headspace analysis and mass spectrometry for residual solvent testing.

(g) The cannabis compliance agency shall require that a test batch be submitted to a specific medical cannabis testing facility for testing to verify compliance, perform investigations, compile data or address a public health and safety concern through test batch samples:

(1) A medical cannabis testing facility shall establish a standard minimum weight of medical cannabis and medical cannabis concentrate that must be included in a test batch for every type of test that it conducts, but must be at least 2.5 grams;

(2) a medical cannabis testing facility must establish a standard number of finished product it requires to be included in each test batch of medical cannabis-infused product

for every type of test that it conducts;

(3) a medical cannabis testing facility may not accept a test batch that is smaller than its standard minimum amount; and

(4) a medical cannabis testing facility may not accept a test batch or sample that it knows was not taken in accordance with the Kansas safe access act or any additional cannabis compliance agency sampling procedures or was not collected by qualified personnel.

(h) If medical cannabis, medical cannabis concentrate or medical cannabis-infused product fails a contaminant test, then the medical cannabis testing facility shall immediately notify the medical cannabis cultivation facility or medical cannabis product manufacturer that submitted the sample for testing and report the failure in accordance with all cannabis compliance agency procedures.

(i) If medical cannabis, medical cannabis concentrate or medical cannabis-infused product is found to have a contaminant in levels exceeding those established as permissible under this section, then it shall be considered to have failed contaminant testing. Notwithstanding the permissible levels established in this section, the cannabis compliance agency may determine, upon good cause and reasonable grounds, that a particular test batch presents a risk to the public health or safety and therefore shall be considered to have failed a contaminant test.

(j) For purposes of the microbiological test a CO2 and solvent-based extracts sample shall be deemed to have passed if it satisfies the recommended microbial and fungal limits for cannabis products in colony forming units per gram (CFU/g) set out in the American herbal pharmacopeia monograph as follows:

Total viable aerobic bacteria.....104

Total yeast and mold.....103

Total coliforms bile-tolerant gram-negative bacteria.....102

E. coli (pathogenic strains) and salmonella spp.....not detected in 1 gram

(k) Unprocessed materials include minimally processed crude cannabis preparations such as inflorescences, accumulated resin glands (kief) and compressed resin glands (hashish).

(l) Processed materials include various solid or liquid-infused edible preparations, oils, topical preparations and water-processed resin glands (bubble hash).

(m) For purposes of the mycotoxin test, a cannabis sample shall be deemed to have passed if it meets the following standards for tests and specifications:

Aflatoxin B1.....<20 µg/kg of substance

Aflatoxin B2.....<20 µg/kg of substance

Aflatoxin G2.....<20 µg/kg of substance

Ochratoxin A.....<20 µg/kg of substance

(n) Testing facilities shall contact the cannabis compliance agency when STEC and salmonella are detected beyond the acceptable limits.

(o) These named solvents and pesticides are not permitted for use under the Kansas safe access act, but must be tested for as contaminants. Testing shall be for specific pesticides listed in this section and any and all solvents, permitted or not permitted, under section 20, and amendments thereto:

- (A) Butanes;
- (B) heptanes;
- (C) benzene;
- (D) toluene;
- (E) hexane;
- (F) total xylenes (m,p, o-xylenes);
- (G) azadirachtin;
- (H) myclobutanil;
- (I) imidacloprid;
- (J) avermectin;
- (K) bifentazate;
- (L) etoxazole; and
- (M) metals substance:

Arsenic max limit.....<10 PPM

Cadmium max limit.....<4.1 PPM

Lead max limit:.....<10 PPM

Mercury max limit.....<2.0 PPM

(p) A medical cannabis testing facility shall notify the cannabis compliance agency if a test batch lot is found to contain levels of a contaminant not listed within this section that could be injurious to human health if consumed.

New Sec. 20. (a) A medical cannabis testing facility shall test and report results for any cannabinoid, provided the test is conducted in accordance with the cannabis compliance agency's medical cannabis testing facility certification policy statement.

(b) For potency tests:

(1) Conducted on medical cannabis and medical cannabis concentrate, results must be reported by listing a single percentage concentration for each cannabinoid that represents an average of all samples within the test batch lot;

(2) conducted on medical cannabis-infused product results, results must be reported by listing the total number of milligrams contained within a single medical cannabis-infused product unit for sale for each cannabinoid and affirming the tetrahydrocannabinol content is homogeneous; and

(3) conducted on medical cannabis, testing must occur on dried and cured medical cannabis that is ready for sale.

(c) If the tetrahydrocannabinol content of a medical cannabis-infused product is determined through testing not to be homogeneous then it shall be considered to have failed potency testing.

(d) A medical cannabis-infused product shall be considered not to be homogeneous if 10% of the infused portion of the medical cannabis-infused product contains more than 20% of the total tetrahydrocannabinol contained within the entire medical cannabis-infused product.

(e) Potency levels of edibles must meet standards set forth in section 19, and amendments thereto.

(f) A potency variance for cannabis-infused products and edibles of no more than plus or minus 5% is allowed.

(g) The cannabis compliance agency shall determine procedures to address potency misrepresentations.

(h) (1) If the sample failed the testing, the entire batch lot from which the sample was taken, the sample shall, if applicable, be recalled as provided for by standards set forth by the cannabis compliance agency, and disposed of in accordance with section 22, and amendments thereto;

(2) if the sample failed any test other than pesticides and metals, the batch lot may be used to make a CO2 or solvent-based extract. After processing, the CO2 or solvent-based extract must still pass all required tests.

(i) The testing facility shall file with the cannabis compliance agency an electronic copy of each testing facility test result for any test batch that does not pass the microbiological, mycotoxin, metals or pesticide chemical residue test at the same time that it transmits those results to the cultivation center.

(j) In addition, the testing facility shall maintain the test results for at least five years and make them available at the cannabis compliance agency's request.

(k) A medical cannabis manufacturer must develop and implement a written quality assurance program that assesses the chemical and microbiological composition of medical cannabis.

(l) Assessment includes a profile of the active ingredients, including shelf life, and the presence of inactive ingredients and contaminants. A medical cannabis manufacturer shall use these testing results to determine appropriate storage conditions and expiration dates.

(m) The testing facilities shall develop procedures and the manufacturer must follow written procedures for sampling medical cannabis that require the manufacturer to:

(1) Conduct sample collection in a manner that provides analytically sound and representative samples;

(2) document every sampling event and provide this documentation to the cannabis compliance agency upon request;

(3) describe all sampling and testing plans in written procedures that include the sampling method and the number of units per batch to be tested;

(4) ensure that random samples from each batch:

(A) Are taken in an amount necessary to conduct the applicable test;

(B) are labeled with the batch unique identifier;

(C) are submitted for testing;

(D) have their results retained for at least five years;

(E) are rejected, if a medical cannabis batch fails to meet established standards, specifications, and any other relevant quality control criteria;

(F) follow the cannabis compliance agency guidelines for responding to results

indicating contamination, and determining the source of contamination; and

(G) have the documentation of test results, assessments and destruction of medical cannabis retained for at least five years; and

(5) the quality assurance program must include procedures for performing stability testing of each product type produced to determine product shelf life that addresses:

(A) Sample size and test intervals based on statistical criteria for each attribute examined to ensure valid stability estimates;

(B) storage conditions for samples retained for testing; and

(C) reliable and specific test methods; and

(6) stability studies must include:

(A) Medical cannabis testing at appropriate intervals;

(B) medical cannabis testing in the same container-closure system in which the product is marketed; and

(C) testing medical cannabis for reconstitution at the time of dispensing, as directed in the labeling, and after the samples are reconstituted.

(n) If shelf-life studies have not been completed before the implementation of the Kansas safe access act, a medical cannabis manufacturer may assign a tentative expiration date, based on any available stability information. The manufacturer must concurrently conduct stability studies to determine the actual product expiration date.

(o) After the manufacturer verifies the tentative expiration date or determines the appropriate expiration date, the medical cannabis manufacturer must include that expiration date on each batch of medical cannabis products, and provide supporting documentation to the cannabis compliance agency. Stability testing must be repeated if the manufacturing process or the product's chemical composition is changed.

(p) A medical cannabis manufacturer must retain a uniquely labeled reserve sample that represents each batch of medical cannabis and store it under conditions consistent with product labeling. The reserve sample must be stored in the same immediate container-closure system in which the medical cannabis is marketed, or in one that has similar characteristics. The reserve sample must consist of at least twice the quantity necessary to perform all the required tests. A medical cannabis manufacturer must retain the reserve for at least one year following the batch's expiration date.

(q) If the cannabis compliance agency deems that public health may be at risk, the cannabis compliance agency may require the manufacturer to retest any sample of plant material or medical cannabis product.

(r) A cultivation facility shall not be required to sample and test cannabis, if the batch was previously sampled, and the sample was tested by another cultivation facility and determined to have passed the testing requirements of this section and can provide such documentation to the cannabis compliance agency.

(s) If a sample does not pass testing, the producer shall determine whether remediation is appropriate, and test another sample from the batch at issue or identify processes that will render the dried cannabis or cannabis-derived product safe and retest in accordance with the requirements of this section. If the batch cannot be remediated to where it meets the testing requirements of this section, the cultivation facility shall notify the cannabis compliance agency within 24 hours, and confirm the destruction and disposal of the dried cannabis or concentrated cannabis-derived product per the guidelines laid out in section 22, and amendments thereto.

(t) A testing facility must submit its quality control manual to the cannabis

compliance agency.

(1) The manual may be mailed to the cannabis compliance agency or may be sent electronically via the cannabis compliance agency's website.

(2) The cannabis compliance agency shall create a list of laboratories that have submitted a quality control manual by the deadline assigned by the cannabis compliance agency and post the list on the cannabis compliance agency's website.

(3) A compassion center may only accept test results from a testing facility listed on the cannabis compliance agency's website.

(4) The manual must be signed by an directing official of the testing facility with an attestation that the results are accurate and that testing was done using valid testing methodologies and a quality system as required in this section.

(5) If the cannabis compliance agency determines that a testing facility is not using valid testing methodologies, does not have a quality system or is not producing test result reports in accordance with this section, the cannabis compliance agency may remove the name of the testing facility from the list on the cannabis compliance agency's website.

(u) The cannabis compliance agency may conduct audit testing of a medical cannabis cultivation facility or medical cannabis product manufacturer to access whether they are operating within the guidelines of the Kansas safe access act.

(v) The testing facility shall require each testing facility employee to complete and execute an application for employment on a form provided by the the cannabis compliance agency:

(1) The testing facility shall establish and follow written procedures for verifying the experience and education of testing facility employees;

(2) the testing facility shall submit the registration information for each testing facility employee within 15 days after the date the testing facility employee was hired; and

(3) upon termination of the association of the registered independent testing facility employee with the testing facility, the independent testing facility shall:

(A) Obtain any keys or other entry devices from the terminated testing facility employee;

(B) ensure the terminated testing facility employee no longer has access to the testing facility premises; and

(C) within one business day of the termination of the testing facility employee, the independent testing facility notifies the cannabis compliance agency of the termination.

(w) Candidates for testing and laboratory personnel positions shall not be excluded for any conviction for an offense consisting of conduct that would not have been considered an offensive subsequent to the conduct of the Kansas safe access act or was prosecuted as a patient or caregiver by an authority other than the state of Kansas. Candidates who can demonstrate that their past convictions would have been negated by the Kansas safe access act may provide the cannabis compliance agency medical records from the time of the conviction sharing that such candidate was a patient receiving care from a caregiver and shall not be excluded from consideration.

New Sec. 21. (a) The purpose of this section is to establish guidelines regarding the manufacture of medical cannabis products, to ensure that such products do not contain harmful contaminants and to protect public safety through the use of best practices.

(b) The following methods of oil, tincture and extract production prohibited are:

- (1) Butane;
- (2) alcohol cook methods over open flame; and
- (3) propane.

(c) Solvents banned for all products sold or purchased by compassion centers include all petroleum based products. Compassion centers shall not purchase or sell solvents, including petroleum-based products.

(d) The following extract methods are allowed:

- (1) Tabletop infusing machines;
- (2) slow cooker;
- (3) rosin heat press and machines;
- (4) ice water;
- (5) food-grade glycerin;
- (6) grain alcohol methods;
- (7) supercritical closed loop CO₂ extraction machines, including tabletop machines;
- (8) dry ice; and
- (9) all other non-explosive, non-toxic solvents and new technologies or methods as long as such methods comply with the requirements of this act.

New Sec. 22. (a) The cannabis compliance agency is hereby established as a division of the department of health and environment. The cannabis compliance agency shall oversee licensing, compliance and enforcement. The agency shall work in consultation with the compassion board.

(b) All license applicants shall be residents of Kansas for at least two years upon the date of their license application.

(c) The cannabis compliance agency shall submit an annual report to the legislature that includes all of the following information:

- (1) The number of applications and renewals filed for identification cards;
- (2) the number of qualifying patients and designated primary caregivers approved in each county;
- (3) the nature of the medical conditions of the qualifying patients;
- (4) the number of identification cards revoked;
- (5) the number of medical providers providing written certifications for qualifying patients;
- (6) the number of registered compassion centers; and
- (7) the number of compassion center employees.

(d) Such report shall not contain any personally identifiable information.

(e) It shall be a class B misdemeanor for any person, including an employee or official of the cannabis compliance agency or other state agency or local governmental agency, to breach the confidentiality of information obtained pursuant to section 7(j), and amendments thereto. This section shall not prevent the following notifications:

(1) Cannabis compliance agency employees may notify law enforcement about falsified or fraudulent information submitted to the cannabis compliance agency, so long as the employee who suspects that falsified or fraudulent information has been submitted confers with such employee's supervisor and both agree that circumstances exist that warrant reporting;

(2) the cannabis compliance agency employees may notify state or local law enforcement about apparent criminal violations of the Kansas safe access act, if the

employee who suspects the offense confers with such employee's supervisor and both agree that circumstances exist that warrant reporting; and

(3) compassion center employees may notify the cannabis compliance agency of a suspected violation or attempted violation of the Kansas safe access act or the rules and regulations adopted hereunder, if the employee who suspects the offense confers with such employee's supervisor and both agree that circumstances exist that warrant reporting.

(f) (1) The cannabis compliance agency shall maintain a website which shall include the following information:

- (A) The full text of the act;
- (B) information on application processes and regulations for:
 - (i) Registered qualified patients;
 - (ii) compassion center licenses;
 - (iii) primary caregivers;
 - (iv) cultivating caregivers;
 - (v) cultivation facility licenses;
 - (vi) manufacturing facility licenses;
 - (vii) testing facility certification; and
 - (viii) workforce education;
- (C) information for law enforcement, including:
 - (i) Information on a verification system; and
 - (ii) all pertinent contacts to provide support;
- (D) information and contacts for health inspections, environmental inspections, compliance inspections and third party ecological sustainability inspections;
- (E) food handling guidelines;
- (F) information on the ecologically sustainable certification process, regulations and contact information;
- (G) educational outreach and incentive program information, videos and printable information sheets for the driving under the influence of alcohol or drugs outreach program and information directing patients who are pregnant, planning on becoming pregnant or nursing to consult their medical provider before use;
- (H) information for medical providers and first responders on training seminars, research materials and continuing education unit courses;
- (I) information on workforce education and online courses for compassion center employees, growers, processors, trimmers, primary caregivers, cultivating caregivers and registered qualifying patient growers;
- (J) contact information for all related agencies;
- (K) registered qualifying patient section with a:
 - (i) Medical provider search;
 - (ii) caregiver search;
 - (iii) compassion center or collective search;
 - (iv) information on ecologically sustainable and sustainable growing practices and products;
 - (v) customer service phone number and email address;
 - (vi) information and contacts for the appeals process; and
 - (vii) links for ancillary businesses.
- (2) The cannabis compliance agency shall establish an edibles educational outreach

and incentive program that shall include:

(A) Printable guidelines and instructional videos on the cannabis compliance agency webpages;

(B) materials at compassion centers, including posters and instructional sheets; and

(C) lockbox storage for medical cannabis products offered at cost through the compassion centers, including:

(i) Purchase will qualify patients for discounts on renewal fees; and

(ii) compassion centers that meet cannabis compliance agency goals of lockbox sales to edible sales target ratios can qualify for discounts on renewal fees.

(g) The agency shall establish an educational outreach on safe extract production methods. Such outreach shall include printable guidelines and instructional videos on the cannabis compliance agency website, materials at compassion centers, including posters and instructional sheets and information and forms to report any and all changes from patients, caregivers or compassion centers.

(h) A process shall be implemented for customer service to register and track questions and complaints with a clearly outlined procedure to escalate questions and complaints.

(i) The agency shall establish rules and regulations on the storage and transportation of medical cannabis and medical cannabis products. The agency shall also develop a universal symbol indicating the package contains medical cannabis.

(j) (1) The agency may refuse or deny a license issuance, renewal or reinstatement for good cause. As used in this subsection, "good cause" means:

(A) The licensee or applicant has violated, does not meet or has failed to comply with any of the terms, conditions or provisions of the Kansas safe access act, any rules and regulations adopted hereunder;

(B) the licensee or applicant has failed to comply with any special terms or conditions that were placed on its license pursuant to an order of the cannabis compliance agency; or

(C) the licensed premises has operated in a manner that adversely affects the public health or the safety of the immediate neighborhood in which the premises is located.

(2) If the cannabis compliance agency denies a license pursuant to this subsection, the applicant shall be entitled to proceedings conducted in accordance with the Kansas administrative procedure act. The cannabis compliance agency shall provide written notice of the grounds for denial to the applicant and to the local jurisdiction at least 15 days prior to the hearing.

(k) The cannabis compliance agency shall not issue a license to any person unless such person's character, record and reputation are satisfactory to the agency. The cannabis compliance agency shall consider if the applicant has provided a false application, committed a fraudulent act or a criminal history record not covered by exemptions listed in sections 6, 7, 10 and 13, and amendments thereto. The Kansas safe access act does not preclude applicants convicted of a felony or other offenses involving moral turpitude from applying for and receiving a license. The fact that such applicant has been convicted of a felony or other offense involving moral turpitude and pertinent circumstances connected with such conviction shall be given consideration in determining whether the applicant is of good moral character. Consideration shall be given based upon the ability of the applicant to show:

(1) Rehabilitation;

- (2) educational achievements;
- (3) financial solvency;
- (4) good community standing;
- (5) lack of arrest or conviction;
- (6) lack of parole violation;
- (7) current payment on taxes;
- (8) lack of other statutory violations; and
- (9) residency in Kansas for at least two years prior to the date of application.

(l) In investigating the qualifications of an applicant or a licensee, the cannabis compliance agency may have access to criminal history record information furnished by a criminal justice agency subject to any restrictions imposed by such agency. In the event the cannabis compliance agency considers the applicant's criminal history, the cannabis compliance agency shall also consider any information provided by the applicant regarding such criminal history record, including, but not limited to, evidence of rehabilitation, character references and educational achievements, especially those items pertaining to the time between the applicant's last criminal conviction and the application date.

(m) At the time of filing an application for a state medical cannabis establishment license, applicants shall submit a set of fingerprints and personal information history on forms prepared by the cannabis compliance agency. The cannabis compliance agency shall submit the fingerprints to the Kansas bureau of investigation for the purpose of conducting fingerprint-based criminal history record checks. An applicant who has previously submitted fingerprints for state licensing purposes may request the cannabis compliance agency use the fingerprints on file. The cannabis compliance agency shall use the information resulting from the criminal history record check to investigate and determine whether an applicant is qualified to hold a state license pursuant to guidelines outlined in this section:

(1) The cannabis compliance agency may verify any of the information an applicant is required to submit;

(2) the cannabis compliance agency shall not approve an application for the issuance of a state license:

(A) If the application for the license concerns a particular location that is the same as a location for which, within two year immediately preceding the date of the application, the cannabis compliance agency denied; or

(B) until it is established that the applicant is, or will be entitled to possession of the premises for which the application is made under a lease, rental agreement, or other arrangement for possession of the premises.

(n) A state license granted under the provisions of the Kansas safe access act are not transferable except as provided in this section, but this section does not prevent a change of location:

(1) For a transfer of ownership, a license holder shall apply to the cannabis compliance agency or a transfer of ownership a license holder shall apply to the cannabis compliance agency on forms prepared and furnished by the cannabis compliance agency, the cannabis compliance agency shall consider only the requirements of the Kansas safe access act and any rules and regulations promulgated by the cannabis compliance agency and any other local restrictions.

(2) The new owner applicant must pass a fingerprint based criminal history check

as required by the cannabis compliance agency and obtain the required identification prior to owning the operation.

(3) Each license issued under the Kansas safe access act is separate and distinct. It is unlawful for a person to exercise any privileges granted under a license other than the license that the person holds or for a licensee to allow any other person to exercise the privileges granted under the licensee's license. A separate license shall be required for each specific business or business entity and each geographical location.

(4) At all times a licensee shall possess and maintain possession of the premises for which the license is issued by ownership, lease, rental or other arrangement for possession of the premises.

(5) The licenses issued pursuant to the Kansas safe access act must specify the date of issuance, the period of licensure, the name of the licensee and the premises licensed. The licensee shall conspicuously place the license at all times on the licensed premises.

(6) A licensee may move the permanent location to any other place in Kansas once permission to do so is granted by the state and local jurisdiction provided for in the Kansas safe access act. Upon receipt of an application for change of location, the cannabis compliance agency shall within seven days, submit a copy of the application to the local jurisdiction to determine whether the transfer complies with all local restrictions on change of location.

(7) In permitting a change of location, the local jurisdiction shall consider all reasonable restrictions that are or may be placed upon the location by the governing board of the municipality, city and county, and any such change in location shall be in accordance with all requirements of the Kansas safe access act and rules and regulations promulgated pursuant to the Kansas safe access act.

(8) Ninety days prior to the expiration date of an existing license, the cannabis compliance agency shall notify the licensee of the expiration date by first class mail at the licensee's address of record with the cannabis compliance agency. A licensee may apply for the renewal of an existing license to the state licensing authority not less than 30 days prior to the date of expiration. Upon receipt of an application for renewal of an existing license, and any applicable fees, the state cannabis compliance agency shall, within seven days, submit a copy of the application to the local jurisdiction to determine whether the application complies with all local restrictions on renewal of license. The cannabis compliance agency shall not accept an application for renewal after the date of expiration except as provided in this section.

(9) The cannabis compliance agency may extend the expiration date of the license application and accept a late application for renewal of a license. The cannabis compliance agency, in its discretion, subject to the requirements of this subsection and based upon reasonable grounds, may waive the 30-day time requirement set forth in this subsection, for a licensee whose license has been expired for not more than 90 days may file a late renewal application upon the payment of a non refundable late application fee of \$200. If a licensee completes a late renewal application and pays the requisite fees, they may continue to operate until the cannabis compliance agency takes final action to approve or deny the licensee's late renewal unless the cannabis compliance agency summarily suspends the license pursuant to this section and rules and regulations promulgated pursuant to the Kansas safe access act. The cannabis compliance agency may administratively continue the license and accept a later application for renewal of a license at the discretion of the cannabis compliance agency.

(10) The cannabis compliance agency, in its discretion, may revoke or elect not to renew any license if it determines that the licensed premises have been inactive, without good cause, for at least one year.

(11) The cannabis compliance agency shall require a complete disclosure of all persons having a direct or indirect financial interest, and the extent of such interest, in each license issued under this section.

(12) This section is intended to prohibit and prevent the control of the outlets for the sale of medical cannabis or medical cannabis products by a person or party other than the persons licensed pursuant to the provisions of this section.

(13) For the purpose of regulating the cultivation, manufacture, distribution, sale and testing of medical cannabis and medical cannabis products the cannabis compliance agency in its discretion upon receipt of an application in the prescribed form may issue and grant to the applicant a license from any of the following classes, subject to the provisions and restrictions provided by the Kansas safe access act:

- (A) Compassion center license;
- (B) medical cannabis cultivation facility license;
- (C) medical cannabis products manufacturing license;
- (D) medical cannabis testing facility license; and
- (E) occupational licenses and registrations for owners, managers, operators, employees, contractors, and other support employees employed by, working in, or having access to restricted areas of the licensed premises, as determined by the cannabis compliance agency.

(14) A licensee may operate a licensed medical cannabis center, an optional cultivation facility, a medical cannabis-infused products manufacturing facility, and any medical cannabis establishment at the same location if the local jurisdiction permits a dual operation.

(15) A compassion center:

(A) license shall be issued only to a person selling medical cannabis or medical cannabis products pursuant to the terms and conditions of this section;

(B) may cultivate its own medical cannabis if it obtains a medical cannabis cultivation facility license or it may purchase medical cannabis from a licensed medical cannabis cultivation facility;

(C) may purchase not more than 30% of its total on-hand inventory of medical cannabis from another licensed medical cannabis establishment not owned by the compassion center or another medical cannabis cultivation facility; and

(D) may sell no more than 30% of its total on-hand inventory to another Kansas licensed medical cannabis establishment.

(o) The cannabis compliance agency may grant a temporary waiver to a compassion center or applicant if the compassion center or applicant suffers a catastrophic event related to its inventory or to a new compassion center licensee for a period not to exceed 90 days so the new licensee can cultivate the necessary medical cannabis to comply with this subsection.

(p) The cannabis compliance agency shall work with the office of the state bank commissioner of Kansas, the Kansas department of revenue and any other pertaining departments or offices, to establish a list of all state-chartered banks, trust companies, mortgage businesses, supervised lenders, credit service organizations and money transmitters that do business in the state of Kansas and are willing to establish methods

of transactions and commerce streams for the compassion centers, medical cannabis cultivation facilities and medical cannabis product manufacturers.

(q) The cannabis compliance agency shall keep record of and establish guidelines for security employees for compassion centers, cultivation facilities, cannabis product manufacturers and transport crews, including:

(1) Security professional positions shall be given preference to verified veterans of the armed services;

(2) the minimum age for employees shall be 25 years, but exceptions may be made for outstanding service record or other distinguishing factors;

(3) all training documents, qualifications, experience and personal resumes should be turned over or made available to cannabis compliance agency, as well as employing entities;

(4) employees shall be Kansas residents, or stationed in Kansas;

(5) equipment shall be in minimum serviceable condition without defects;

(6) established methods and protocols for:

(A) Supervision of construction; or

(B) law enforcement liaison;

(C) procuring all equipment;

(D) scheduling training and records of training received;

(E) logistics of training;

(F) personnel scheduling;

(G) alarm monitoring;

(H) complete hiring process, including oral boards and background checks including social media platform reviews;

(I) employee surveillance or investigations;

(J) procuring proper insurance;

(K) twenty-four-hour response to any issues with either facility and personal security of any employees if needed;

(L) visual monitoring, utilizing:

(i) Grow monitoring;

(ii) remote check-in;

(iii) IP video, including full high-definition resolution;

(iv) wide dynamic range;

(v) protective housing; and

(vi) NVR or video management software.

(7) location and site security characteristics;

(8) secured employee parking;

(9) around the clock coverage;

(10) security systems;

(11) maintenance of security systems;

(12) access control, including ingress and egress;

(13) perimeter security;

(14) product security;

(15) security threats and contingency planning;

(16) transnational security;

(17) delivery security;

(18) human resource policies;

- (19) employee security training;
- (20) inventory control;
- (21) guest, media and visitor procedures;
- (22) neighborhood involvement;
- (23) emergency response;
- (24) loss prevention; or
- (25) employee theft.

(r) The cannabis compliance agency is authorized to develop all parameters and qualifications for philanthropic equity investors seeking to supply collective nonprofits with development capital.

(s) The cannabis compliance agency website shall list travel information, including:

- (1) Medicine not allowed on federal lands or sites; and
- (2) travel by air, boat, train and bus may each have their own guidelines, and fall under federal jurisdiction.

(t) Compassion center license fees, renewal fees and application fees shall be in accordance with the following parameters:

Compassion center license fees may not exceed\$1,000

Compassion center license renewal fees may not exceed.....\$1,000

Compassion center application fee.....\$500

Compassion center license renewal fee.....\$50

(1) Payment may be made as follows:

(A) In full; or

(B) one half of the license fee plus the entire renewal fee, with the second half of the license fee and an additional 10% of the license fee due one year later.

(2) License renewal shall be required every two years.

(u) Medical cultivation facilities license fees, renewal fees and application fees shall be in accordance with the following parameters:

1-25 pounds per month\$200 license fee

License renewal feesmay not exceed \$200

Application fee\$100

6-100 pounds per month\$500 license fee

License renewal feesmay not exceed \$500

Application fee.....\$250

101-500 pounds per month.....\$1,000 license fee

License renewal fees.....may not exceed \$1,000

Application fee.....\$500

501-1,000 pounds per month.....\$2,000 license fee

License renewal fees.....may not exceed \$2,000

Application fee.....\$1,000

1,001-5,000 pounds per month.....\$3,500 license fee
License renewal fees.....may not exceed \$3,500
Application fee.....\$1,250

5,001-10,000 pounds per month.....\$7,000 license fee
License renewal fees.....may not exceed \$7,000
Application fee.....\$3,500

10,001-15,000 pounds per month.....\$10,000 license fee
License renewal fees.....may not exceed \$10,000
Application fee.....\$5,000

- (1) Payment may be made as follows:
 - (A) In full; or
 - (B) one half of the license fee plus the entire renewal fee, with the second half of the license fee and an additional 10% of the license fee due one year later.
- (2) License renewal shall be required every two years.
- (v) Medical cannabis manufacturing license fees, renewal fees and application fees shall be in accordance with the following parameters:
 - Medical cannabis product manufacturing license fees..... may not exceed \$2,200

Medical cannabis product manufacturing license renewal fees may not exceed \$2,200

Medical cannabis product manufacturing application fee.....\$1,100

Medical cannabis product manufacturing license renewal fee.....\$50

- (1) Payment may be made as follows:
 - (A) In full; or
 - (B) one half of the license fee plus the entire renewal fee, with the second half of the license fee and an additional 10% of the license fee due one year later.
- (2) License renewal shall be required every two years.
- (w) Medical cannabis-infused product manufacturing license fees, renewal fees and application fees shall be in accordance with the following parameters:
 - Manufacturing license feesmay not exceed \$2,200

Manufacturing license renewal fee.....may not exceed \$2,200

Manufacturing application fee.....\$1,100

Manufacturing license renewal fee.....	\$50
(1) Payment may be made as follows:	
(A) In full; or	
(B) one half of the license fee plus the entire renewal fee, with the second half of the license fee and an additional 10% of the license fee due one year later.	
(2) License renewal shall be required every two years.	
(x) Medical cannabis testing facility license fees, renewal fees and application fees shall be in accordance with the following parameters:	
License fees.....	may not exceed \$2,200
License renewal fees.....	may not exceed \$2,200
Application fee.....	\$1,100
License renewal fee.....	\$50
(1) Payment may be made as follows:	
(A) In full; or	
(B) one half of the license fee plus the entire renewal fee, with the second half of the license fee and an additional 10% of the license fee due one year later.	
(2) License renewal shall be required every two years.	
(y) Administrative service fees shall be in accordance with the following parameters:	
Background investigations.....	\$150
Modification of license premises.....	\$120
Duplicate business license.....	\$40
Duplicate occupational license.....	\$10
Duplicate vendor registration.....	\$40
Off-premise-storage permit.....	\$500
Subpoena fee.....	\$200
Change of location applicant fee – same local jurisdiction only.....	\$150
Change of trade name.....	\$50

Change of corporation of structure per person.....\$25

(z) The cannabis compliance agency shall issue a statement of understanding outlining guidelines and responsibilities to compassion centers, cultivators and manufacturers.

New Sec. 23. (a) Medical cannabis and medical cannabis-infused product waste shall be stored, secured and managed in accordance with all applicable state and local statutes, rules and regulations, ordinances or other requirements.

(b) Liquid waste from medical cannabis businesses shall be disposed of in compliance all applicable federal, state and local laws, rules and regulations and other requirements.

(c) Disposal of chemical, dangerous or hazardous waste shall be conducted in a manner consistent with federal, state and local laws, rules and regulations or other requirements.

(d) Medical cannabis and medical cannabis-infused product waste shall be made unusable and unrecognizable prior to leaving the licensed premises.

(e) Medical cannabis and medical cannabis-infused product waste shall be rendered unusable and unrecognizable through one grinding and incorporating the medical cannabis waste with non-consumable, solid wastes listed below such that the resulting mixture is at least 50% non-cannabis waste:

- (1) Paper waste;
- (2) plastic waste;
- (3) cardboard waste;
- (4) food waste;
- (5) grease or other compostable oil waste;
- (6) bokashi or other compost activators;

(7) other wastes approved by the cannabis compliance agency that will render the medical cannabis and medical cannabis-infused product waste unusable and unrecognizable as cannabis; or

- (8) soil.

(f) After the medical cannabis and medical cannabis-infused product waste is made unusable and unrecognizable, the rendered waste shall be:

- (1) Disposed of at a solid waste site and disposal facility that has a certificate of designation from the local governing body;
- (2) deposited at a compost facility that has a certificate of designation from the department of health and environment; or
- (3) composted on-site at a facility owned by the generator of the waste and operated in compliance with the regulations pertaining to solid waste under the department of health and environment.

(g) A licensee shall not dispose of medical cannabis and medical cannabis-infused product waste in an unsecured waste receptacle not in possession and control of the licensee.

(h) Inventory tracking requirements:

(1) In addition to all other tracking requirements set forth in these act, a licensee shall utilize the tracking system to ensure its post-harvest waste materials are identified, weighed and tracked while on the licensed premises until disposed of.

(2) All medical cannabis waste shall be weighed before leaving any medical

cannabis business. A scale used to weigh medical cannabis waste prior to entry into the tracking system shall be certified;

(3) A medical cannabis cultivation facility shall be required to maintain accurate and comprehensive records regarding waste material that accounts for, reconciles and evidences all waste activity related to the disposal of cannabis.

(4) Medical cannabis cultivation facilities shall be required to maintain accurate and comprehensive records regarding any waste material produced through the trimming or pruning of a medical cannabis plant prior to harvest, including weighing and documenting all waste. Records of waste produced prior to harvest shall be maintained on the licensed premises. All waste, whether produced prior or subsequent to harvest, shall be disposed of in accordance with this section and be made unusable and unrecognizable.

New Sec. 24. (a) The purpose of this section is to establish minimum health and safety regulation for compassion centers. It sets forth general standards and basic sanitary requirements for compassion centers. It covers the physical premises where the products are made as well as the individuals handling the products. This section also authorizes the cannabis compliance agency to require an independent consultant conduct a health, and sanitary audit of a compassion center. This section explains when an independent health and sanitary audit may be deemed necessary and sets forth possible consequences of a medical cannabis business' refusal to cooperate, or pay for the audit. The cannabis compliance agency modeled this section after those adopted by the department of health and environment. This section is intended to help maintain the integrity of Kansas compassion centers.

(b) Health and safety regulations, compassion center, local safety inspections or licensees may be subject to inspection of the compassion center by the local fire department, building inspector or code enforcement officer to confirm that no health or safety concerns are present. The inspection may result in additional specific standards to meet local jurisdiction restrictions related to medical cannabis. An annual fire safety inspection may result in the required installation of fire suppression devices or other means necessary for adequate fire safety.

(c) The licensee shall take all reasonable measures and precautions to ensure that:

(1) Any person who, by medical examination or supervisory observation, is shown to have, or appears to have, an illness, open lesion, including boils, sores, or infected wounds, or any other abnormal source of microbial contamination for whom there is a reasonable possibility of contact with medical cannabis and medical cannabis-infused product shall be excluded from any operations that may be expected to result in contamination until the condition is corrected;

(2) hand-washing facilities shall be adequate and convenient and be furnished with running water at a suitable temperature. Hand-washing facilities shall be located in the licensed premises and where good sanitary practices require employees to wash or sanitize their hands, and provide effective hand-cleaning and sanitizing preparations and sanitary towel service or suitable drying devices; and

(3) all persons working in direct contact with medical cannabis and medical cannabis-infused product shall conform to hygienic practices while on duty, including, but not limited to:

(A) Maintaining adequate personal cleanliness;

(B) washing hands thoroughly in an adequate hand-washing area before starting

work and at any other time when the hands may have become soiled or contaminated;

(C) refraining from having direct contact with medical cannabis and medical cannabis-infused product if the person has or may have an illness, open lesion, including boils, sores, or infected wounds, or any other abnormal source of microbial contamination, until such condition is corrected;

(D) that litter and waste are properly removed and the operating systems for waste disposal are maintained in an adequate manner so that they do not constitute a source of contamination in areas where medical cannabis and medical cannabis-infused product are exposed;

(E) that floors, walls and ceilings are constructed in such a manner that they may be adequately cleaned and each is kept clean and in good repair;

(F) that there is adequate lighting in all areas where medical cannabis and medical cannabis-infused product are stored or sold and where equipment or utensils are cleaned;

(G) that the licensee provides adequate screening or other protection against the entry of pests. Rubbish shall be disposed of so as to minimize the development of odor and minimize the potential for the waste becoming an attractant, harborage or breeding place for pests;

(H) that any buildings, fixtures and other facilities are maintained in a sanitary condition;

(I) that toxic cleaning compounds, sanitizing agents and other chemicals shall be identified, held, stored and disposed of in a manner that protects against contamination of medical cannabis or medical cannabis-infused product and in a manner that is in accordance with any applicable local, state or federal law, rules and regulations or ordinance;

(J) that all operations in the receiving, inspecting, transporting, segregating, preparing, manufacturing, packaging and storing of medical cannabis or medical cannabis-infused product shall be conducted in accordance with adequate sanitation principles;

(K) that each compassion center provides its employees with adequate and readily accessible toilet facilities that are maintained in a sanitary condition and good repair; and

(L) that medical cannabis and medical cannabis-infused product that can support the rapid growth of undesirable microorganisms are held in a manner that prevents the growth of these microorganisms.

(d) When the cannabis compliance agency determines a health and sanitary audit by an independent consultant is necessary, the agency may require a compassion center to undergo such an audit. The scope of the audit may include, but shall not be limited to, whether the compassion center is in compliance with the requirements set forth in this section and other applicable health, sanitary or food handling laws or rules and regulations:

(1) In such instances, the cannabis compliance agency may attempt to mutually agree upon the selection of the independent consultant with a compassion center. However, the cannabis compliance agency shall always retain the authority to select the independent consultant regardless of whether mutual agreement can be reached; and

(2) the compassion center shall be responsible for all costs associated with the independent health and sanitary audit.

(e) The cannabis compliance agency shall determine when an audit by an independent consultant is necessary. The following is a non-exhaustive list of examples that may justify an independent audit:

(1) The cannabis compliance agency has reasonable grounds to believe that the compassion center is in violation of one or more of the requirements set forth in this section or other applicable public health or sanitary laws, rules or regulations; and

(2) the cannabis compliance agency has reasonable grounds to believe that the compassion center was the cause or source of contamination of medical cannabis, medical cannabis concentrate, or medical cannabis-infused product;

(f) A compassion center must pay for and timely cooperate with the cannabis compliance agency's requirement that it undergo an independent health and sanitary audit in accordance with this section, and the cost of audit must be comparable to audit fees across industries.

(g) If the cannabis compliance agency has objective and reasonable grounds to believe, and finds upon reasonable ascertainment of the underlying facts, that the public health, safety, or welfare, imperatively requires emergency action, and incorporates such findings into its order, it may order summary suspension of the compassion center's license. Prior to or immediately following the issuance of such an order, the compassion center may attempt to come to a mutual agreement with the cannabis compliance agency to suspend its operations until the completion of the independent audit and the implementation of any required remedial measures.

(h) If an agreement cannot be reached or the cannabis compliance agency, in its sole discretion, determines that such an agreement is not in the best interests of the public health, safety or welfare, then the cannabis compliance agency will promptly institute license suspension or revocation procedures.

(i) If an agreement to suspend operations is reached, then the compassion center may continue to care for its inventory, and conduct any necessary internal business operations, but it may not sell any medical cannabis, medical cannabis concentrate, or medical cannabis-infused product, to a patient or other medical cannabis business, during the period of time specified in the agreement.

New Sec. 25. (a) Failure to comply with this section may constitute a license violation affecting public safety. The purpose of this section is to establish minimum health and safety regulation for optional premises cultivation operations. The section prohibits an optional premises cultivation operation from treating, or otherwise adulterating medical cannabis with any chemical, or other compound whatsoever to alter its color, appearance, weight or smell. The cannabis compliance agency may require an independent consultant conduct an independent health and sanitary audit of an optional premises cultivation operation. This section explains when an independent health and sanitary audit may be deemed necessary and sets forth possible consequences of a medical cannabis business' refusal to cooperate or pay for the audit. The cannabis compliance agency intends this section to help maintain the integrity of Kansas' medical cannabis businesses.

(b) An optional premises cultivation operation may be subject to inspection of its licensed premises by the local fire department, building inspector or code enforcement officer to confirm that no health or safety concerns are present. The inspection may result in additional specific standards to meet local licensing authority restrictions related to medical cannabis or other local businesses. An annual fire safety inspection

may result in the required installation of fire suppression devices or other means necessary for adequate fire safety.

(c) General sanitary requirements. An optional premises cultivation operation shall take all reasonable measures and precautions to ensure the following:

(1) That any person who, by medical examination or supervisory observation, is shown to have, or appears to have, an illness, open lesion, including boils, sores, or infected wounds or any other abnormal source of microbial contamination for whom there is a reasonable possibility of contact with medical cannabis shall be excluded from any operations which may be expected to result in such contamination until the condition is corrected;

(2) that all persons working in direct contact with medical cannabis shall conform to hygienic practices while on duty, including, but not limited to:

(A) Maintaining adequate personal cleanliness;

(B) washing hands thoroughly in an adequate hand-washing area before starting work and at any other time when the hands may have become soiled or contaminated;

(C) hand-washing facilities shall be adequate and convenient and be furnished with running water at a suitable temperature. Hand-washing facilities shall be located in the licensed premises and where good sanitary practices require employees to wash or sanitize their hands, and provide effective hand-cleaning and sanitizing preparations and sanitary towel service or suitable drying devices; and

(D) refraining from having direct contact with medical cannabis if the person has or may have an illness, open lesion, including boils, sores, or infected wounds, or any other abnormal source of microbial contamination, until such condition is corrected;

(3) that litter and waste are properly removed and the operating systems for waste disposal are maintained in an adequate manner so that they do not constitute a source of contamination in areas where medical cannabis is exposed;

(4) that floors, walls and ceilings are constructed in such a manner that they may be adequately cleaned and kept clean and kept in good repair;

(5) that there is adequate lighting in all areas where medical cannabis is stored and where equipment or utensils are cleaned;

(6) that the licensee provides adequate screening or other protection against the entry of pests. Rubbish shall be disposed of so as to minimize the development of odor and minimize the potential for the waste becoming an attractant, harborage, or breeding place for pests;

(7) that any buildings, fixtures and other facilities are maintained in a sanitary condition;

(8) that toxic cleaning compounds, sanitizing agents and distillation process materials shall be identified, held, stored and disposed of in a manner that protects against contamination of medical cannabis or medical cannabis concentrate, and in a manner that is in accordance with any applicable local, state or federal law, rules and regulations or ordinances. All ecologically sustainable pesticide must be stored and disposed of in accordance with the information provided on the product's label;

(9) that all contact surfaces, including utensils and equipment used for the preparation of medical cannabis or medical cannabis concentrate shall be cleaned and sanitized as frequently as necessary to protect against contamination. Equipment and utensils shall be so designed and of such material and workmanship as to be adequately cleanable, and shall be properly maintained. Only sanitizers and disinfectants registered

with the environmental protection agency shall be used in an optional premises cultivation operation and used in accordance with labeled instructions;

(10) that the water supply shall be sufficient for the operations intended and shall be derived from a source that is a regulated water system. Private water supplies shall be derived from a water source that is capable of providing a safe, and adequate supply of water to meet the licensed premises needs;

(11) that plumbing shall be of adequate size and design and adequately installed and maintained to carry sufficient quantities of water to required locations throughout the plant, and shall properly convey sewage and liquid disposable waste from the licensed premises. There shall be no cross connections between the potable and wastewater lines;

(12) that all operations in the receiving, inspecting, transporting, segregating, preparing, manufacturing, packaging and storing of medical cannabis or medical cannabis-infused product shall be conducted in accordance with adequate sanitation principles;

(13) that each optional premises cultivation operation shall provide its employees with adequate and readily accessible toilet facilities that are maintained in a sanitary condition and good repair; and

(14) that medical cannabis that can support the rapid growth of undesirable microorganisms shall be held in a manner that prevents the growth of these microorganisms.

(d) (1) An optional premises cultivation operation shall establish written standard operating procedures for the cultivation of medical cannabis. The standard operating procedures shall at least include when, and the manner in which, all ecologically sustainable pesticide and other sustainable agricultural chemicals are to be applied during its cultivation process. A copy of all standard operating procedures shall be maintained on the licensed premises of the optional premises cultivation operation.

(2) If an optional premises cultivation operation makes a material change to its cultivation procedures, it shall document the change and revise its standard operating procedures accordingly. Records detailing the material change shall be maintained on the relevant licensed premises.

(3) An optional premises cultivation operation shall obtain a material safety data sheet for any ecologically sustainable pesticide or other sustainable agricultural chemicals used or stored on its licensed premises. An optional premises cultivation operation shall maintain a current copy of the material safety data sheet for any ecologically sustainable pesticide or other sustainable agricultural chemicals on the licensed premises where the product is used or stored.

(4) An optional premises cultivation operation shall have the original label or a copy thereof at its licensed premises for all ecologically sustainable pesticide and other sustainable agricultural chemicals used during its cultivation process.

(5) An optional premises cultivation operation that applies any ecologically sustainable pesticide or other sustainable agricultural chemical to any portion of a medical cannabis plant, water or feed used during cultivation or generally within the licensed premises shall document, and maintain a record on its licensed premises, of the following information:

(A) The name, signature and occupational license number of the individual who applied the ecologically sustainable pesticide or other sustainable agricultural chemical;

(B) the applicator certification number, if the applicator is licensed through the department of agriculture;

(C) the date and time of the application;

(D) the United States environmental protection agency registration number of the ecologically sustainable pesticide or CAS number of any other sustainable agricultural chemical applied;

(E) any of the active ingredients of the ecologically sustainable pesticide or other sustainable agricultural chemical applied;

(F) the brand name and product name of the ecologically sustainable pesticide or other sustainable agricultural chemical applied;

(G) the restricted entry interval from the product label of any ecologically sustainable pesticide or other sustainable agricultural chemical applied; and

(H) the RFID tag number of the medical cannabis plant that the ecologically sustainable pesticide or other sustainable agricultural chemical was applied to or if applied to all plants throughout the licensed premises, a statement to that effect.

(e) The total amount of each ecologically sustainable pesticide or other sustainable agricultural chemical applied.

(f) The chemicals shall described in sections 9 and 19, and amendments thereto, shall not be used in medical cannabis cultivation. Possession of chemicals and containers from prohibited chemicals upon the licensed premises shall be a violation of this section.

(g) An optional premises cultivation operation shall not treat or otherwise adulterate medical cannabis with any chemical or other compound whatsoever to alter its color, appearance, weight or smell.

(h) Independent health and sanitary audit for cultivation facilities, cannabis compliance agency may require a health and sanitary audit. When the cannabis compliance agency determines a health and sanitary audit by an independent consultant is necessary, it may require an optional premises cultivation operation to undergo such an audit.

(1) The scope of the audit may include, but shall not be limited to, whether the optional premises cultivation operation is in compliance with the requirements set forth in this section and other applicable public health or sanitary laws and rules and regulations:

(A) In such instances, the cannabis compliance agency may attempt to mutually agree upon the selection of the independent consultant with an optional premises cultivation operation. However, the cannabis compliance agency always retains the authority to select the independent consultant regardless of whether mutual agreement can be reached; and

(B) the optional premises cultivation operation will be responsible for all costs associated with the independent health and sanitary audit.

(2) The cannabis compliance agency has discretion to determine when an audit by an independent consultant is necessary. The following is a non-exhaustive list of examples that may justify an independent audit:

(A) An optional premises cultivation operation does not provide requested records related to the use of ecologically sustainable pesticide or other sustainable agricultural chemicals during in the cultivation process;

(B) the cannabis compliance agency has reasonable grounds to believe that the

optional premises cultivation operation is in violation of one or more of the requirements set forth in this section or other applicable public health or sanitary laws, rules or regulations;

(C) the cannabis compliance agency has reasonable grounds to believe that the optional premises cultivation operation was the cause or source of contamination of medical cannabis or medical cannabis concentrate; or

(D) multiple harvest batch lots or production batch lots produced by the optional premises cultivation operation failed contaminant testing.

(3) An optional premises cultivation operation must pay for and timely cooperate with the cannabis compliance agency's requirement that it undergo an independent health and sanitary audit in accordance with this section, and the cost of audit must be comparable to audit fees across industries.

(i) (1) If the cannabis compliance agency has objective, and reasonable grounds to believe, and finds upon reasonable ascertainment of the underlying facts that the public health, safety, or welfare imperatively requires emergency action, and incorporates such findings into its order, it may order summary suspension of the optional premises cultivation operation's license.

(2) Prior to or following the issuance of such an order, optional premises cultivation operation may attempt to come to a mutual agreement with the cannabis compliance agency to suspend its operations until the completion of the independent audit and the implementation of any required remedial measures.

(3) If an agreement cannot be reached or the cannabis compliance agency, in its sole discretion, determines that such an agreement is not in the best interests of the public health, safety or welfare, then the cannabis compliance agency will promptly institute license suspension or revocation procedures.

(4) If an agreement to suspend operations is reached, then the optional premises cultivation operation may continue to care for its inventory and conduct any necessary internal business operations but it may not sell, transfer or wholesale medical cannabis or medical cannabis concentrate to other medical cannabis business during the period of time specified in the agreement.

(j) Violation affecting public safety. Failure to comply with this section may constitute a license violation affecting public safety.

New Sec. 26. (a) The purpose of this section is to establish the categories of medical cannabis concentrate that may be produced at an optional premises cultivation operation and standards for the production of those concentrate.

(b) An optional premises cultivation operation may produce medical cannabis concentrate on its licensed premises and only in an area clearly designated for concentrate production on the current diagram of the licensed premises. All production must be in compliance with sections 15, 16, 17, 18 and 19, and amendments thereto, and any requirements made by the cannabis compliance agency. No other method of production or extraction for medical cannabis concentrate may be conducted within the licensed premise, or an optional premises cultivation operation, unless the owner of the optional premises cultivation operation also has a valid medical cannabis-infused products manufacturer license, and the room in which medical cannabis concentrate is to be produced is physically separated from all cultivation areas and has clear signage identifying the room.

(c) If an optional premises cultivation operation produces medical cannabis

concentrate, then all areas in which those concentrate are produced and all owners and occupational licensees engaged in the production of those concentrate shall be subject to all of requirements imposed upon a medical cannabis-infused products manufacturer that produces medical cannabis concentrate, including general requirements.

(d) It shall be considered a violation of this section if an optional premises cultivation operation possess a medical cannabis concentrate other than a compliant form of medical cannabis concentrate on its licensed premises, unless the owner of the optional premises cultivation operation also has a valid medical cannabis-infused products manufacturer license.

New Sec. 27. (a) The purpose of this section is to establish minimum health and safety regulations for medical cannabis-infused products manufacturers. It requires all owners and occupational licensees to attend a food handler training course prior to manufacturing any edible medical cannabis product. This section also authorizes the cannabis compliance agency to require that an independent consultant conduct an independent food safety audit of a medical cannabis products manufacturing facility. This section explains when an independent food safety audit may be deemed necessary and sets forth possible consequences of a medical cannabis-infused products manufacturers' refusal to cooperate, or pay for the audit. It sets forth general standards and basic sanitary requirements for medical cannabis-infused products manufacturers. It covers the physical premises where the products are made as well as the individuals handling the products. The cannabis compliance agency modeled this section after those adopted by the department of health and environment. The cannabis compliance agency intends this section to help maintain the integrity of Kansas's medical cannabis businesses and the safety of the public training.

(b) Prior to engaging in the manufacture of any edible medical cannabis-infused product each owner or occupational licensee must:

(1) Have a currently valid food establishment license obtained through the successful completion of an online assessment or print exam; or

(2) take a food safety course that includes basic food handling training by county public health agencies, and must maintain a status of good standing in accordance with the course requirements, including attending any additional classes if necessary. Any course taken pursuant to this section must last at least two hours and cover the following subjects:

- (A) Causes of foodborne illness, highly susceptible populations and worker illness;
- (B) personal hygiene and food handling practices;
- (C) approved sources of food;
- (D) potentially hazardous foods and food temperatures;
- (E) sanitization and chemical use;
- (F) emergency procedures, including fire, flood or sewer backup;
- (G) a medical cannabis-infused products manufacturer must obtain documentation evidencing that each owner or occupational licensee has successfully completed the examination or course required by this section and is in good standing. A copy of the documentation must be kept on file at any licensed premises where that owner, or occupational licensee is engaged in the manufacturing of an edible medical cannabis-infused product; and

(H) general standards.

(c) A medical cannabis-infused products manufacturer may be subject to inspection

by the local fire department, building inspector or code enforcement officer to confirm that no health or safety concerns are present. The inspection could result in additional specific standards to meet local jurisdiction restrictions related to medical cannabis. An annual fire safety inspection may result in the required installation of fire suppression devices or other means necessary for adequate fire safety.

(d) A medical cannabis-infused products manufacturer that manufacturers edible medical cannabis-infused product shall comply with all kitchen-related health and safety standards of the relevant local licensing authority and, to the extent applicable, with all department of health and environment health and safety regulations applicable to retail food establishments. The licensee shall take all reasonable measures and precautions to ensure the following:

(1) Any person who, by medical examination or supervisory observation, is shown to have, or appears to have, an illness, open lesion, including boils, sores, or infected wounds, or any other abnormal source of microbial contamination for whom there is a reasonable possibility of contact with preparation surfaces for medical cannabis or medical cannabis-infused product shall be excluded from any operations which may be expected to result in such contamination until the condition is corrected;

(2) hand-washing facilities shall be adequate and convenient and be furnished with running water at a suitable temperature. Hand-washing facilities shall be located in the licensed premises and/or in medical cannabis-infused product preparation areas and where good sanitary practices require employees to wash and/or sanitize their hands, and provide effective hand-cleaning and sanitizing preparations and sanitary towel service or suitable drying devices;

(3) all persons working in direct contact with preparation of medical cannabis or medical cannabis-infused product shall conform to hygienic practices while on duty, including, but not limited to:

(A) Maintaining adequate personal cleanliness;

(B) washing hands thoroughly in an adequate hand-washing area before starting work, prior to engaging in the production of a medical cannabis concentrate or manufacture of a medical cannabis-infused product and at any other time when the hands may have become soiled or contaminated; and

(C) refraining from having direct contact with preparation of medical cannabis or medical cannabis-infused product if the person has or may have an illness, open lesion, including 27 boils, sores, or infected wounds, or any other abnormal source of microbial contamination, until such condition is corrected;

(4) there is sufficient space for placement of equipment and storage of materials as is necessary for the maintenance of sanitary operations for production of medical cannabis or medical cannabis-infused product;

(5) litter and waste are properly removed and the operating systems for waste disposal are maintained in an adequate manner so that they do not constitute a source of contamination in areas where medical cannabis or medical cannabis-infused product are exposed;

(6) floors, walls and ceilings are constructed in such a manner that they may be adequately cleaned and kept clean and kept in good repair;

(7) there is adequate safety-type lighting in all areas where medical cannabis or medical cannabis-infused product are processed or stored and where equipment or utensils are cleaned;

(8) the licensed premises provides adequate screening or other protection against the entry of pests. Rubbish shall be disposed of so as to minimize the development of odor and minimize the potential for the waste becoming an attractant, harborage or breeding place for pests;

(9) any buildings, fixtures and other facilities are maintained in a sanitary condition;

(10) all contact surfaces, including utensils and equipment used for the preparation of medical cannabis, medical cannabis concentrate or medical cannabis-infused product, shall be cleaned and sanitized as frequently as necessary to protect against contamination. Equipment and utensils shall be so designed and of such material and workmanship as to be adequately cleanable, and shall be properly maintained. Only sanitizers and disinfectants registered with the environmental protection agency shall be used in a medical cannabis-infused products manufacturer and used in accordance with labeled instructions;

(11) toxic cleaning compounds, sanitizing agents, distillation process materials used in the production of medical cannabis concentrate and other chemicals shall be identified, held, stored and disposed of in a manner that protects against contamination of medical cannabis, medical cannabis concentrate or medical cannabis-infused product, and in a manner that is in accordance with any applicable local, state, or federal law, rule and regulation or ordinance;

(12) the water supply shall be sufficient for the operations intended and shall be derived from a source that is a regulated water system. Private water supplies shall be derived from a water source that is capable of providing a safe, potable, and adequate supply of water to meet the licensed premises needs;

(13) plumbing shall be of adequate size and design and adequately installed and maintained to carry sufficient quantities of water to required locations throughout the plant and that shall properly convey sewage and liquid disposable waste from the licensed premises. There shall be no cross connections between the potable and wastewater lines;

(14) each medical cannabis-infused products manufacturer shall provide its employees with adequate and readily accessible toilet facilities that are maintained in a sanitary condition and good repair;

(15) all operations in the receiving, inspecting, transporting, segregating, preparing, manufacturing, packaging and storing of medical cannabis or medical cannabis-infused product shall be conducted in accordance with adequate sanitation principles;

(16) medical cannabis or medical cannabis-infused product that can support the rapid growth of undesirable microorganisms shall be held in a manner that prevents the growth of these microorganisms; and

(17) storage and transport of finished medical cannabis-infused product shall be under conditions that will protect products against physical, chemical, and microbial contamination as well as against deterioration of any container.

(e) A medical cannabis-infused products manufacturer shall have written standard operating procedures for each category of medical cannabis concentrate and type of medical cannabis-infused product that it produces.

(f) All standard operating procedures for the production of a medical cannabis concentrate shall follow the following requirements:

(1) A copy of all standard operating procedures shall be maintained on the licensed

premises of the medical cannabis-infused products manufacturer; and

(2) if a medical cannabis-infused products manufacturer makes a material change to its standard medical cannabis concentrate or medical cannabis-infused product production process, it shall document the change and revise its standard operating procedures accordingly. Records detailing the material change must be maintained on the relevant licensed premises.

New Sec. 28. (a) The cannabis compliance agency may require an independent health and sanitary audit.

(b) When the cannabis compliance agency determines a health and sanitary audit by an independent consultant is necessary, it may require a medical cannabis-infused products manufacturer to undergo such an audit. The scope of the audit may include, but shall not be limited to, whether the medical cannabis-infused products manufacturer is in compliance with the requirements set forth in this section or other applicable food handling laws and rules and regulations and in compliance with the concentrate production rules and regulations or other applicable laws or rules and regulations:

(1) In such instances, the cannabis compliance agency may attempt to mutually agree upon the selection of the independent consultant with a medical cannabis-infused products manufacturer. However, the cannabis compliance agency shall retain the authority to select the independent consultant regardless of whether mutual agreement can be reached.

(2) The medical cannabis-infused products manufacturer will be responsible for all direct costs associated with the independent health and sanitary audit.

(3) The cannabis compliance agency has discretion to determine when an audit by an independent consultant is necessary. The following is a non-exhaustive list of examples that may justify an independent audit:

(A) A medical cannabis-infused products manufacturer does not provide requested records related to the food handling training required for owners and occupational licensees engaged in the production of edible medical cannabis-infused products to the cannabis compliance agency;

(B) a medical cannabis-infused products manufacturer does not provide requested records related to the production of medical cannabis concentrate, including but not limited to, certification of its licensed premises, equipment or standard operating procedures, training of owners or employees, or production batch lots specific records;

(C) the cannabis compliance agency has reasonable grounds to believe that the medical cannabis-infused products manufacturer is in violation of one or more of the requirements set forth in this section; or

(D) the cannabis compliance agency has reasonable grounds to believe that the medical cannabis-infused products manufacturer was the cause or source of contamination of medical cannabis, medical cannabis concentrate or medical cannabis-infused product; or

(E) multiple production batch lots of medical cannabis concentrate or medical cannabis-infused product produced by the medical cannabis-infused products manufacturer failed contaminant testing.

(c) A medical cannabis-infused products manufacturer shall pay for and timely cooperate with the cannabis compliance agency's requirement that it undergo an independent health and sanitary audit in accordance with this section.

(d) If the cannabis compliance agency has objective and reasonable grounds to

believe and finds upon reasonable ascertainment of the underlying facts that the public health, safety or welfare imperatively requires emergency action and incorporates such findings into its order, it may order summary suspension of the medical cannabis-infused products manufacturer's license.

(e) Prior to or following the issuance of such an order, the medical cannabis-infused products manufacturer may attempt to come to a mutual agreement with the cannabis compliance agency to suspend its operations until the completion of the independent audit and the implementation of any required remedial measures:

(1) If an agreement cannot be reached or the cannabis compliance agency, in its sole discretion, determines that such an agreement is not in the best interests of the public health, safety or welfare, then the cannabis compliance agency will promptly institute license suspension or revocation procedures.

(2) If an agreement to suspend operations is reached, then the medical cannabis-infused product manufacturer may continue to care for its inventory and conduct any necessary internal business operations but it may not sell, transfer or wholesale medical cannabis, medical cannabis concentrate or medical cannabis-infused product to another medical cannabis business during the period of time specified in the agreement. Depending on the condition of the licensed premises and required remedial measures, the cannabis compliance agency may permit a medical cannabis-infused products manufacturer to produce medical cannabis concentrate or manufacture medical cannabis-infused product while operations have been suspended.

New Sec. 29. (a) Failure to comply with this section may constitute a license violation affecting public safety. The purpose of this section is to establish the categories of medical cannabis concentrate that may be produced at a medical cannabis-infused products manufacturer and establish standards for the production of those concentrate.

(b) Permitted categories of medical cannabis concentrate production.

(1) A medical cannabis-infused products manufacturer may produce medical cannabis concentrate and food-based medical cannabis concentrate.

(2) A medical cannabis-infused products manufacturer that engages in the production of medical cannabis concentrate, regardless of the method of extraction or category of concentrate being produced, must:

(A) Ensure that the space in which any medical cannabis concentrate is to be produced is a fully enclosed room and clearly designated on the current diagram of the licensed premises;

(B) ensure that all applicable sanitary rules and regulations are followed;

(C) ensure that the standard operating procedure for each method used to produce a medical cannabis concentrate on its licensed premise includes, but need not be limited to, step-by-step instructions on how to safely and appropriately:

(i) Conduct all necessary safety checks prior to commencing production;

(ii) prepare medical cannabis for processing;

(iii) extract cannabinoids and other essential components of medical cannabis;

(iv) purge any distillation process material or other unwanted components from a medical cannabis concentrate,

(v) clean all equipment, counters and surfaces thoroughly; and

(vi) dispose of any waste produced during the processing of medical cannabis in accordance with all applicable local, state and federal laws or rules and regulations;

(D) establish written and documentable quality control procedures designed to maximize safety for owners and occupational licensees and minimize potential product contamination;

(E) establish written emergency procedures to be followed by owners or occupational licensees in case of a fire, chemical spill or other emergency;

(F) have a comprehensive training manual that provides step-by-step instructions for each method used to produce a medical cannabis concentrate on its licensed premises. The training manual must include, but need not be limited to, the following topics:

(i) All standard operating procedures for each method of concentrate production used at that licensed premises;

(ii) the medical cannabis-infused products manufacturer's quality control procedures;

(iii) the emergency procedures for that licensed premises;

(iv) the appropriate use of any necessary safety or sanitary equipment;

(v) the hazards presented by all distillation process materials used within the licensed premises as described in the material safety data sheet for each distillation process material;

(vi) clear instructions on the safe use of all equipment involved in each process and in accordance with manufacturer's instructions, where applicable; and

(vii) any additional periodic cleaning required to comply with all applicable sanitary rules and regulations;

(G) provide adequate training to every owner or occupational licensee prior that to that individual undertaking any step in the process of producing a medical cannabis concentrate:

(i) Adequate training must include, but need not be limited to, providing a copy of the training manual for that licensed premises and live, in-person instruction detailing at least all of the topics required to be included in the training manual;

(ii) the individual training an owner or occupational licensee must sign and date a document attesting that all required aspects of training were conducted and that he or she is confident that the owner or occupational licensee can safely produce a medical cannabis concentrate; and

(iv) The owner or occupational licensee that received the training must sign and date a document attesting that he or she can safely implement all standard operating procedures, quality control procedures, and emergency procedures, operate all closed loop extraction systems, use all safety, sanitary and other equipment and understands all hazards presented by the distillation process materials to be used within the licensed premises and any additional period cleaning required to maintain compliance with all applicable sanitary rules and regulations; and

(H) maintain clear and comprehensive records of the name, signature, and owner or occupational license number of every individual who engaged in any step related to the creation of a production batch lots of medical cannabis concentrate and the step that individual performed.

(c) Medical cannabis concentrate, food-based medical cannabis concentrate and medical cannabis-infused products manufacturer that engages in the production of a water-based medical cannabis concentrate or a food-based medical cannabis concentrate shall:

(1) Ensure that all equipment, counters and surfaces used in the production of a water-based medical cannabis concentrate or a food-based medical cannabis concentrate is food-grade including ensuring that all counters and surface areas were constructed in such a manner that it reduces the potential for the development of microbials, molds and fungi and can be easily cleaned;

(2) ensure that all equipment, counters, and surfaces used in the production of a water-based medical cannabis concentrate or a food-based medical cannabis concentrate are thoroughly cleaned after the completion of each production batch lots;

(3) ensure that any room in which dry ice is stored or used in the processing medical cannabis into a medical cannabis concentrate is well ventilated to prevent against the accumulation of dangerous levels of CO₂;

(4) ensure that the appropriate safety or sanitary equipment, including personal protective equipment, is provided to, and appropriately used by, each owner or occupational licensee engaged in the production of a water-based medical cannabis concentrate or food-based medical cannabis concentrate;

(5) ensure that only finished drinking water and ice made from finished drinking water is used in the production of a medical cannabis concentrate;

(6) ensure that if glycerin is used in the production of a food-based medical cannabis concentrate, then the glycerin to be used is food-grade; and

(7) follow all of the rules and regulations related to the production of a medical cannabis concentrate if a pressurized system is used in the production of a medical cannabis concentrate or a food-based medical cannabis concentrate.

(d) A medical cannabis-infused products manufacturer that engages in the production of medical cannabis concentrate using food grade alcohol, or CO₂ extraction shall:

(1) Obtain a report from a certified industrial hygienist or a professional engineer that certifies that the equipment, licensed premises and standard operating procedures comply with these sections and all applicable local and state building codes, fire codes, electrical codes and other laws. If a local jurisdiction has not adopted a local building code or fire code or if local regulations do not address a specific issue, then the certified industrial hygienist or professional engineer shall certify compliance with the international building code of 2012, the international fire code of 2012 or the national electric code of 2014, as appropriate. The cannabis compliance agency shall maintain a copy of each code, and shall make a copy of each code available to the public;

(2) if food-grade alcohol or CO₂ is to be used in the processing of medical cannabis into a medical cannabis concentrate, then the certified industrial hygienist or professional engineer shall:

(A) Establish a maximum amount of distillation process material materials that may be stored within that licensed premises in accordance with applicable laws, rules and regulations;

(B) determine what type of electrical equipment, which may include but need not be limited to outlets, lights, junction boxes, must be installed within the room in which medical cannabis concentrate are to be produced, or distillation process material materials are to be stored in accordance with applicable laws, rules and regulations;

(C) determine whether a gas monitoring system must be installed within the room in which medical cannabis concentrate are to be produced or distillation process material materials are to be stored, and if required the system's specifications, in

accordance with applicable laws, rules and regulations; and

(D) determine whether fire suppression system must be installed within the room in which medical cannabis concentrate are to be produced, or distillation process material materials are to be stored, and if required the system's specifications, in accordance with applicable laws, rules and regulations;

(3) if CO₂ is used at the licensed premises, then the certified industrial hygienist or professional engineer shall determine whether a CO₂ gas monitoring system must be installed within the room in which medical cannabis concentrate are to be produced or CO₂ is stored, and if required the system's specifications, in accordance with applicable laws and rules and regulations:

(A) Exhaust system determination. The certified industrial hygienist or professional engineer must determine whether a fume vent hood or exhaust system must be installed within the room in which medical cannabis concentrate are to be produced, and if required the system's specifications, in accordance with applicable laws, rules and regulations;

(B) material change. If a medical cannabis-infused products manufacturer makes a material change to its licensed premises, equipment or a concentrate production procedure, in addition to all other requirements, it must obtain a report from a certified industrial hygienist, or professional engineer re-certifying its standard operating procedures and, if changed, its licensed premises and equipment as well;

(C) manufacturer's instructions. The certified industrial hygienist or professional engineer may review and consider any information provided to the medical cannabis-infused products manufacturer by the designer or manufacturer of any equipment used in the processing of medical cannabis into a medical cannabis concentrate; and

(D) records retention. A medical cannabis-infused products manufacturer must maintain copy of all reports received from a certified industrial hygienist and professional engineer on its licensed premises. Notwithstanding any other law, section or regulation, compliance with this section is not satisfied by storing these reports outside of the licensed premises. Instead the reports must be maintained on the licensed premises until the licensee ceases production of medical cannabis concentrate on the licensed premises;

(4) ensure that all equipment, counters and surfaces used in the production of a medical cannabis concentrate must be food-grade and must not react adversely with any of the distillation process materials to be used in the licensed premises. Additionally, all counters and surface areas must be constructed in a manner that reduces the potential development of microbials, molds and fungi and can be easily cleaned;

(5) ensure that the room in which medical cannabis concentrate shall be produced must contain an emergency eye-wash station;

(6) ensure that a professional grade, closed-loop extraction system capable of recovering the food grade alcohol used to produce CO₂ medical cannabis concentrate:

(A) UL or ETL Listing;

(B) if the system is UL or ETL listed, then a medical cannabis-infused products manufacturer may use the system in accordance with the manufacturer's instructions; and

(C) if the system is not UL or ETL listed, then there must a designer of record. If the designer of record is not a professional engineer, then the system must be peer reviewed by a professional engineer. In reviewing the system, the professional engineer

shall review and consider any information provided by the system's designer or manufacturer;

(7) ensure that all materials used in the extraction process are food-grade or at least 99% pure:

(A) A medical cannabis-infused products manufacturer must obtain a material safety data sheet for each distillation process material used or stored on the licensed premises. A medical cannabis-infused products manufacturer must maintain a current copy of the material safety data sheet and a receipt of purchase for all distillation process materials used or to be used in an extraction process; and

(B) a medical cannabis-infused products manufacturer is prohibited from using denatured alcohol to produce a medical cannabis concentrate;

(8) ensure that all distillation process material distillation process materials or other distillation process material materials, chemicals and waste are stored in accordance with all applicable laws, rules and regulations. At no time may a medical cannabis-infused products manufacturer store more distillation process material on its licensed premises than the maximum amount established for that licensed premises by the certified industrial hygienist or professional engineer;

(9) ensure that the appropriate safety and sanitary equipment, including personal protective equipment, is provided to, and appropriately used by, each owner or occupational licensee engaged in the production of a distillation process medical cannabis concentrate; and

(10) ensure that an occupational licensee is present at all times during the production of a distillation process material based medical cannabis concentrate whenever an extraction process requires the use of pressurized equipment.

(e) Ethanol and isopropanol. If a medical cannabis-infused products manufacturer only produces distillation process material based medical cannabis concentrate using ethanol or isopropanol at its licensed premises and no other distillation process material, then it shall be considered exempt from the requirements in paragraph 4 of this section and instead must follow the requirements in paragraph 3 of this rule. Regardless of which section is followed, the ethanol or isopropanol must be food grade or at least 99% pure and denatured alcohol cannot be used.

(f) Violation affecting public safety. Failure to comply with this section may constitute a license violation affecting public safety.

New Sec. 30. Any provision or section of the Kansas safe access act act being held invalid as to any person or circumstances shall not affect the application of any other provision or section of the Kansas safe access act act that can be given full effect without the invalid provision or section or application, and to this end, the provisions of the Kansas safe access act are severable."

And by renumbering sections accordingly;

Also on page 1, in the title, in line 1, by striking "the uniform"; also in line 1, by striking "act": in line 2, after "III" by inserting "of the uniform controlled substances act"; in line 3, before "amending" by inserting "authorizing the use of cannabis for medical conditions;"

On roll call, the vote was: Yeas 54; Nays 69; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Aurand, Ballard, Becker, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Dierks, Finney, Frownfelner, Gallagher, Gartner,

Good, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Judd-Jenkins, Kessinger, Koesten, Kuether, Lusk, Lusker, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Rooker, Ruiz, Sawyer, Schreiber, Sloan, Stogsdill, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, B. Carpenter, Clark, Concannon, Corbet, Cox, E. Davis, Delperdang, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Karleskint, Kelly, Landwehr, Lewis, Markley, Mason, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schroeder, Seiwert, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Claeys, Schwab.

The motion of Rep. Holscher to amend **SB 282** did not prevail, and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Judiciary** recommends **SB 288** be amended on page 1, in line 4, by striking "is" and inserting "and 69-103 are";

On page 1, in the title, in line 1, after "69-102" by inserting "and 69-103"; after "process" by inserting "; procuring adjournment for trial"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 296** be amended on page 1, in line 13, after "(c)" by inserting "(1)"; in line 14, by striking "may be considered by the trier of fact" and inserting "shall not be admissible";

Also on page 1, following line 16, by inserting:

"(2) In any civil action in which the plaintiff has asserted a product liability claim, as defined in K.S.A. 60-3302(c), and amendments thereto, against an automobile manufacturer alleging harm caused by a defective vehicle occupant protection system, evidence of misuse or nonuse of a safety belt may be considered by the trier of fact for the purpose of determining causation, the absence of a defect or hazard or negligent design or construction."; 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 bill was introduced and read by title:

HB 2792, AN ACT concerning gaming; creating the Kansas sports wagering act; amending K.S.A. 2017 Supp. 19-101a, 21-6403, 21-6507, 74-8702, 74-8710, 74-8711, 74-8716, 74-8734, 74-8741, 74-8751, 74-8752, 74-8760, 74-8763, 74-8765 and 74-8769 and repealing the existing sections, by Committee on Federal and State Affairs.

MESSAGES FROM THE GOVERNOR

HB 2498 approved on March 26, 2018.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6054**—

By Representatives Lusker and Murnan

HR 6054—A RESOLUTION congratulating and commending the Pittsburg State University men's indoor track and field team on their 2018 NCAA Division II national championship.

A RESOLUTION congratulating and commending the Pittsburg State University men's indoor track and field team on their 2018 NCAA Division II national championship.

WHEREAS, The Pittsburg State University captured the 2018 NCAA Division II men's indoor track and field championship on March 10, 2018, at the Robert W. Plaster Center in Pittsburg, Kansas, the program's first ever Division II national title; and

WHEREAS, The team also captured the 2018 MIAA men's indoor track and field championship on February 25, 2018; and

WHEREAS, Twelve Pittsburg State Gorillas earned all-MIAA honors and seven earned NCAA Division II All-American recognition, including a national champion in senior Bo Farrow, for shot put, and three national runners-up in senior Justice Burks, for 60m hurdles, senior Ian Duncan, for high jump and senior Tanner McNutt, for the heptathlon; and

WHEREAS, Assistant coach Kyle Rutledge was selected as the NCAA Division II Assistant Coach of the Year; and

WHEREAS, Head coach Russ Jewett was selected as the MIAA, Central Region and NCAA Division II Coach of the Year: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend the Pittsburg State University men's indoor track and field team for their 2018 NCAA Division II national championship and also recognize head coach Russ Jewett, assistant coach Kyle Rutledge, athletic director Jim Johnson, Pittsburg State president Steve Scott and every athlete and member of the team for a successful 2018 season; and

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

On motion of Rep. Hineman, the House recessed until 1:15 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Proehl in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that **SB 386** be passed.

Committee report to **SB 284** be adopted.

On motion of Rep. Hodge to amend **SB 284**, the motion did not prevail.

Also, on motion of Rep. Miller to amend **SB 284**, Rep. Kelly requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed as amended.

Committee report to **HB 2308** be adopted.

On motion of Rep. Weber, **HB 2308** be amended on page 1, in line 7, by striking "commit" and inserting "attempt"; in line 9, by striking "commit" and inserting "attempt"

Also, on motion of Rep. Wheeler, **HB 2308** be amended on page 1, in line 5, before "Section" by inserting "New"; following line 34, by inserting:

"Sec. 2. K.S.A. 59-2958 is hereby amended to read as follows: 59-2958. (a) At the time the petition for the determination of whether a person is a mentally ill person subject to involuntary commitment for care and treatment under this act is filed, or any time thereafter prior to the trial upon the petition as provided for in K.S.A. 59-2965 and amendments thereto, the petitioner may request in writing that the district court issue an ex parte emergency order including either or both of the following: (1) An order directing any law enforcement officer to take the person named in the order into custody and transport the person to a designated treatment facility or other suitable place willing to receive and detain the person; (2) an order authorizing any named treatment facility or other place to detain or continue to detain the person until the further order of the court or until the ex parte emergency custody order shall expire.

(b) No ex parte emergency custody order shall provide for the detention of any person at a state psychiatric hospital unless a written statement from a qualified mental health professional authorizing such admission and detention at a state psychiatric hospital has been filed with the court.

(c) No ex parte emergency custody order shall provide for the detention of any person in a nonmedical facility used for the detention of persons charged with or convicted of a crime.

(d) If no other suitable facility at which such person may be detained is willing to accept the person, then the participating mental health center for that area shall provide a suitable place to detain the person until the further order of the court or until the ex parte emergency custody order shall expire.

(e) An ex parte emergency custody order issued under this section shall expire at 5:00 p.m. of the second day the district court is open for the transaction of business after the date of its issuance, which expiration date shall be stated in the order.

(f) The district court shall not issue successive ex parte emergency custody orders only when the district court has received notice pursuant to K.S.A. 59-2968, and amendments thereto, that the state psychiatric hospital is not admitting patients, and the person subject to the ex parte emergency custody order has been placed on a waiting list by such state psychiatric hospital.

(g) In lieu of issuing an ex parte emergency custody order, the court may allow the person with respect to whom the request was made to remain at liberty, subject to such conditions as the court may impose.

Sec. 3. K.S.A. 59-2958 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "concerning" by inserting "behavioral healthcare; relating to treatment; admission to facilities that proved behavioral healthcare services;"; in line 2, after "facilities" by inserting "; ex parte emergency custody orders; amending K.S.A. 59-2958 and repealing the existing section" ; and the bill be passed as amended.

On motion of Rep. Bishop to amend **HB 2644**, Rep. Whitmer requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed.

HB 2688 be passed over and retain a place on the calendar.

Committee report recommending a substitute bill to **SB 56** be adopted; and **H Sub for SB 56** be passed.

Committee report to **Sub SB 272** be adopted.

On motion of Rep. Corbet to amend **Sub SB 272**, the motion did not prevail; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2739** be adopted; and **Sub HB 2739** be passed.

Committee report to **SB 348** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Judiciary** recommends **SB 179**, as amended by Senate Committee, be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 179," as follows:

"House Substitute for SENATE BILL NO. 179

By Committee on Judiciary

"AN ACT concerning children and minors; relating to crisis intervention; creating juvenile crisis intervention centers; amending K.S.A. 2017 Supp. 38-2231, 38-2232, 38-2242, 38-2243, 38-2330 and 75-52,164 and repealing the existing sections."; and the substitute bill be passed.

(**H Sub for SB 179** was thereupon introduced and read by title.)

Committee on **Judiciary** recommends **SB 199**, as amended by Senate Committee, be amended on page 3, in line 10, after "(B)" by inserting "The amount of a supersedeas bond shall not exceed \$25,000,000, regardless of the full amount of the judgment.

(C)";

In line 11, by striking "subparagraph (A)(i) or (A)(ii)" and inserting "paragraph (A) or (B)"; also in line 11, after the stricken colon, by inserting a colon; in line 12, before the first "the", by inserting "(i)"; in line 18, after the stricken material, by inserting "; or"; in line 22, before the period, by inserting:

"(ii) the court makes a finding on the record that the appellant bringing the appeal is likely to disburse assets reasonably necessary to satisfy the judgment, and in such event, the court may increase the amount of such bond required not to exceed the full amount of the judgment";

In line 23, by striking all after "(C)"; by striking all in lines 24 through 32; in line 33, by striking "(D)";

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

On page 4, in line 28, by striking "Kansas register" and inserting "statute book"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 374**, as amended by Senate Committee, be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 374," as follows:

"House Substitute for SENATE BILL NO. 374

By Committee on Judiciary

"AN ACT concerning driving under the influence; relating to testing; administrative penalties; crimes, punishment and criminal procedure; amending K.S.A. 2017 Supp. 8-235, 8-241, 8-262, 8-285, 8-2,142, 8-2,144, 8-1001, 8-1008, 8-1013, 8-1014, 8-1501, 8-1567, 12-4106, 12-4120, 12-4413, 12-4414, 12-4415, 12-4416, 12-4516, 12-4517, 21-5203, 21-6604, 21-6614, 21-6804, 21-6811, 22-2802, 22-2908, 22-2909, 22-2910, 22-3716, 22-4704, 60-427 and 74-2012 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 8-1025 and 12-4516f."; and the substitute bill be passed.

(**H Sub for SB 374** was thereupon introduced and read by title.)

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6055**—

By Representatives Gallagher, Baker, Bishop, Blex, Carlin, Clayton, Curtis, Dietrich, Ellis, Finney, Garber, Good, Horn, Jennings, Kessinger, Lusk, Markley, Mastroni, Neighbor, Ohaebosim, Orr, Ousley, Patton, Phelps, Resman and Sloan

HR 6055—A RESOLUTION urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.

A RESOLUTION urging the small business community in Kansas to assist in developing a model for saving for retirement that is accessible to working Kansans.

WHEREAS, Nearly 45% of working-age households in the United States do not own any retirement assets; and

WHEREAS, Among those who do save for retirement in Kansas, the average 401(k) balance is only about \$23,000; and

WHEREAS, More than 420,000 Kansans do not have a way to save for retirement at work, leaving them more likely to rely on social security as their only source of retirement income; and

WHEREAS, The average monthly social security benefit in Kansas is \$1,281; and

WHEREAS, 47.9% of Kansans rely on social security for 50% or more of their retirement income; and

WHEREAS, In Kansas, 47% of the state's population would have an income below the poverty line without social security; and

WHEREAS, Nationwide, only 55% of private sector workers have access to a

retirement plan at work; and

WHEREAS, In Kansas, 42% of private sector employees, including workers at all income levels and all levels of education, do not have access to a payroll deduction retirement plan; and

WHEREAS, In Kansas, only 20% of those who work for small businesses, meaning businesses with fewer than 10 employees, have access to a retirement plan at work; and

WHEREAS, Research shows that offering a person a way to save for retirement through their job dramatically increases their ability to save, and workers are 20 times more likely to save for retirement if they can do so automatically out of their paycheck; and

WHEREAS, Only 5% of people without access to a payroll deduction plan at work will establish a retirement savings plan strategy on their own; and

WHEREAS, AARP Kansas' data shows that, regardless of political affiliation, 68% of those surveyed believe that the state should do more to encourage retirement savings; and

WHEREAS, Half of all households are at risk of financial insecurity in retirement causing taxpayers to shoulder the burden of ensuring that retirees have their basic needs met through social safety net programs; and

WHEREAS, Kansas could save \$51.7 million on public assistance programs between 2018 and 2032 if lower-income retirees save enough to increase their retirement income by \$1,000 more per year; and

WHEREAS, Making it easier for small businesses to offer a retirement plan to their workers and making it easier for employees to save their own money for retirement should be a high priority for policymakers; and

WHEREAS, It is in the best interest of Kansas small business employees, Kansas small business owners, taxpayers and for the state of Kansas to take action to enable Kansans to prepare for their futures and allow them to be self-sufficient in retirement, rather than depend on government services: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we encourage Kansans to prepare for retirement in a financially secure manner, to develop a retirement plan individually or through the workplace and to support state leaders in taking any and all measures necessary to make this an obtainable goal; and

Be it further resolved: That we urge Kansas' small business community and employees to join with the Legislature and the State Treasurer to assist in developing a model for saving for retirement through the workplace that is accessible to working Kansans; and

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

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Ward to replace Rep. Winn on Committee on K-12 Education Budget on March 26, 2018.

REPORT ON ENGROSSED BILLS

Sub HB 2427 reported correctly engrossed March 23, 2018.

REPORT ON ENROLLED BILLS

HB 2541, HB 2558, HB 2608, HB 2619, HB 2650, HB 2691 reported correctly enrolled, properly signed and presented to the Governor on March 26, 2018.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Tuesday, March 27, 2018.

Journal of the House

FIFTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, March 27, 2018, 10:00 a.m.

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

The roll was called with 124 members present.

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

Prayer by guest chaplain, Dr. Cynthia Wolford, Senior Pastor, Greater Faith Christian Church, Wichita and guest of Rep. Finney.

Our gracious Heavenly Father. We thank You for the blessing of a brand new day. We dare not take for granted this gift and honor to serve Your people, just as You came not to be served, but to serve.

Bless now these, Your public servants, with wisdom from above and a true commitment to fight for the issues and concerns of the constituents for which they were elected to serve.

As we reflect upon Your service this Holy Week and as we remember Your journey to Calvary's cross, may we never forget the price you paid for all of mankind. Our hearts rejoice at Your blessed resurrection and we declare with contrite hearts, this You do to the least of these, You have done it unto me.

Be pleased with our efforts this day, we pray. Amen.

The Pledge of Allegiance was led by Rep. Kelly.

INTRODUCTION OF GUESTS

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

Good morning colleagues. I rise on this point of personal privilege to celebrate the Benevolent and Protective Order of Elks Clubs 150th Anniversary. I am honored in District 63 to have the 2nd oldest lodge in the state of Kansas, B.P.O.E. Lodge #647. Our lodge in Atchison boasts a membership of over 300 members.

The four cornerstones of our lodge are Charity, Justice, Brotherly Love and Fidelity. And my local lodge lives these cornerstones throughout the year. I'm proud to report that our local Elks Lodge has raised over 3.5 million dollars of cumulative philanthropy through the annual Hoop Shoot, Soccer Shoot, Drug Awareness Program, Christmas

Baskets, Local Scholarships and many Veteran's Services.

And in addition, I'm so happy to announce to the body that my Atchison Lodge will have the first female President ever of the Kansas State Elks Organization in June—Deborah Betts, who is with me here at the well. Also joining me here at the well are the officers and trustees of Lodge #647 Atchison: Deborah Betts, Ron Keller, Larry Beeson, Dave Butler, Katherine Kohler, Steve Betts, Diana Servaes, Dan Senecal and former Kansas House Representative, Aldie Ensminger.

So, colleagues, for the great works and community support provided by our local Elks Clubs and the special recognition for Lodge #647 in Atchison, please join me in congratulating them here today.

Rep. Eplee presented his guests with a framed House certificate.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2790.**

Federal and State Affairs: **HB 2792.**

K-12 Education Budget: **HB 2791.**

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Finney, **HR 6056**, by Reps. Finney and Elliott, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6056**—

By Reps. Finney and Elliott

HR 6056—A RESOLUTION celebrating the 100th anniversary of the completion of Frank Lloyd Wright's Allen House.

WHEREAS, The Allen House was completed in 1918 by world-renowned architect Frank Lloyd Wright for newspaper editor, U.S. Senator and Kansas governor Henry J. Allen and his wife, Elsie; and

WHEREAS, The Allen House is known as the last "prairie house" designed by Wright and was considered by Wright to be among his best designs; and

WHEREAS, The Allen House exemplifies Wright's philosophy of living in harmony with nature, and architectural writers who have visited the house consider its living room to be "one of the great rooms of the 20th Century"; and

WHEREAS, The Allen House is maintained by the Allen House Foundation, a nonprofit organization, with the goal of restoring and conserving the house through its adaptive use as a house museum and study center; and

WHEREAS, The Allen House has been a culturally significant attraction in the Wichita area for the past century, and with help from the Allen House Foundation, will continue to have a lasting impact on visitors for years to come: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we celebrate the 100th anniversary of the completion of Frank Lloyd Wright's Allen House and commend the Allen House Foundation for maintaining this important landmark for Kansas; and

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

INTRODUCTION OF GUESTS

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

Today Representative Elliott and I would like to formally recognize and celebrate the 100th Anniversary of The Henry J. Allen house located at 255 N. Roosevelt in Wichita.

Famous American architect, Frank Lloyd Wright (1867-1959), was commissioned to design the home in 1915 and the house was occupied by early 1918 by Henry and Elsie Allen. Henry Allen, owner and publisher of the Wichita Beacon at the time, now called the Wichita Eagle Newspaper, was Kansas' 21st Governor from (1919-23) and a U.S. Senator from (1929-30).

The Allen House is one of only two Frank Lloyd Wright-designed buildings in Kansas. The other is Wichita State University's Corbin Education Center. Wright designed the house while working on the Imperial Hotel in Tokyo and the square structure, with its enclosed lily pool and garden, has a notably Japanese aesthetic. It is one of the last "Prairie Style" homes built by Wright and is considered one of his finest designs because of its angles, colors, leaded glass, light fixtures and custom furnishings.

Reportedly, the house was designed and built for \$29,000. The Allen House is now priceless as a piece of Wichita's heritage, and a magnet for Wright aficionados from around the world. It is currently run by the Allen House Foundation as a museum under the stewardship of the Wichita Center for the Arts. The house was listed on the National Register of Historic Places on March 7, 1973.

For those of you who may be interested in seeing or learning more about this architectural treasure, it is open for tours or you can visit their website at www.flwrightwichita.org for more information.

Accepting this recognition today for the Allen House Foundation are Mr. Howard Ellington, Executive Director and Restoration Architect; and Ms. Amy Reep, Operations Manager.

Please join us in recognizing the 100th Anniversary of the Henry J. Allen House.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Aurand, the House nonconcurrred in Senate amendments to **HB 2542** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Aurand, Dierks and Winn as conferees on the part of the House.

On motion of Rep. Finch, the House nonconcurrred in Senate amendments to **HB 2571** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Finch, the House nonconcurrred in Senate amendments to **HB 2579** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Kelly in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that committee report recommending a substitute bill to **SB 391** be adopted; and **H Sub for SB 391** be passed.

Committee report recommending a substitute bill to **HB 2398** be adopted; and **Sub HB 2398** be passed.

Committee report to **HB 2773** be adopted.

Also, roll call was demanded on motion of Rep. Clayton to amend **HB 2773**, on page 5, in line 19, by striking all after "on"; in line 20, by striking all before the first "any"; also in line 20, by striking "other"; in line 22, by striking all after "on"; in line 23, by striking all before "the"

On roll call, the vote was: Yeas 49; Nays 75; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Ballard, Becker, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Cox, Crum, S., Curtis, Dietrich, Finney, Gallagher, Gartner, Good, Henderson, Highberger, Hodge, Holscher, Horn, Karleskint, Kessinger, Koesten, Kuether, Lewis, Lusk, Markley, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Probst, Rafie, Rooker, Ruiz, Sloan, Stogsdill, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, E. Davis, Deere, Delperdang, Dierks, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Frownfelter, Garber, Hawkins, Helgerson, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Landwehr, Lusker, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, Pittman, R. Powell, Proehl, Rahjes, Ralph, Resman, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Schwab.

The motion of Rep. Clayton to amend did not prevail.

Also, on motion of Rep. Helgerson to amend **HB 2773**, on page 5, following line 37, by inserting:

"Sec. 9. (a) There is hereby imposed a firearm and ammunition fee on the retail sale of firearms and ammunition in the following amounts:

- (1) \$1 for each firearm; and
- (2) \$.01 for each round of ammunition.

(b) The fee imposed by this section shall be collected by the seller from the consumer with respect to each retail transaction occurring in this state. The amount of the fee shall be either separately stated on an invoice, receipt or other similar documentation that is provided to the consumer by the seller, or otherwise disclosed to

the consumer.

(c) For purposes of subsection (b), a retail transaction that is conducted in person by a consumer in a business location of the seller shall be treated as occurring in this state if that business location is in this state, and any other retail transaction shall be treated as occurring in this state if the retail transaction is treated as occurring in this state for the purposes of K.S.A. 79-3673(c)(3), and amendments thereto.

(d) The fee imposed by this section is the liability of the consumer and not of the seller, except that the seller shall be liable to remit all firearm and ammunition fees that the seller collects from consumers pursuant to this section, including all such fees that the seller is deemed to collect where the amount of the charge has not been separately stated in an invoice, receipt or other similar document provided to the consumer by the seller.

(e) All fees collected pursuant to this section shall be remitted to the secretary of revenue. The secretary shall remit all 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 school safety and security grant fund.";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after "education" by inserting "; imposing a fee on sales of certain firearms and ammunition, depositing amounts in the school safety and security grant fund" ;Rep. Williams requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

Roll call was demanded on motion of Rep. Helgerson to amend.

On roll call, the vote was: Yeas 35; Nays 88; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcala, Ballard, Bishop, Carlin, Carmichael, Clayton, Crum, S., Curtis, Finney, Gartner, Good, Helgerson, Henderson, Highberger, Holscher, Horn, Kuether, Lusk, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Probst, Rooker, Ruiz, Sloan, Stogsdill, Trimmer, Victors, Ward, Weigel, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, Burroughs, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, E. Davis, Deere, Delderang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Frownfelter, Gallagher, Garber, Hawkins, Hibbard, Highland, Hineman, Hodge, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Lewis, Lusker, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whipple, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Landwehr, Schwab.

The motion of Rep. Helgerson to amend **HB 2773** did not prevail.

Also, on motion of Rep. Parker to amend **HB 2773**, Rep. Whitmer requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

Also, Rep. Whitmer further requested the Parker amendment be divided. The Parker amendment was divided into two parts.

Also, roll call was demanded on Part A of the motion of Rep. Parker to amend **HB 2773**, on page 1, in line 8, before "Section" by inserting "New"; in line 11, by adding \$100,000 to the dollar amount and by adjusting the dollar amount in line 11 accordingly; in line 17, after "plans" by inserting "; *Provided further*, during the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated for the operating expenditures (including official hospitality) account, expenditures shall be made by the above agency in an amount not to exceed \$100,000 to conduct surveys and collect data from school districts on measures that would help ensure the safety and security of public schools"; in line 29, before "Sec." by inserting "New"; in line 32, before "Sec." by inserting "New";

On page 2, in line 28, before "Sec." by inserting "New";

On page 3, in line 42, before "Sec." by inserting "New";

On page 4, in line 20, before "Sec." by inserting "New";

On page 5, in line 12, before "Sec." by inserting "New"; in line 35, before "Sec." by inserting "New";

On roll call, the vote was: Yeas 50; Nays 72; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcala, Ballard, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Dierks, Finney, Frownfelter, Gallagher, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Judd-Jenkins, Kessinger, Koesten, Kuether, Lusk, Lusker, Markley, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Rooker, Ruiz, Sawyer, Stogsdill, S. Swanson, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Aramberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, E. Davis, Delperdang, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jennings, Johnson, K. Jones, Karleskint, Kelly, Landwehr, Lewis, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Cox, Jacobs, Schwab.

The motion of Rep. Parker, Part A, to amend did not prevail.

Also, roll call was demanded on Part B of the motion of Rep. Parker to amend **HB 2773**, on page 5, following line 37, by inserting:

"Sec. 9. K.S.A. 2017 Supp. 75-7c10 is hereby amended to read as follows: 75-7c10. Subject to the provisions of K.S.A. 2017 Supp. 75-7c20, and amendments thereto:

(a) The carrying of a concealed handgun shall not be prohibited in any building unless such building is conspicuously posted in accordance with rules and regulations adopted by the attorney general.

(b) Nothing in this act shall be construed to prevent any private employer from restricting or prohibiting by personnel policies persons from carrying a concealed handgun while on the premises of the employer's business or while engaged in the duties of the person's employment by the employer, except that no employer may

prohibit possession of a handgun in a private means of conveyance, even if parked on the employer's premises.

(c) (1) Any private entity which provides adequate security measures in a private building and which conspicuously posts signage in accordance with this section prohibiting the carrying of a concealed handgun in such building shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(2) Any private entity which does not provide adequate security measures in a private building and which allows the carrying of a concealed handgun shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(3) Nothing in this act shall be deemed to increase the liability of any private entity where liability would have existed under the personal and family protection act prior to the effective date of this act.

(d) The governing body or the chief administrative officer, if no governing body exists, of any of the following institutions may permit any employee, who is legally qualified, to carry a concealed handgun in any building of such institution, if the employee meets such institution's own policy requirements regardless of whether such building is conspicuously posted in accordance with the provisions of this section:

- (1) ~~A unified school district;~~
- (2) a postsecondary educational institution, as defined in K.S.A. 74-3201b, and amendments thereto;
- (3) ~~(2)~~ a state or municipal-owned medical care facility, as defined in K.S.A. 65-425, and amendments thereto;
- (4) ~~(3)~~ a state or municipal-owned adult care home, as defined in K.S.A. 39-923, and amendments thereto;
- (5) ~~(4)~~ a community mental health center organized pursuant to K.S.A. 19-4001 et seq., and amendments thereto; or
- (6) ~~(5)~~ an indigent health care clinic, as defined by K.S.A. 2017 Supp. 65-7402, and amendments thereto.

(e) No public employer shall restrict or otherwise prohibit by personnel policies any employee, who is legally qualified, from carrying any concealed handgun while engaged in the duties of such employee's employment outside of such employer's place of business, including while in a means of conveyance. Public employers shall not be liable for any wrongful or negligent act of an employee carrying a concealed handgun that is not being carried in the course and scope of such employee's employment, concerning acts or omissions regarding such handguns.

(f) (1) It shall be a violation of this section to carry a concealed handgun in violation of any restriction or prohibition allowed by subsection (a) or (b) if the building is posted in accordance with rules and regulations adopted by the attorney general pursuant to subsection (j). Any person who violates this section shall not be subject to a criminal penalty but may be subject to denial to such premises or removal from such premises.

(2) Notwithstanding the provisions of subsection (a) or (b), it is not a violation of this section for the United States attorney for the district of Kansas, the attorney general, any district attorney or county attorney, any assistant United States attorney if authorized by the United States attorney for the district of Kansas, any assistant attorney

general if authorized by the attorney general, or any assistant district attorney or assistant county attorney if authorized by the district attorney or county attorney by whom such assistant is employed, to possess a handgun within any of the buildings described in subsection (a) or (b), subject to any restrictions or prohibitions imposed in any courtroom by the chief judge of the judicial district.

(3) Notwithstanding the provisions of subsection (a) or (b), it is not a violation of this section for a law enforcement officer, as that term is defined in K.S.A. 2017 Supp. 75-7c22, and amendments thereto, who satisfies the requirements of either K.S.A. 2017 Supp. 75-7c22(a) or (b), and amendments thereto, to possess a handgun within any of the buildings described in subsection (a) or (b), subject to any restrictions or prohibitions imposed in any courtroom by the chief judge of the judicial district.

(g) The provisions of this section shall not apply to the carrying of a concealed handgun in the state capitol.

(h) For the purposes of this section:

(1) "Adequate security measures" shall have the same meaning as the term is defined in K.S.A. 2017 Supp. 75-7c20, and amendments thereto;

(2) "building" shall not include any structure, or any area of any structure, designated for the parking of motor vehicles; and

(3) "public employer" means the state and any municipality as those terms are defined in K.S.A. 75-6102, and amendments thereto, except the term "public employer" shall not include school districts.

(i) Nothing in this act shall be construed to authorize the carrying or possession of a handgun where prohibited by federal law.

(j) The attorney general shall adopt rules and regulations prescribing the location, content, size and other characteristics of signs to be posted on a building where carrying a concealed handgun is prohibited pursuant to subsections (a) and (b). Such regulations shall prescribe, at a minimum, that:

(1) The signs be posted at all exterior entrances to the prohibited buildings;

(2) the signs be posted at eye level of adults using the entrance and not more than 12 inches to the right or left of such entrance;

(3) the signs not be obstructed or altered in any way; and

(4) signs which become illegible for any reason be immediately replaced.

Sec. 10. K.S.A. 2017 Supp. 75-7c10 is hereby repealed.;

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after "education" by inserting "; prohibiting carrying concealed handguns in public schools; amending K.S.A. 2017 Supp. 75-7c10 and repealing the existing section"

On roll call, the vote was: Yeas 44; Nays 79; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Baker, Ballard, Becker, Bishop, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Finney, Gallagher, Gartner, Good, Helgeson, Henderson, Highberger, Holscher, Horn, Kessinger, Koesten, Kuether, Lusk, Markley, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Probst, Ruiz, Schreiber, Sloan, Stogsdill, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Barker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, E. Davis, Delpendang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Frownfelter, Garber,

Hawkins, Hibbard, Highland, Hineman, Hodge, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Landwehr, Lewis, Lusker, Mason, Mastroni, Miller, Orr, Osterman, F. Patton, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schroeder, Seiwert, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Cox, Schwab.

The motion of Rep. Parker, Part B, to amend **HB 2773**, did not prevail and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Insurance** recommends **HB 2487** be passed.

MESSAGES FROM THE SENATE

Announcing passage of **SB 301, SB 419, SB 449**.

Announcing passage of **HB 2129**, as amended by **Senate Substitute for HB 2129, HB 2184** as amended by **Senate Substitute for HB 2184, HB 2600** as amended by **Senate Substitute for HB 2600**.

Announcing passage of **HB 2444**, as amended, **HB 2511**, as amended, **Sub HB 2556**, as amended, **HB 2590**, as amended, **HB 2597**, as amended, **HB 2599**, as amended, **HB 2606**, as amended.

Announcing passage of **HB 2472, HB 2501, HB 2524, HB 2580, HB 2581**.

Announcing rejection of **HB 2419**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 301, SB 419, SB 449.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Ralph to replace Rep. Schwab on Committee on K-12 Education Budget on March 27, 2018.

On motion of Rep. Hineman, the House recessed until 2:15 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Kelly in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that **SB 194, SB 311, SB 428** be passed.

Committee report to **SB 263** be adopted; and the bill be passed as amended.

Committee report to **SB 410** be adopted; and the bill be passed as amended.

Committee report to **HB 2753** be adopted and the bill be passed over and retain a place on the calendar.

Committee report to **HB 2676** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **SB 307** be adopted.

On motion of Rep. Whitmer, **H Sub for SB 307** be amended on page 7, in line 24, by striking "a lifeguard" and inserting "an attendant"

Also, on motion of Rep. Pittman to amend **H Sub for SB 307**, the motion did not prevail.

Also, on further motion of Rep. Pittman, be amended on page 1, in line 9, after "No" by inserting "antique amusement ride, "; in line 15, after the third "the" by inserting "antique amusement ride, "; in line 23, after "For" by inserting "antique amusement ride, "; in line 27, after "for" by inserting "antique amusement ride, "; in line 29, after "for" by inserting "antique amusement ride, "; in line 33, after the second "the" by inserting "antique amusement ride, ";

On page 2, in line 1, after "no" by inserting "antique amusement ride, "; in line 3, by striking "a" and inserting "an antique amusement ride, "; in line 6, by striking "a" and inserting "an antique amusement ride, "; in line 18, after ", "" by inserting ""antique amusement ride, ""; in line 23, after the comma by inserting "antique amusement ride, "; in line 27, after the comma by inserting "antique amusement ride, "; in line 38, by striking "a" and inserting "an antique amusement ride, "; in line 42, after the comma by inserting "antique amusement ride, ";

On page 3, in line 28, before "limited-use" by inserting "antique amusement rides;

(E) ";

Also on page 3, in line 38, after "(b)" by inserting ""Antique amusement ride" means an amusement ride, as defined in subsection (a)(1), manufactured prior to January 1, 1930.

(c) ";

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

On page 6, in line 11, after the comma by inserting "antique amusement ride, "; in line 14, after the comma by inserting "antique amusement ride, "; in line 17, after the comma by inserting "antique amusement ride, "; in line 22, after the comma by inserting "antique amusement ride, "; in line 34, after the comma by inserting "antique amusement ride, ";

On page 7, in line 32, after the comma by inserting "antique amusement ride, ";

On page 8, in line 9, after the comma by inserting "antique amusement ride, "; in line 19, after the comma by inserting "antique amusement ride, "; in line 30, after the comma by inserting "antique amusement ride, "; in line 32, after the second comma by inserting "antique amusement ride, "; in line 35, after the comma by inserting "antique amusement ride, ";

On page 9, in line 21, after the comma by inserting "antique amusement ride, "; in line

23, after the comma by inserting "antique amusement ride,"; in line 28, after the comma by inserting "antique amusement ride,";

On page 11, in line 32, after the comma by inserting "antique amusement ride,";

On page 12, in line 3, after the comma by inserting "antique amusement ride,"; in line 11, after the comma by inserting "antique amusement ride,";

On page 13, in line 4, after the comma by inserting "antique amusement ride,";

On page 1, in the title, in line 2, after "to" by inserting "antique amusement ride," ; and **H Sub for SB 307** be passed as amended.

HB 2764, HB 2594 be passed over and retain a place on the calendar.

Committee report to **SB 260** be adopted; and the bill be passed as amended.

Having voted on the prevailing side pursuant to House Rule 2303, Rep. Barker moved that the House reconsider its previous action in adoption of the Committee of the Whole report recommending **HB 2308** favorably for passage and the bill be reconsidered under that order of business, General Orders. The motion prevailed.

Having voted on the prevailing side, pursuant to House Rule 2302, Rep. Barker moved that the House reconsider its previous action of adoption of the amendment offered by Rep. Wheeler. The motion prevailed.

On reconsideration of the Wheeler amendment, the motion failed.

The motion to recommend **HB 2308** for passage was adopted and the bill be passed as amended.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2644, AN ACT concerning state finances; relating to the program service inventory, integrated budget fiscal process, performance-based budgeting system; postsecondary educational institutions; amending K.S.A. 2017 Supp. 75-3718b 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: Alcalá, Alford, Aurand, Baker, Ballard, Becker, Bishop, Blex, Brim, Carlin, Carmichael, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, Deere, Dierks, Elliott, Ellis, Eplee, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Henderson, Hibbard, Highberger, Hineman, Holscher, Horn, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Ralph, Rooker, Ruiz, Sawyer, Schreiber, Schroeder, Sloan, Smith, E., Stogsdill, S. Swanson, Thompson, Trimboli, Trimmer, Victors, Ward, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Burris, Burroughs, B. Carpenter, Claeys, Corbet, E. Davis, Delperdang, Dietrich, Dove, Esau, Garber, Hawkins, Helgerson, Highland, Hodge, Hoffman, Houser, Huebert, Humphries, Jacobs, K. Jones, Landwehr, Mason, Miller, Osterman, R. Powell, Rafie, Rahjes, Resman, Ryckman, Seiwert, Smith, A., Sutton, Tarwater, Thimesch, Vickrey, Weber, C., Whitmer.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed.

Sub HB 2739, AN ACT concerning crimes, punishment and criminal procedure; relating to sex offenses; unlawful sexual relations; law enforcement; lewd and lascivious behavior penalties; amending K.S.A. 2017 Supp. 21-5512 and 21-5513 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Schwab.

The substitute bill passed.

H Sub for SB 56, AN ACT concerning information systems and communications; creating the Kansas cybersecurity act; establishing the Kansas information security office; relating to executive branch agencies; membership of the information technology executive council; amending K.S.A. 2017 Supp. 75-7202 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.
 Absent or not voting: Schwab.
 The substitute bill passed.

Sub SB 272, AN ACT regulating traffic; concerning passing on streets and highways; waste collectors; amending K.S.A. 2017 Supp. 8-2118 and repealing the existing section, 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, Alford, Baker, Ballard, Bergquist, Bishop, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Henderson, Highberger, Highland, Hineman, Hodge, Holscher, Horn, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thompson, Trimboli, Trimmer, Victors, Ward, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Arnberger, Aurand, Awerkamp, Barker, Becker, Blex, Burris, B. Carpenter, Corbet, E. Davis, Dove, Garber, Hawkins, Helgerson, Hibbard, Hoffman, Houser, Huebert, Humphries, Jacobs, K. Jones, Landwehr, Mason, R. Powell, Resman, Thimesch, Vickrey, Waymaster, Weber, C., Whitmer.

Present but not voting: None.
 Absent or not voting: Schwab.
 The bill passed, as amended.

SB 282, AN ACT concerning the uniform controlled substances act; relating to substances included in schedules I, II and III; concerning CBD products; amending K.S.A. 2017 Supp. 21-5701, 65-4101, 65-4105, 65-4107 and 65-4109 and repealing the existing sections, 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K.

Williams, Winn, Wolfe Moore.

Nays: Barker, Highland, Whitmer.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed, as amended.

SB 284, AN ACT concerning financial institutions; updating the Kansas money transmitter act; amending K.S.A. 2017 Supp. 9-512 and 9-513 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 102; Nays 22; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Curtis, E. Davis, Deere, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Victors, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore.

Nays: Barker, Burris, B. Carpenter, Corbet, Crum, S., Delperdang, Garber, Good, Hodge, Houser, Huebert, Jacobs, K. Jones, Kuether, Mason, Miller, Sawyer, Sutton, Trimmer, Ward, Whitmer, Winn.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed, as amended.

SB 348, AN ACT concerning insurance; authorizing electronic delivery as the standard method of delivery for certain health benefit plan documents; amending K.S.A. 2017 Supp. 40-5802, 40-5803 and 40-5804 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli,

Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed, as amended.

SB 386, AN ACT concerning the behavioral sciences regulatory board; relating to professional counselors; licensure; educational requirements; amending K.S.A. 2017 Supp. 65-5804a and 65-5807 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed.

REPORT ON ENGROSSED BILLS

HB 2308, Sub HB 2739 reported correctly engrossed March 26, 2018.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Wednesday, March 28, 2018.

Journal of the House

FIFTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, March 28, 2018, 10:00 a.m.

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

The roll was called with 124 members present.

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

Excused later: Reps. Dietrich, Gallagher and Karleskint.

Present later: Reps. Dietrich, Gallagher and Schwab.

Prayer by Chaplain Brubaker:

Father God,
thank You for blessing us with yet another day.
Help each of us to be good stewards
of the opportunities that come our way today.
As our members in this House
continue with their responsibilities,
help them to look at themselves,
their politics, their priorities and this state's interests
with a new vision in the light of Your Spirit.
Help them to be wise and patient,
seeking not immediate political wins,
but a productive future which will
provide the stability for our great state.
Please send Your Spirit upon them
and imbue them with courage and leadership
that will bring health and vibrancy to our state.
In fulfilling their responsibilities,
provide them with grace to enable them
to be faithful in their duties
and conscious of their obligations,
In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Blex.

INTRODUCTION OF GUESTS

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

Theater has changed since most of us went to school, especially my older colleagues. I had my day on stage, but it was nothing like the performance I went to at my local

Leavenworth High School last fall. I went to a show called Tarzan and the stage set, the sound, the costume design by students, the use of the aisle and other aspects of the theater were amazing – Off-Broadway quality in my estimation.

Today I am proud to sponsor the Educational Theatre and International Thespian Society as we celebrate “Theatre in Our Schools” day at the Capitol. Today we recognize the importance of theatre in our schools and communities and how it impacts lives.

You may wonder why I am the sponsor. Well, a student from Leavenworth High School served as only one of 6 International Thespian Officers last year and I have one of the most dynamic theater program organizers in the state, Ms. Jennifer Morgan. More importantly, across the state, Kansas Thespians maintains 98 active Thespian or Junior Thespian troupes with over 2900 active Junior High and High School Thespian members.

The Kansas Thespians group has become a leader for theatre in our schools across the nation, leading the way in excellence. We recognize today that Kansas Thespians Society has been recognized as a Gold Honor Chapter by The Educational Theatre Association 2017. AND perhaps more remarkable is that Kansas high schools have garnered four of only 11 spots among all other states to perform at The International Thespian Festival this summer.

Not only do we look at our particular excellence in drama, but we take the time to recognize the benefits of theater as an important part of our Kansas curriculum. Students who took four years of classes in the arts scored an average of 92 points higher on their SATs to those that took a year or less. They learn so much about the skills in our Kansas Can initiative around socializing, team work, and other life skills outside of traditional academic curriculum.

With that, in honor of today's “Theatre in our Schools Day” at the Capitol, students from all around Kansas are here today.

In the gallery, we have students from the following High Schools: Leavenworth, Eisenhower, Hayden, Goddard, Olathe South, Olathe North, Salina, Topeka High, Topeka West, Valley Center, and Wichita West.

On the floor with me today, are the Kansas State Thespian State Officers, members of the State Steering Committee and other Thespians.

Emily Martin (Olathe North), Anna Hastings (Olathe South), Audrey Burgoon (Salina), Thomas Yambo-Rios (Leavenworth), Jared Miller (Wichita West), Jayden Wills (Wichita West), Faith Lopez (Leavenworth), Analisa Chavez-Munoz (Hayden), Kat Bacon (Goddard) and Isabel Lazos (Valley Center), Amberly Nash (Goddard), Dominic Santiago (Valley Center), Caleb Rose (Valley Center),

Others in attendance: Chad Nulik from Salina – Kansas Thespians Chapter Director and Jennifer Morgan Beuchat from Leavenworth – Kansas Thespian State Board Public Relations. Let's give these students here and in the gallery and across Kansas a big round of applause.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **SB 301**.

Taxation: **SB 419, SB 449**.

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2542** and has appointed Senators Baumgardner, Alley and Hensley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2571** and has appointed Senators Wilborn, Baumgardner and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2579** and has appointed Senators Wilborn, Baumgardner and Haley as conferees on the part of the Senate.

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. Gallagher, **HR 6055**, A RESOLUTION urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans, was adopted.

The following remarks of Rep. Gallagher are spread upon the Journal:

HR 6055 is a resolution urging the small business community in Kansas to assist in developing a model for saving for retirement that is accessible to working Kansans.

This resolution was requested by AARP Kansas. The AARP Public Policy Institute has provided the following statistics regarding Kansans and their access to retirement savings plans and their preparedness for retirement.

Access to an employer-based retirement plan is critical for building financial security later in life. Yet, about 42 percent of Kansas' private sector employees – roughly 423,000 – work for an employer that does not offer a retirement plan. Significant numbers of workers at all levels of earnings and education do not have the ability to use payroll deductions to save for retirement.

Small-business employees are less likely to have a retirement plan. Workers in Kansas businesses with fewer than 100 employees are much less likely to have access to a plan (64 percent without access) than workers in larger businesses (28 percent without access). And, only 20 percent of those who work for businesses with fewer than 10 employees have access to a retirement plan at work.

Workers at all education levels do not have a plan. About 68 percent of workers who did not have a high school degree did not have an employer-provided retirement plan – a much higher percentage than workers with some college (45 percent) or a bachelor's degree or higher (29 percent).

Workers at all earnings levels do not have a plan. More than 338,000 Kansas employees with annual earnings of \$40,000 or less did not have access to a workplace plan. These workers represent about 80 percent of the 423,000 employees without an employer-provided retirement plan.

Access to a plan differs substantially by race and ethnicity. About 56 percent of Hispanic workers and about 45 percent of African Americans lacked access to an employer-provided retirement plan.

Social Security is essential to retirement security, but its average retirement benefit in Kansas is only \$1,281 a month. And, 47.9% of Kansans rely on Social Security for 50 percent or more of their retirement income.

Nearly 45 percent of working-age households in the United States do not own any retirement assets, and among those who do save for retirement in Kansas, the average 401(k) balance is only about \$23,000.

Research shows that offering a person a way to save for retirement through their job dramatically increases their ability to save, and workers are 20 times more likely to save for retirement if they can do so automatically out of their paycheck.

Access to payroll deduction retirement savings plans allows individuals to build their own economic security. Such plans help workers achieve economic security through their own efforts. Greater access could also help improve economic mobility and reduce wealth disparity.

AARP Kansas' data show that, regardless of political affiliation, 68% of those surveyed believe that the state should do more to encourage retirement savings. Half of all households are at risk of financial insecurity in retirement, causing taxpayers to shoulder the burden of ensuring that retirees have their basic needs met through social safety net programs. Kansas could save \$51.7 million on public assistance programs between 2018 and 2032 if lower-income retirees save enough to increase their retirement income by \$1,000 more per year.

Making it easier for small businesses to offer a retirement plan to their workers and making it easier for employees to save their own money for retirement should be a high priority for policymakers. It is in the best interest of Kansas small business employees, Kansas small business owners, taxpayers and for the state of Kansas to take action to enable Kansans to prepare for their futures and allow them to be self-sufficient in retirement, rather than depend on government services.

HR 6055 resolves that the Kansas House of Representatives encourage Kansans to prepare for retirement in a financially secure manner, to develop a retirement plan individually or through the workplace and to support state leaders in taking any and all measures necessary to make this an obtainable goal.

HR 6055 further resolves that we urge Kansas' small business community and employees to join with the Legislature and the State Treasurer to assist in developing a model for saving for retirement through the workplace that is accessible to working Kansans.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Ohaebosim, **HR 6057**, by Reps. Ohaebosim and Finney, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6057**—

Reps. Ohaebosim and Finney

HR 6057—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, 58% of Caucasian, 80% of Hispanic and 85% of African-American fourth graders in Kansas scored below the "proficient" reading level in a 2015 study

conducted by the National Assessment for Educational Progress (NAEP); and

WHEREAS, Many underserved populations in Kansas are lacking the quality literacy skills essential for future success in school and life; and

WHEREAS, The 2015 NAEP study also shows that the gap in proficiency between low-income and high-income Kansas students grew from 24% to 32% over the last 10 years; and

WHEREAS, Storytime Village, Inc., under the leadership of Director Prisca Barnes, has been working since 2009 to help Kansas children, beginning at birth through age eight, thrive in partnerships that provide early childhood development, family engagement involving reading and access to books; and

WHEREAS, With the support of parents and the help of many dedicated volunteers, Storytime Village, Inc. inspires children, regardless of their socio-economic background, race or gender, to read by providing them free books and literacy resources; and

WHEREAS, March 28, 2018, is marked as Literacy Day at the Capitol, which will focus on addressing the literacy gap in Kansas by mobilizing high school students to raise their voices through meetings with legislators, panel discussions and an advocacy workshop with the theme: "Why Reading Matters": 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 five enrolled copies of this resolution to Representative Ohaebosim.

INTRODUCTION OF GUESTS

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

This year marks Storytime Village's fourth annual Literacy Day at the Capitol. The event is sponsored by the Kansas African American Affairs Commission and Butler Community College. Joining Storytime Village for this impactful day are high school students from throughout the state, including Literacy Champions from the Independent School and students from East High School in Wichita, KS. The East High School choir will be featured during the Literacy Champions Luncheon at noon.

The theme for Literacy Day at the Capitol is "Why Reading Matters." It will address the 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 panel discussions, workshops and the opportunity to network and discuss these important issues with state leaders. A Kansas youth will be named the "Outstanding Youth Literacy Advocate" during our Literacy Champions Luncheon.

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

HB 2308, AN ACT concerning suicide evaluation upon admission to certain treatment facilities, 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, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed, as amended.

Sub HB 2398, AN ACT concerning traffic-control devices; relating to the maintenance thereof, counties and townships; amending K.S.A. 2017 Supp. 8-2005 and 68-526 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, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Schwab.

The substitute bill passed.

HB 2676, AN ACT concerning the developmental disabilities reform act; failure of community service providers to comply with requirements, standards or laws, 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafe, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed, as amended.

HB 2773, AN ACT concerning school districts; creating the Kansas safe and secure schools act; creating the school safety and security grant fund; making and concerning appropriations for the fiscal year ending June 30, 2019, for the department of education, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafe, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Burris, Garber, Henderson, Kuether, Winn.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: We vote yes on **HB 2773** even though we completely oppose the inclusion of the “Eddie the Eagle” advertisement for the NRA. The NRA program can be chosen by a school board if they so elect. It should not be given specific reference in this bill over any other gun safety program. We also have concerns that we take time away from curriculum areas such as reading, math, science, or history to include instruction on a topic that can be easily accessed in other forums outside of our public schools. – JERRY STOGSDILL, DENNIS “BOOG” HIGHBERGER, BRETT PARKER, KC OHAEBOSIM, ELIZABETH BISHOP, JARROD OUSLEY, EILEEN HORN, SYDNEY CARLIN, BARBARA BALLARD, NANCY LUSK, CINDY NEIGHBOR, JASON PROBST, STEVE CRUM, VIRGIL WEIGEL, GAIL FINNEY, VIC MILLER, CINDY HOLSCHER, KATHY WOLF MOORE, MONICA MURNAN, BRODERICK HENDERSON, JOHN ALCALA, JOHN CARMICHAEL, JIM GARTNER

MR. SPEAKER: I voted “YES” to **HB 2773**. This bill requires the State Board of Education to develop and adopt statewide Standards for school safety and security plans for each school district. This includes evaluation of the building's infrastructure and attendance centers for compliance with the standards. **HB 2773** also includes training of school district employees on school safety and security policies and procedures and conducting of student drills on emergency situations. This is not the overall answer to school security measures. But, is a good first step in providing a safe and secure learning environment for Kansas Schools. – LEO DELPERDANG, DANIEL HAWKINS

MR. SPEAKER: I vote “NAY” on **HB 2773**. Since 2013, a Kansas “unified school district..... may permit any employee..... to carry a concealed handgun in any [of its] building[s].” This and the possibility that a school district employee could be carrying a concealed firearm arguably deters, or could deter, a mass shooting. Further, an armed employee could stymie a mass shooting. Additionally, **HB 2773** impinges on a school district's ability to, based on local circumstances and with assistance from local law enforcement, better secure its facilities. Since after April 20, 1999, this could and should have been done. Thank you, Mr. Speaker. – JESSE BURRIS, RANDY GARBER

SB 194, AN ACT concerning water; relating to groundwater management districts; user charges; amending K.S.A. 2017 Supp. 82a-1030 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: Alcala, Alford, Arnberger, Aurand, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Claeyes, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint,

Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Awerkamp, Bergquist, Burris, B. Carpenter, Corbet, Garber, Huebert, Jacobs, K. Jones, Landwehr, Mason, Osterman, R. Powell, Seiwert, Sutton, Tarwater, Thimesch, Whitmer.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed.

SB 260, AN ACT concerning audits of state agencies; financial-compliance audits; Kansas lottery security audit; selection of auditor, contracts with; creating the Kansas lottery audit contract committee and the department of administration audit contract committee; creating the department of administration audit services fund; amending K.S.A. 46-1108, 46-1112, 46-1115, 46-1116, 46-1122, 46-1123, 46-1125, 46-1126, 46-1127 and 74-2424 and K.S.A. 2017 Supp. 39-709b, 46-1106, 46-1114, 46-1118, 46-1128, 46-1135, 74-4921, 75-5133 and 79-3234 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 46-1121 and 46-1134, 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed, as amended.

SB 263, AN ACT concerning industrial hemp; enacting the alternative crop research act; excluding industrial hemp from definition of marijuana and cannabinoids; amending K.S.A. 2017 Supp. 21-5701, 21-5702, 65-4101 and 65-4105 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: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Ellis.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed, as amended.

H Sub for SB 307, AN ACT concerning amusement rides; relating to the Kansas amusement ride act; relating to antique amusement ride, limited-use amusement rides and registered agritourism activities; amending K.S.A. 2017 Supp. 40-4801, 40-4802, 44-1601, 44-1602, 44-1603, 44-1605, 44-1605, 44-1606, 44-1607, 44-1608, 44-1609, 44-1610, 44-1611, 44-1612, 44-1613, 44-1614, 44-1616, 44-1617, 44-1618 and 44-1619 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 113; Nays 11; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Carpenter, Clark, Clayton, Concannon, Corbet, Crum, Curtis, Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, A. Smith, Stogsdill, Sutton, Swanson, Thimesch, Thompson, Trimboli, Trimmer, Victors, Ward, Waymaster, Weber, Weigel, Wheeler, Whipple, Whitmer, Williams, Winn, Wolfe Moore.

Nays: Burris, Claeys, Cox, Jacobs, Jones, Mason, Powell, Ryckman, E. Smith, Tarwater, Vickrey.

Present but not voting: None.

Absent or not voting: Schwab.

The substitute bill passed, as amended.

SB 311, AN ACT concerning reports of abuse; relating to abuse, neglect or exploitation of certain adults; emergency medical services personnel; amending K.S.A.

2017 Supp. 39-1402 and 39-1431 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed.

H Sub for SB 391, AN ACT concerning roads and highways; establishing the joint legislative transportation vision task force; relating to the evaluation of the state highway fund and the state highway transportation system; report to the legislature, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Burris.

Present but not voting: None.

Absent or not voting: Schwab.

The substitute bill passed.

SB 410, AN ACT concerning insurance; relating to captive insurance companies; providing for association captive insurance companies, branch captive insurance companies and special purpose insurance captives; rules and regulations; amending K.S.A. 40-4301, 40-4302, 40-4303, 40-4304, 40-4306, 40-4307, 40-4308, 40-4309, 40-4310, 40-4311, 40-4313, 40-4314, 40-4317 and 40-4318 and repealing the existing sections; also repealing K.S.A. 40-4305 and 40-4316, was considered on final action.

On roll call, the vote was: Yeas 109; Nays 15; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Ousley, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Burris, B. Carpenter, Garber, Good, Hodge, Jacobs, K. Jones, Landwehr, Mason, Miller, Osterman, Parker, Pittman, Probst, Whitmer.

Present but not voting: None.

Absent or not voting: Schwab.

The bill passed, as amended.

SB 428, AN ACT concerning the department of health and environment; relating to regulation of child care facilities; exemption from certain licensure and inspection requirements; amending K.S.A. 65-527 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.
 Absent or not voting: Schwab.
 The bill passed.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Claeys in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that **SB 279** be passed.

On motion of Rep. Jennings, **SB 328** be amended on page 1, following line 35, by inserting:

"Sec. 2. (a) On January 1, 2019, the department of corrections shall be an eligible employer as defined in K.S.A. 74-4952, and amendments thereto, and shall affiliate on January 1, 2019, with the Kansas police and firemen's retirement system established under K.S.A. 74-4951 et seq., and amendments thereto.

(b) 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. Upon affiliation, the department of corrections shall pay to the system a sum sufficient to satisfy such obligations as certified by the board.

(c) The determination of retirement, death or disability benefits shall be computed upon the basis of credited service, as used in K.S.A. 74-4951 et seq., and amendments thereto, but shall include only participating service with the department of corrections, commencing on and after the effective date of affiliation by the department of corrections with the Kansas police and firemen's retirement system.

(d) Any rights or benefits accruing to any security officer employed by the department of corrections 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 security officer 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. Notwithstanding any provision of K.S.A. 74-4901 et seq., and amendments thereto, to the contrary, if a security officer has a vested retirement benefit pursuant to K.S.A. 74-4963, and amendments thereto, and a vested retirement benefit pursuant to K.S.A. 74-4917, and amendments thereto, and retires on or after such security officer's normal retirement date under K.S.A. 74-4957a, and amendments thereto, then such security officer shall also be deemed to have retired for the purposes of K.S.A. 74-4901 et seq., and amendments thereto, and shall be eligible for such vested retirement benefit pursuant to K.S.A. 74-4917, and amendments thereto.

(e) Every person who is employed as a security officer on or after the entry date of the department of corrections into the Kansas police and firemen's retirement system

shall become a member of the Kansas police and firemen's retirement system.

(f) Except as otherwise provided by this act, any security officer employed by the department of corrections who becomes a member of the Kansas police and firemen's retirement system shall be subject to all the provisions of K.S.A. 74-4951 through 74-4970, and amendments thereto.

(g) Beginning with the first payment of compensation for services of a security officer 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) As used in this section, "security officer" means any person, as certified to the board by the secretary of corrections, who is employed on or after the effective date of this act as an employee of the department of corrections:

(1) Who is in any position in a job class in the corrections officer or juvenile services corrections officer class series, including, but not limited to, corrections officer I (A), corrections officer I (B), corrections officer II, corrections supervisor I, corrections supervisor II, corrections supervisor III, corrections counselor I, corrections counselor II, unit team supervisor, corrections classification administrator, juvenile corrections officer I (A), juvenile corrections officer I (B), captain, major, juvenile corrections officer II, juvenile corrections officer III, special investigator II, unit team manager, chief of security, EAI investigator or EAI investigator supervisor job class, as all such job classes are described on January 1, 2019, in the state job classification plan in effect for the classified service under the Kansas civil service act or who is in a position in any successor job class or classes that have been approved under K.S.A. 75-2938, and amendments thereto, and who have substantially the same duties and responsibilities thereof;

(2) who is promoted prior to or on or after January 1, 2019, from a position in any job class under paragraph (1) to any position in any job class of warden or deputy warden of any correctional institution, training program manager, training technician, superintendent, deputy superintendent, corrections manager I, corrections manager II, staff development specialist, safety and health inspector or safety and health specialist, as such job classes are described on January 1, 2019, in the state job classification plan in effect for the classified service under the Kansas civil service act or to any successor job class or classes that are approved under K.S.A. 75-2938, and amendments thereto, and who have substantially the same duties and responsibilities, if the person was employed and had at least three consecutive years of service in any one or more positions in any one or more job classes described in paragraph (1) immediately preceding promotion to the position in a job class under this paragraph and is located at a correctional institution or a juvenile correctional facility;

(3) who is in any position for which the duties and responsibilities directly and primarily involve operation of power plant facilities within any correctional institution or juvenile correctional facility and involve regular contact with inmates or juvenile offenders;

(4) who is in any position for which the duties and responsibilities directly and primarily involve the operation of the correctional industries activity of the department of corrections within a correctional institution or juvenile correctional facility and involve regular contact with inmates or juvenile offenders;

(5) who is in any position for which the duties and responsibilities directly and primarily involve supervision of food service or laundry operations within any correctional institution or juvenile correctional facility and involve regular contact with inmates or juvenile offenders; or

(6) who is in any position for which the duties and responsibilities directly and primarily involve supervision of maintenance operations within any correctional institution or juvenile correctional facility and involve regular contact with inmates or juvenile offenders.

(i) As used in this section, references to the department of corrections include correctional institutions as defined by K.S.A. 75-5202, and amendments thereto, and juvenile correctional facilities as defined by K.S.A. 2017 Supp. 38-2302, and amendments thereto, unless the context requires otherwise.";

Also on page 1, in line 36, following "after", by inserting "the date upon which the director of the budget and the director of legislative research certify that the appropriation described in section 2(b) has been made for fiscal year 2019 and";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "concerning" by inserting "the department of corrections; relating to"; in line 4, after "renewed" by inserting "; retirement and pensions; affiliation and membership of certain employees of the department of corrections located at correctional institutions and juvenile correctional facilities in the Kansas police and firemen's retirement system; employee and employer contributions" ; and the bill be passed as amended.

Committee report to **SB 261** be adopted.

Also, on motion of Rep. Miller to amend **SB 261**, the motion did not prevail; and the bill be passed as amended.

Committee report to **SB 266** be adopted; and the bill be passed as amended.

Committee report to **SB 281** be adopted; and the bill be passed as amended.

Committee report to **SB 310** be adopted; and the bill be passed as amended.

Committee report to **SB 180** be adopted.

Also, on motion of Rep. Carmichael to amend **SB 180**, the motion did not prevail; and the bill be passed as amended.

Committee report to **HB 2734** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **SB 336** be adopted; and **H Sub for SB 336** be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **SB 433**, as amended by Senate Committee, be amended on page 4, by striking all in lines 26 through 40; in line 41, by striking "41-2614 and"; also in line 41, by striking "are" and inserting "is";

On page 5, in line 1, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking all after "Supp."; in line 3, 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 bill was introduced and read by title:

HB 2793, AN ACT concerning gaming; relating to the Kansas expanded lottery act; authorizing sports wagering; amending K.S.A. 2017 Supp. 21-6403, 74-8702, 74-8710, 74-8716, 74-8734, 74-8741, 74-8751, 74-8752, 74-8760 and 74-8766 and repealing the existing sections, by Committee on Federal and State Affairs.

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

AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

MESSAGES FROM THE SENATE

The Senate nonconcur in House amendments to **H Sub for SB 56**, requests a conference and has appointed Senators McGinn, Billinger and Kelly as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 284**, requests a conference and has appointed Senators Longbine, Billinger and Rogers as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 348**, requests a conference and has appointed Senators Longbine, Billinger and Rogers as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 282**, requests a conference and has appointed Senators V. Schmidt, Bollier and Kelly as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **Sub SB 272**, requests a conference and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

Announcing passage of **Sub SB 269, SB 352, SB 422, SB 429**.

Announcing passage of **HB 2516**.

Announcing passage of **HB 2386**, as amended by **S Sub for S Sub for HB 2386**.

Announcing passage of **HB 2496**, as amended, **HB 2523**, as amended, **HB 2549**, as amended, **Sub HB 2602**, as amended, **HB 2639**, as amended.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 269, SB 352, SB 422, SB 429.

MESSAGES FROM THE SENATE

The Senate nonconcurrs in House amendments to **SB 331**, requests a conference and has appointed Senators Kerschen, Estes and Francisco as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **H Sub for SB 56**.

Speaker Ryckman thereupon appointed Reps. Sloan, Lewis and Curtis as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **Sub SB 272**.

Speaker Ryckman thereupon appointed Reps. Proehl, Francis and Lusker as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 282**.

Speaker Ryckman thereupon appointed Reps. Hawkins, Concannon and Murnan as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 284**.

Speaker Ryckman thereupon appointed Reps. Kelly, Powell and Finney as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 348**.

Speaker Ryckman thereupon appointed Reps. Vickrey, Dove and Neighbor as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 331**.

Speaker Ryckman thereupon appointed Reps. Hoffman, Thompson and Carlin as conferees on the part of the House.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Sutton, the House nonconcurrred in Senate amendments to **Sub HB 2129** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Sutton, Weber and Burroughs as conferees on the part of the House.

On motion of Rep. Mason, the House concurred in Senate amendments to **S Sub for HB 2184**, AN ACT concerning workers compensation death benefits; initial payments; legal heirs; dependents; funeral expenses; conservatorship; adequacy and equivalency with respect to other benefit limits; high school children over 18 years of age; amending K.S.A. 2017 Supp. 44-510b and repealing the existing section.

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Concannon, Dietrich, Gallagher, Jacobs, Tarwater.

On motion of Rep. Kelly, the House nonconcurred in Senate amendments to **HB 2444** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Kelly, Powell and Finney as conferees on the part of the House.

On motion of Rep. Proehl, the House nonconcurred in Senate amendments to **HB 2511** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Proehl, Francis and Lusker as conferees on the part of the House.

On motion of Rep. Sloan, the House nonconcurred in Senate amendments to **Sub HB 2556** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Sloan, Lewis and Curtis as conferees on the part of the House.

On motion of Rep. Hawkins, the House concurred in Senate amendments to **HB 2590**, AN ACT concerning the state long-term care ombudsman; review by secretary for aging and disability services of the state long-term care ombudsman program; access to certain records; amending K.S.A. 2017 Supp. 75-7302, 75-7303, 75-7304, 75-7306, 75-7309 and 75-7310 and repealing the existing sections.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert,

Humphries, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Dietrich, Gallagher, Jacobs.

On motion of Rep. Williams, the House nonconcurrred in Senate amendments to **HB 2597** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Williams, Thimesch and Alcala as conferees on the part of the House.

On motion of Rep. Proehl, the House nonconcurrred in Senate amendments to **HB 2599** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Proehl, Francis and Lusker as conferees on the part of the House.

On motion of Rep. Hawkins, the House nonconcurrred in Senate amendments to **S Sub for HB 2600** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Hawkins, Concannon and Murnan as conferees on the part of the House.

On motion of Rep. Proehl, the House nonconcurrred in Senate amendments to **HB 2606** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Proehl, Francis and Lusker as conferees on the part of the House.

On motion of Rep. Williams, the House concurred in Senate amendments to **HB 2628**, AN ACT concerning airport authorities; amending K.S.A. 27-325 and repealing the existing section.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward,

Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Carmichael, Highberger.

Present but not voting: None.

Absent or not voting: Dietrich.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Claeys in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **SB 296** be adopted; and the bill be passed as amended.

Committee report to **SB 288** be adopted; and the bill be passed as amended.

Committee report to **SB 199** be adopted.

Also, on motion of Rep. Arnberger to amend **SB 199**, Rep. Carmichael requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed as amended.

Committee report recommending a substitute bill to **SB 179** be adopted.

Also, on motion of Rep. Hodge to amend **H Sub for SB 179**, Rep. Hawkins requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Rep. Hodge challenged the ruling, the question being "Shall the Rules Chair be sustained?"

The Rules Chair was sustained; and **H Sub for SB 179** be passed.

Committee report recommending a substitute bill to **SB 374** be adopted.

Also, roll call was demanded on motion of Rep. Hodge to amend **H Sub for SB 374**, on page 98, following line 25, by inserting:

"Sec. 32. K.S.A. 2017 Supp. 40-3107 is hereby amended to read as follows: 40-3107. Every policy of motor vehicle liability insurance issued or renewed on or after January 1, ~~2017~~ 2018, by an insurer to an owner residing in this state shall:

(a) Designate by explicit description or by appropriate reference of all vehicles with respect to which coverage is to be granted;

(b) insure the person named and any other person, as insured, using any such vehicle with the expressed or implied consent of such named insured, against loss from the liability imposed by law for damages arising out of the ownership, maintenance or use of any such vehicle within the United States of America or the Dominion of Canada, subject to the limits stated in such policy;

(c) state the name and address of the named insured, the coverage afforded by the policy, the premium charged and the policy period;

(d) contain an agreement or be endorsed that insurance is provided in accordance with the coverage required by this act;

(e) (1) contain stated limits of liability, exclusive of interest and costs, with respect

to each vehicle for which coverage is granted, not less than \$25,000 because of bodily injury to, or death of, one person in any one accident and, subject to the limit for one person, to a limit of not less than \$50,000 because of bodily injury to, or death of, two or more persons in any one accident, and to a limit of not less than \$25,000 because of harm to or destruction of property of others in any one accident; or

(2) if the owner has an alcohol or drug-related conviction as defined in K.S.A. 8-1013, and amendments thereto, on or after July 1, 2018, and in the immediately preceding five years, contain stated limits of liability, exclusive of interest and costs, with respect to each vehicle for which coverage is granted, not less than \$100,000 because of bodily injury to, or death of, one person in any one accident and, subject to the limit for one person, to a limit of not less than \$300,000 because of bodily injury to, or death of, two or more persons in any one accident, and to a limit of not less than \$25,000 because of harm to or destruction of property of others in any one accident;

(f) include personal injury protection benefits to the named insured, relatives residing in the same household, persons operating the insured motor vehicle, passengers in such motor vehicle and other persons struck by such motor vehicle and suffering bodily injury while not an occupant of a motor vehicle, not exceeding the limits prescribed for each of such benefits, for loss sustained by any such person as a result of injury. The owner of a motorcycle, as defined by K.S.A. 8-1438, and amendments thereto or motor-driven cycle, defined by K.S.A. 8-1439, and amendments thereto, who is the named insured, shall have the right to reject in writing insurance coverage including such benefits for injury to a person which occurs while the named insured is operating or is a passenger on such motorcycle or motor-driven cycle; and unless the named insured requests such coverage in writing, such coverage need not be provided in or supplemental to a renewal policy when the named insured has rejected the coverage in connection with a policy previously issued by the same insurer. The fact that the insured has rejected such coverage shall not cause such motorcycle or motor-driven cycle to be an uninsured motor vehicle;

(g) notwithstanding any omitted or inconsistent language, any contract of insurance which an insurer represents as or which purports to be a motor vehicle liability insurance policy meeting the requirements of this act shall be construed to obligate the insurer to meet all the mandatory requirements and obligations of this act;

(h) notwithstanding any other provision contained in this section, any insurer may exclude coverage required by subsections (a), (b), (c) and (d) of this section while any insured vehicles are:

(1) Rented to others or used to carry persons for a charge, however, such exclusion shall not apply to the use of a private passenger car on a share the expense basis; or

(2) being repaired, serviced or used by any person employed or engaged in any way in the automobile business. This does not apply to the named insured, spouse or relative residents; or the agents, employers, employees or partners of the named insured, spouse or resident relative; and

(i) in addition to the provisions of subsection (h) and notwithstanding any other provision contained in subsections (a), (b), (c) and (d) of this section, any insurer may exclude coverage:

(1) For any damages for which the United States government might be liable for the insured's use of the vehicle;

(2) for any damages to property owned by, rented to, or in charge of or transported

by an insured, however, this exclusion shall not apply to coverage for a rented residence or rented private garage;

(3) for any obligation of an insured, or the insured's insurer under any type of workers' compensation or disability or similar law;

(4) for liability assumed by an insured under any contract or agreement;

(5) if two or more vehicle liability policies apply to the same accident, the total limits of liability under all such policies shall not exceed that of the policy with the highest limit of liability;

(6) for any damages arising from an intentional act;

(7) for any damages to any person who would be covered for such damages under a nuclear energy liability policy;

(8) for any obligation of the insured to indemnify another for damages resulting from bodily injury to the insured's employee by accident arising out of and in the course of such employee's employment;

(9) for bodily injury to any fellow employee of the insured arising out of and in the course of such employee's employment;

(10) for bodily injury or property damage resulting from the handling of property:

(A) Before it is moved from the place where it is accepted by the insured for movement into or onto the covered auto; or

(B) after it is moved from the covered auto to the place where it is finally delivered by the insured;

(11) for bodily injury or property damage resulting from the movement of property by a mechanical device, other than a hand truck, not attached to the covered auto; and

(12) for bodily injury or property damage caused by the dumping, discharge or escape of irritants, pollutants or contaminants; however, this exclusion does not apply if the discharge is sudden and accidental.

(j) Commencing with the 2026 legislative interim period, and at least every 10 years thereafter, subject to authorization by the legislative coordinating council, a legislative interim study committee shall study the issue of whether the minimum limits of liability in subsection (e) should be adjusted.";

On page 103, in line 19, after the fourth comma by inserting "40-3107,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2 after the second semicolon, by inserting "motor vehicle liability insurance"; in line 7, after the fourth comma by inserting "40-3107,"

On roll call, the vote was: Yeas 46; Nays 75; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Ballard, Bishop, Burroughs, Carlin, Carmichael, B. Carpenter, Clayton, Crum, S., Curtis, Deere, Dierks, Ellis, Finney, Frownfelter, Gartner, Good, Helgerson, Henderson, Hodge, Holscher, Horn, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Rooker, Ruiz, Sawyer, Schroeder, Sloan, Stogsdill, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, Claey's, Clark, Concannon, Corbet, Cox, E. Davis, Delperdang, Dietrich, Dove, Elliott, Eplee, Esau, Finch, Francis, Gallagher, Garber, Hawkins, Hibbard, Highberger, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Kelly, Kessinger, Koesten, Kuether, Lewis, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie,

Rahjes, Ralph, Resman, Schreiber, Schwab, Seiwert, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Karleskint, Landwehr, Ryckman, Whitmer.

The motion did not prevail; and **H Sub for SB 374** be passed.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Davis to replace Rep. Schwab on Committee on K-12 Education Budget on March 28, 2018.

Also, the appointment of Rep. Ralph to replace Rep. Karleskint on Committee on K-12 Education Budget on March 28, 2018.

REPORT ON ENGROSSED BILLS

Sub HB 2398, HB 2676, HB 2773 reported correctly engrossed March 27, 2018.

HB 2308 reported correctly re-engrossed March 27, 2018.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Thursday, March 29, 2018.

Journal of the House

FIFTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 29, 2018, 10:00 a.m.

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

The roll was called with 124 members present.

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

Excused later: Reps. Blex and Davis.

Prayer by Chaplain Brubaker:

Abba Father,
today we are grateful for Your unconditional love.
As we wrap up the business for the day
and head into a long weekend to celebrate Passover and Easter,
may each one be reminded of Your grace, mercy and love.
Not one of us are deserving of Your unmerited favor,
but we all are so thankful for it.
It is because of Your great love for mankind
that we have this Easter weekend to celebrate.
Please give everyone safe travels,
and may their time with family and friends
be filled with love and laughter—
the kind of love that You have taught us.
In Christ's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Hibbard.

INTRODUCTION OF GUESTS

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

Representative Karleskint asked all Vietnam Veterans to join him at the well.

Good morning colleagues. I rise on this point of personal privilege to recognize National Vietnam Veterans Day.

National Vietnam War Veterans Day is a commemorative holiday in the United States which recognizes the veterans and their families for the sacrifices they made during the Vietnam War. It is also a day to give proper recognition to the men and women who returned home from that war and didn't receive a proper welcome home. Some states have passed resolutions recognizing the Veterans. In 2017, the date of the holiday was

set as March 29th by President Trump. The day is known as National Vietnam War Veterans Day.

The Vietnam War was a very divisive and difficult time for the United States and many veterans didn't get the recognition for their service they needed to receive. This is why commemorating this holiday is so important.

Of the 2.7 million who served in Vietnam, more than 58,000 were killed, 304,000 were wounded. It is estimated that over 271,000 Vietnam Veterans suffer from post-traumatic stress disorder. It is also estimated by the Veterans Administration that there are 500 Vietnam Vets dying each day.

Eleven years of combat left its imprint on a generation. Thousands returned home bearing shrapnel and scars, still more were burdened by invisible wounds of PTSD, of Agent Orange, of memories that will never fade.

One of the war's most profound tragedies, is that many of these men and women came home to be shunned, ridiculed, or neglected to face treatment unbefitting their courage. On this National Vietnam Veterans Day, I encourage you to show all who have worn the uniform of the United States the respect and dignity, they deserve.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On motion of Rep. Hineman, the following resolution was introduced and emergency adopted:

HOUSE CONCURRENT RESOLUTION No. **HCR 5028** –
by Representatives Ryckman, Hineman and Ward

HCR 5028 – A CONCURRENT RESOLUTION relating to the adjournment of the senate and house of representatives for a period during the 2018 regular session of the legislature.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the legislature shall adjourn at the close of business of the daily session convened on March 29, 2018, and shall reconvene on April 2, 2018, pursuant to adjournment of the daily session convened on March 29, 2018; 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 such period 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 during this period of adjournment; 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 this period of adjournment shall receive compensation and travel expenses or allowances as provided by K.S.A. 75-3212, and amendments thereto.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **Sub SB 269**.

Federal and State Affairs: **HB 2793**.

Judiciary: **SB 429**.

K-12 Education Budget: **SB 352, SB 422**.

MESSAGES FROM THE GOVERNOR

HB 2608, HB 2619, HB 2691 approved on March 29, 2018.

MESSAGES FROM THE SENATE

The Senate nonconcurrs in House amendments to **SB 410**, requests a conference and has appointed Senators Longbine, Billinger and Rogers as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H Sub for SB 307**, requests a conference and has appointed Senators Estes, Billinger and Faust-Goudeau as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 260**, requests a conference and has appointed Senators Estes, Olson and Faust-Goudeau as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H Sub for SB 391**, requests a conference and has appointed Senators McGinn, Billinger and Kelly as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 260**.

Speaker pro tem Schwab thereupon appointed Reps. Barker, Highland and Ruiz as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **H Sub for SB 307**.

Speaker pro tem Schwab thereupon appointed Reps. Barker, Highland and Ruiz as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **H Sub for SB 391**.

Speaker pro tem Schwab thereupon appointed Reps. Proehl, Francis and Lusker as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 410**.

Speaker pro tem Schwab thereupon appointed Reps. Vickrey, Dove and Neighbor as conferees on the part of the House.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2734, AN ACT concerning the Kansas sexually violent predator act; persons in the custody of the secretary for aging and disability services; administrative confinement; amending K.S.A. 2017 Supp. 59-29a02, 59-29a07, 59-29a08, 59-29a11 and 59-29a19 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: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgeson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Ward.

Present but not voting: None.

Absent or not voting: Victors.

The bill passed, as amended.

H Sub for SB 179, AN ACT concerning children and minors; relating to crisis intervention; creating juvenile crisis intervention centers; amending K.S.A. 2017 Supp. 38-2231, 38-2232, 38-2242, 38-2243, 38-2330 and 75-52,164 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgeson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.
 Absent or not voting: Victors.
 The substitute bill passed.

SB 180, AN ACT concerning law enforcement; relating to hiring practices and consideration of prior employment records; open records act; amending K.S.A. 2017 Supp. 45-220 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, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.
 Absent or not voting: Victors.
 The bill passed, as amended.

SB 199, AN ACT concerning civil procedure; relating to appellate procedure; supersedeas bond requirements; amending K.S.A. 2017 Supp. 60-2103 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Alford, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Arnberger, Hodge, Miller, Ward.

Present but not voting: None.
 Absent or not voting: Victors.
 The bill passed, as amended.

SB 261, AN ACT concerning the judicial branch; relating to docket fees; disposition of docket fees for the fiscal years ending June 30, 2020, and June 30, 2021; appraisal of real property before purchase or disposal by the state or any agency thereof; duties of the judicial administrator and the director of property valuation; amending K.S.A. 2017 Supp. 20-362 and 75-3043a and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 111; Nays 13; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Waymaster, Weber, C., Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Alcala, B. Carpenter, Helgerson, Hodge, Miller, Ousley, Parker, Pittman, Probst, Seiwert, Ward, Weigel, Winn.

Present but not voting: None.
 Absent or not voting: Victors.
 The bill passed, as amended.

SB 266, AN ACT concerning the crime victims compensation board; relating to definitions; collateral source; amending K.S.A. 2017 Supp. 74-7301 and repealing the existing section, was considered on final action.

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

Yeas: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch,

Thompson, Trimboli, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Victors.

The bill passed, as amended.

SB 279, AN ACT concerning utilities; relating to the gas safety reliability surcharge, definitions; amending K.S.A. 2017 Supp. 66-2202, 66-2203 and 66-2204 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 99; Nays 25; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Hibbard, Highberger, Hineman, Hoffman, Holscher, Horn, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, F. Patton, Phelps, Phillips, Proehl, Rafie, Rahjes, Ralph, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Alcalá, Barker, Bergquist, Burris, B. Carpenter, Crum, S., Dove, Helgerson, Highland, Hodge, Houser, Huebert, Jacobs, K. Jones, Landwehr, Miller, Parker, Pittman, R. Powell, Probst, Resman, Smith, A., Smith, E., Ward, Whitmer.

Present but not voting: None.

Absent or not voting: Victors.

The bill passed.

SB 281, AN ACT concerning protection orders; relating to the protection from abuse act; the protection from stalking, sexual assault or human trafficking act; amending K.S.A. 60-3105 and K.S.A. 2017 Supp. 21-5924, 60-3104, 60-31a01, 60-31a02, 60-31a03, 60-31a04, 60-31a05, 60-31a06, 60-31a07, 60-31a08 and 60-31a09 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert,

Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Victors.

The bill passed, as amended.

SB 288, AN ACT repealing K.S.A. 69-102 and 69-103; concerning service of process; procuring adjournment for trial, was considered on final action.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., E. Davis, Deere, Dietrich, Ellis, Finch, Francis, Frownfelter, Gallagher, Garber, Gartner, Helgerson, Hibbard, Highberger, Hineman, Holscher, Horn, Houser, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Orr, Ousley, F. Patton, Phelps, Phillips, Probst, Proehl, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Sloan, Smith, E., S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, K. Williams, Winn, Wolfe Moore.

Nays: Barker, Becker, Bergquist, Burris, B. Carpenter, Corbet, Curtis, Delperdang, Dierks, Dove, Elliott, Eplee, Esau, Finney, Good, Hawkins, Henderson, Highland, Hodge, Hoffman, Huebert, Jacobs, K. Jones, Lewis, Mason, Ohaebosim, Osterman, Parker, Pittman, R. Powell, Rafie, Rahjes, Seiwert, Smith, A., Stogsdill, Sutton, Trimboli, Whipple, Whitmer.

Present but not voting: None.

Absent or not voting: Victors.

The bill passed, as amended.

SB 296, AN ACT concerning the safety belt use act; relating to evidence of failure to use a safety belt and admissibility in other actions; amending K.S.A. 2017 Supp. 8-2504 and repealing the existing section, 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: Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Becker, Bergquist, Bishop, Brim, Burris, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Cox, Curtis, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Helgerson, Highberger, Highland, Hineman, Holscher, Horn, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Osterman, Parker, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Sloan, Smith, A., Stogsdill, Sutton, S. Swanson, Tarwater, Thompson, Trimboli, Trimmer, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Alcalá, Barker, Blex, Burroughs, Carlin, Corbet, Crum, S., Deere, Hawkins,

Henderson, Hibbard, Hodge, Hoffman, Houser, Jacobs, K. Jones, Judd-Jenkins, Kuether, Lusk, Miller, Orr, Ousley, Pittman, Probst, Seiwert, Smith, E., Thimesch, Vickrey, Ward, Winn.

Present but not voting: None.

Absent or not voting: Victors.

The bill passed, as amended.

SB 310, AN ACT concerning crimes, punishment and criminal procedure; relating to escape and aggravated escape from custody; definition of escape; amending K.S.A. 2017 Supp. 21-5911 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Victors.

The bill passed, as amended.

SB 328, AN ACT concerning the department of corrections; relating to correctional institutions and juvenile correctional facilities; prohibiting the outsourcing or privatization of any security operations thereof; allowing existing contracts to be renewed; retirement and pensions; affiliation and membership of certain employees of the department of corrections located at correctional institutions and juvenile correctional facilities in the Kansas police and firemen's retirement system; employee and employer contributions, was considered on final action.

On roll call, the vote was: Yeas 111; Nays 13; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jacobs, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley,

Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Arnberger, Aurand, Awerkamp, Burris, B. Carpenter, Garber, Huebert, K. Jones, Mason, R. Powell, Sutton, Tarwater, Whitmer.

Present but not voting: None.

Absent or not voting: Victors.

The bill passed, as amended.

H Sub for SB 336, AN ACT concerning disclosure of records; relating to legislative review of exceptions to disclosure of public records; disclosure of names of voters; agency records concerning a child fatality; amending K.S.A. 2017 Supp. 9-513c, 25-2422, 38-2212, 40-5007a, 40-5009a, 40-5012a and 45-229 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Victors.

The substitute bill passed.

H Sub for SB 374, AN ACT concerning driving under the influence; relating to testing; administrative penalties; crimes, punishment and criminal procedure; amending K.S.A. 2017 Supp. 8-235, 8-241, 8-262, 8-285, 8-2,142, 8-2,144, 8-1001, 8-1008, 8-1013, 8-1014, 8-1501, 8-1567, 12-4106, 12-4120, 12-4413, 12-4414, 12-4415, 12-4416, 12-4516, 12-4517, 21-5203, 21-6604, 21-6614, 21-6804, 21-6811, 22-2802, 22-2908, 22-2909, 22-2910, 22-3716, 22-4704, 60-427 and 74-2012 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 8-1025 and 12-4516f, 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker,

Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Victors.

The substitute bill passed.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Hawkins, the House concurred in Senate amendments to **HB 2496**, AN ACT concerning nursing; board of nursing; enacting the nurse licensure compact; authorizing criminal history record checks; amending K.S.A. 65-1127 and K.S.A. 2017 Supp. 65-1113, 65-1117, 65-1118, 65-1120 and 74-1106 and repealing the existing sections.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Schwab.

Present but not voting: None.

Absent or not voting: Victors.

On motion of Rep. Barker, the House nonconcurred in Senate amendments to **S Sub for S Sub for HB 2386** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Barker, Highland and Ruiz as

conferees on the part of the House.

On motion of Rep. Finch, the House nonconcurred in Senate amendments to **HB 2523** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Finch, the House nonconcurred in Senate amendments to **HB 2549** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Aurand, the House nonconcurred in Senate amendments to **Sub HB 2602** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Aurand, Dierks and Winn as conferees on the part of the House.

On motion of Rep. Hineman, 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:

Committee report to **HB 2629** be adopted.

Also, on motion of Rep. Williams to amend **HB 2629**, the motion did not prevail.

The motion to recommend **HB 2629** favorably for passage did not prevail.

Roll call was demanded on motion of Rep. Gartner to amend **HB 2784**, on page 1, following line 6, by inserting:

"Section 1. K.S.A. 2017 Supp. 75-6501 is hereby amended to read as follows: 75-6501. (a) Within the limits of appropriations made or available therefor and subject to the provisions of appropriation acts relating thereto, the Kansas state employees health care commission shall develop and provide for the implementation and administration of a state health care benefits program.

(b) (1) Subject to the provisions of paragraph (2), the state health care benefits program may provide benefits for persons qualified to participate in the program for hospitalization, medical services, surgical services, nonmedical remedial care and treatment rendered in accordance with a religious method of healing and other health services. The program may include such provisions as are established by the Kansas state employees health care commission, including, but not limited to, qualifications for benefits, services covered, schedules and graduation of benefits, conversion privileges, deductible amounts, limitations on eligibility for benefits by reason of termination of employment or other change of status, leaves of absence, military service or other interruptions in service and other reasonable provisions as may be established by the commission. Beginning July 1, 2018, the Kansas state employees health care commission shall maintain available coverage options that include at least one preferred provider organization plan and at least one high-deductible plan. Coverage options

under each plan type shall remain consistent with plan year 2018 levels. No coverage option existing in plan year 2018 may be altered or substantially changed without prior specific authorization by an act of the legislature. Additional coverage options may be made available at the commission's discretion. Employee costs for each coverage option shall remain consistent with plan year 2018 levels through plan year 2020 and shall not be increased by more than 1.5% for any subsequent plan year without prior specific authorization by an act of the legislature.

(2) The state health care benefits program shall provide the benefits and services required by K.S.A. 2017 Supp. 75-6524, and amendments thereto.

(c) The Kansas state employees health care commission shall designate by rules and regulations those persons who are qualified to participate in the state health care benefits program, including active and retired public officers and employees and their dependents as defined by rules and regulations of the commission. Such rules and regulations shall not apply to students attending a state educational institution as defined in K.S.A. 76-711, and amendments thereto, who are covered by insurance contracts entered into by the board of regents pursuant to K.S.A. 75-4101, and amendments thereto. In designating persons qualified to participate in the state health care benefits program, the commission may establish such conditions, restrictions, limitations and exclusions as the commission deems reasonable. Such conditions, restrictions, limitations and exclusions shall include the conditions contained in subsection (d) of K.S.A. 75-6506, and amendments thereto. Each person who was formerly elected or appointed and qualified to an elective state office and who was covered immediately preceding the date such person ceased to hold such office by the provisions of group health insurance or a health maintenance organization plan under the law in effect prior to August 1, 1984, or the state health care benefits program in effect after that date, shall continue to be qualified to participate in the state health care benefits program and shall pay the cost of participation in the program as established and in accordance with the procedures prescribed by the commission if such person chooses to participate therein.

(d) (1) Commencing with the 2009 plan year that begins January 1, 2009, if a state employee elects the high deductible health plan and health savings account, the state's employer contribution shall equal the state's contribution to any other health benefit plan offered by the state. The cost savings to the state for the high deductible health plan shall be deposited monthly into the employee's health savings account up to the maximum annual amount allowed pursuant to subsection (d) of 26 U.S.C. § 223, as amended, for as long as the employee participates in the high deductible plan.

(2) If the employee had not previously participated in the state health benefits plan, the employer shall calculate the average savings to the employer of the high deductible plan compared to the other available plans and contribute that amount monthly to the employee's health savings account up to the maximum annual amount allowed pursuant to subsection (d) of 26 U.S.C. § 223, as amended.

(3) The employer shall allow additional voluntary contributions by the employee to their health savings account by payroll deduction up to the maximum annual amount allowed pursuant to subsection (d) of 26 U.S.C. § 223, as amended.

(e) The commission shall have no authority to assess charges for employer contributions under the student health care benefits component of the state health care benefits program for persons who are covered by insurance contracts entered into by the

board of regents pursuant to K.S.A. 75-4101, and amendments thereto.

(f) Nothing in this act shall be construed to permit the Kansas state employees health care commission to discontinue the student health care benefits component of the state health care benefits program until the state board of regents has contracts in effect that provide student coverage pursuant to the authority granted therefor in K.S.A. 75-4101, and amendments thereto.";

On page 2, in line 29, after "75-6523" by inserting "and K.S.A. 2017 Supp. 75-6501";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after the semicolon by inserting "relating to powers, duties and functions thereof; requiring legislative approval before changing coverage options under the state health care benefits program;"; in line 3, after "75-6523" by inserting "and K.S.A. 2017 Supp. 75-6501"

Rep. Sutton requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

On roll call, the vote was: Yeas 48; Nays 76; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Ballard, Bishop, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Dierks, Dietrich, Ellis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Judd-Jenkins, Koesten, Kuether, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, F. Patton, Phelps, Pittman, Probst, Rooker, Ruiz, Sawyer, Stogsdill, S. Swanson, Trimmer, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Aramberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, E. Davis, Delperdang, Dove, Elliott, Eplee, Esau, Finch, Francis, Gallagher, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Karleskint, Kelly, Kessinger, Landwehr, Lewis, Markley, Mason, Mastroni, Orr, Osterman, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Victors.

The motion did not prevail.

Also, on motion of Rep. Hodge to amend **HB 2784**, Rep. Sutton requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and **HB 2784** be passed.

Committee report to **SB 394** be adopted.

Also, roll call was demanded on motion of Rep. Miller, to amend **SB 394** on page 12, following line 12, by inserting:

"Sec. 8. K.S.A. 46-232 is hereby amended to read as follows: 46-232. Except as provided in section 9, and amendments thereto, no state officer or employee shall engage in lobbying ~~his~~ the individual's own state agency, if ~~he~~ the individual accepts compensation specifically attributable to ~~such~~ the lobbying, other than that provided for the performance of ~~his~~ the individual's official duties. Nothing in this section shall prohibit a state officer or employee from lobbying without compensation other than that

which ~~he~~ the individual is entitled to receive for performance of ~~his~~ the individual's official duties.

New Sec. 9. On and after January 1, 2018, no individual shall engage in lobbying or be employed as a lobbyist within one year following:

(a) (1) The date of resignation from or the expiration of a term of any state elected office to which the individual was elected or appointed; or

(2) the date of resignation from or the expiration of a term of an office or employment in an executive capacity as an agency or department head or a senior level staff person to which the individual was appointed by a state elected official.

(b) As used in this section "elected state office or elected state official" means the governor, the lieutenant governor, the secretary of state, the commissioner of insurance and members of the legislature.

(c) This section shall be known as and may be cited as the Kansas integrity in government act.

(d) The governmental ethics commission shall adopt rules and regulations to implement this act.";

Also on page 12, in line 13, after the first comma by inserting "46-232,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the second semicolon by inserting "lobbying restrictions;"; also in line 2, after the first comma by inserting "46-232,"

Rep. Williams requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

On roll call, the vote was: Yeas 64; Nays 59; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Baker, Ballard, Becker, Bishop, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Cox, Crum, S., Curtis, Deere, Dierks, Ellis, Finney, Francis, Gallagher, Gartner, Good, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, K. Jones, Judd-Jenkins, Kelly, Koesten, Kuether, Lewis, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, Phelps, Phillips, Pittman, Probst, Rooker, Ruiz, Sawyer, Schreiber, Sloan, Stogsdill, S. Swanson, Trimmer, Ward, Weigel, Whipple, Whitmer, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Barker, Bergquist, Blex, Brim, Burris, Concannon, Corbet, E. Davis, Delperdang, Dietrich, Dove, Elliott, Eplee, Esau, Finch, Frownfelter, Garber, Highland, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kessinger, Landwehr, Markley, Mason, Mastroni, Osterman, F. Patton, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Hawkins, Victors.

The motion of Rep. Miller to amend **SB 394** prevailed.

On motion of Rep. Hineman, rose and reported progress.

On motion of Rep. Hineman, the House recessed until 3:00 p.m.

AFTERNOON SESCOION

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

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2597** and has appointed Senators Bowers, Fitzgerald and Faust-Goudeau as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **Sub HB 2129** and has appointed Senators McGinn, Billinger and Kelly as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **Sub HB 2556** and has appointed Senators McGinn, Billinger and Kelly 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 2600** and has appointed Senators V. Schmidt, Bollier and Kelly as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2599** and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2606** and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2511** and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2444** and has appointed Senators Longbine, Billinger and Rogers as conferees on the part of the Senate.

The Senate concurs in House amendments to **SB 185**.

Announcing passage of **SB 367**, **SB 430**, as amended.

Announcing passage of **HB 2028**, as amended by **Senate Substitute for HB 2028**; **HB 2701** as amended by **Senate Substitute for HB 2701**.

Announcing passage of **HB 2458**, as amended, **HB 2479**, as amended, **HB 2481**, as amended, **HB 2486**, as amended, **HB 2539**, as amended, **HB 2577**, as amended, **HB 2583**, as amended, **HB 2642**, as amended.

MESSAGES FROM THE SENATE

Announcing adoption of **HCR 5028**.

Announcing passage of **SB 415**.

Announcing passage of **Sub HB 2147**, as amended, **HB 2477**, as amended, **HB 2488**, as amended, **HB 2492**, as amended

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 367, **SB 415**, **SB 430**.

On motion of Rep. Hineman, 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:

Roll call was demanded on motion of Rep. Powell to amend **SB 394** on page 12, following line 12, by inserting:

"New Sec. 8. (a) No moneys appropriated by the legislature shall be expended for the following unless the legislature expressly consents to do so: (1) Employ or contract for the services of a lobbyist; (2) pay membership dues or provide any other type of financial support to an association that employs a lobbyist; (3) pay membership dues or provide any other type of financial support to an association that has an affiliated organization that employs a lobbyist; or (4) give a direct or indirect gift or campaign contribution to any elected official, officer or employee of the state or any municipality.

(b) As used in this section:

(1) "Financial support" means any type of monetary or non-monetary payment, contribution, gift or in-kind exchange, regardless of whether the public entity receives a benefit in return for such payment, contribution, gift or in-kind exchange.

(2) "Gift" means a voluntary transfer of anything of value without consideration of equal or greater value, but does not include informational material transferred for the sole purpose of informing the recipient about matters pertaining to official state agency business.

(3) "Lobbyist" means the same as defined in K.S.A. 46-222, and amendments thereto.

(4) "Public entity" means the same as "municipality" is defined in K.S.A. 75-6102, and amendments thereto.;"

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the second semicolon by inserting "prohibiting certain expenditures for lobbying;"

Rep. Miller requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

On roll call, the vote was: Yeas 41; Nays 77; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alford, Awerkamp, Bergquist, Burris, B. Carpenter, Claeys, Clark, Corbet, E. Davis, Delperdang, Dove, Elliott, Ellis, Eplee, Esau, Garber, Hawkins, Highland, Hoffman, Houser, Huebert, Humphries, Jacobs, K. Jones, Mason, Osterman, R. Powell, Rafie, Resman, Ryckman, Schwab, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Trimboli, Vickrey, Weber, C., Whitmer, K. Williams.

Nays: Alcalá, Aurand, Baker, Ballard, Barker, Becker, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Concannon, Cox, Crum, S., Curtis, Deere, Dierks, Dietrich, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuetner, Lewis, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Ralph, Rooker, Ruiz, Sawyer, Schreiber, Schroeder,

Sloan, Smith, A., Stogsdill, S. Swanson, Thompson, Trimmer, Waymaster, Weigel, Wheeler, Whipple, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Arnberger, Blex, Landwehr, Lusk, Rahjes, Victors, Ward.

The motion of Rep. Powell to amend **SB 394** did not prevail.

Also, on motion of Rep. Whipple to amend **SB 394**, Rep. Esau requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Having voted on the prevailing side, Rep. Whitmer moved pursuant to House Rule 2303, that the House reconsider its previous action of adopting the amendment of Rep. Miller on **SB 394** and the bill be returned to that order of business, amendment by Rep. Miller. The motion prevailed.

The question reverted back to the motion of Rep. Miller to amend **SB 394**, HJ page 2708. Roll call was demanded.

On roll call, the vote was: Yeas 58; Nays 65; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Baker, Ballard, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Crum, Curtis, Deere, Dierks, Ellis, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Jones, Koesten, Kuether, Lewis, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, Phelps, Phillips, Pittman, Probst, Rooker, Ruiz, Sawyer, Schreiber, Sloan, Stogsdill, Swanson, Trimmer, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Barker, Becker, Bergquist, Burris, Carpenter, Claeys, Clark, Concannon, Corbet, Cox, Davis, Delperdang, Dietrich, Dove, Elliott, Eplee, Esau, Finch, Garber, Hawkins, Highland, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Landwehr, Markley, Mason, Mastroni, Osterman, Patton, Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schroeder, Schwab, Seiwert, A. Smith, E. Smith, Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, Wheeler, Whitmer, Williams.

Present but not voting: None.

Absent or not voting: Blex, Victors.

On reconsideration of the Miller amendment, the motion did not prevail; and the bill be passed as amended.

On motion of Rep. Ralph to re-refer **HB 2582** to Committee on Appropriations the motion prevailed.

REPORTS OF STANDING COMMITTEES

Committee on **K-12 Education Budget** recommends **HB 2445** be amended on page 1, following line 10, by inserting:

"Section 1.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:
Operating expenditures

(including official hospitality) (652-00-1000-0053).....\$15,000
Provided, That during the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated for the operating expenditures (including official hospitality) account for fiscal year 2019 by chapter 95 or 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency to implement the jobs for America's graduates - Kansas pilot program: *Provided further*, That such program shall select a total of 75 students for participation in the program with 25 students selected from the Wichita school district (U.S.D. no. 259), 25 students selected from the Topeka school district (U.S.D. no. 501) and 25 students selected from the Kansas City school district (U.S.D. no. 500): *And provided further*, That students shall be selected for participation in the program on or before September 20, 2018: *And provided further*, That the selected students shall enroll in and attend classes at schools operated by such student's resident school district for ½ of such student's total school attendance, and shall enroll in classes provided by a virtual school operated by the southeast Kansas education service center - Greenbush for the remaining ½ of such student's total school attendance: *And provided further*, That expenditures shall be made in an amount not to exceed \$15,000 to acquire laptop computer devices for use by students participating in such pilot program.

- State foundation aid (652-00-1000-0820).....\$29,324,200
- Special education services aid (652-00-1000-0700).....\$44,400,363
- Supplemental state aid (652-00-1000-0840).....\$5,994,000
- Community mental health center pilot program.....\$7,500,000

Provided, That during the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated for the community mental health center pilot program account for fiscal year 2019 by chapter 95 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency to improve social-emotional wellness and outcomes for students by increasing schools' access to counselors, social workers and psychologists statewide, which includes establishing collaborative relationships with community mental health centers, including a pilot program for school districts and their respective community mental health centers for fiscal year 2019.

CMHC pilot program – online database.....\$2,500,000";

Also on page 1, in line 11, before "K.S.A" by inserting "On and after July 1, 2018,";
 On page 2, in line 6, by striking "2017-2018, \$4,006" and inserting "2018-2019, \$4,170"; in line 7, by striking "2018-2019, \$4,128" and inserting " 2019-2020, \$4,307;
 (3) for school year 2020-2021, \$4,444;

(4) for school year 2021-2022, \$4,581;

(5) for school year 2022-2023, \$4,718";

Also on page 2, in line 8, by striking "(3)" and inserting "(6)"; also in line 8, by striking "2019-2020" and inserting "2023-2024";

On page 6, in line 3, by striking "four" and inserting "three";

On page 8, in line 4, by striking "follows:"; in line 5, by striking all before "one"; also in line 5, by striking the semicolon; by striking all in lines 6 and 7; in line 8, by striking "student"; in line 9, by striking all after "(ii)"; by striking all in lines 10 through 13; in line 14, by striking all before the period and inserting "A student shall not be counted if:

(a) The school such student attends is located more than eight miles from the Kansas state line by the usually traveled road; or

(b) the out-of-state school district in which the student resides is adjacent to the Kansas school district in which the student is enrolled, and the out-of-state school where the student would attend is located not more than eight miles from the Kansas state line by the usually traveled road";

Also on page 8, in line 35, before "K.S.A" by inserting "On and after July 1, 2018,";

On page 9, in line 8, before "K.S.A" by inserting "On and after July 1, 2018,";

On page 11, in line 15, after "(h)" by inserting "For school year 2019-2020 and each school year thereafter,"; in line 18, after the period by inserting "Such notice shall include the local option budget authority, expressed as a percentage of the school district's total foundation aid, to be adopted for the immediately succeeding school year. The board of a school district shall not adopt a local option budget in excess of the authority stated in a notice submitted pursuant to this subsection.";

Also on page 11, in line 23, after "(2)" by inserting "(A) Of the moneys deposited in or otherwise credited to the supplemental general fund of a school district pursuant to K.S.A. 2017 Supp. 72-5147, and amendments thereto, an amount that is proportional to that amount of such school district's total foundation aid attributable to the at-risk student weighting as compared to such district's total foundation aid shall be transferred to the at-risk education fund of such school district and shall be expended in accordance with K.S.A. 2017 Supp. 72-5153, and amendments thereto.

(B) Of the moneys deposited in or otherwise credited to the supplemental general fund of a school district pursuant to K.S.A. 2017 Supp. 72-5147, and amendments thereto, an amount that is proportional to that amount of such school district's total foundation aid attributable to the bilingual weighting as compared to such district's total foundation aid shall be transferred to the bilingual education fund of such school district and shall be expended in accordance with K.S.A. 2017 Supp. 72-3613, and amendments thereto.

(3)";

Also on page 11, in line 23, by striking "subsection (i)(3)" and inserting "paragraph (4)"; in line 37, by striking "subsection (i)(4)(B)" and inserting "subparagraph (B)";

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

On page 12, in line 20, before "K.S.A" by inserting "On and after July 1, 2018,";

On page 13, in line 20, before "K.S.A" by inserting "On and after July 1, 2018,"; in line 21, after "(a)" by inserting "(1)"; by striking all in lines 23 through 43;

On page 14, by striking all in lines 1 through 32; following line 32, by inserting:

"(A) Divide the BASE aid amount for the current school year by the BASE aid

amount for school year 2018-2019;

(B) multiply the number of transported students by the per capita allowance that corresponds to the density figure for the school district as determined in subsection (a) (2);

(C) multiply the product obtained under subsection (a)(1)(B) by 1.00;

(D) multiply the product obtained under subsection (a)(1)(C) by the quotient obtained under subsection (a)(1)(A);

(E) divide the product obtained under subsection (a)(1)(D) by the current year BASE amount. The result is the transportation weighting of the school district.

(2) The per capita allowance shall be determined using the following chart:

Density Figure Range	Per Capita Allowance
0.000 - 0.059	\$1,620
0.060 - 0.069	\$1,580
0.070 - 0.079	\$1,540
0.080 - 0.089	\$1,500
0.090 - 0.099	\$1,480
0.100 - 0.109	\$1,450
0.110 - 0.119	\$1,430
0.120 - 0.129	\$1,410
0.130 - 0.139	\$1,390
0.140 - 0.149	\$1,370
0.150 - 0.159	\$1,350
0.160 - 0.169	\$1,340
0.170 - 0.179	\$1,320
0.180 - 0.199	\$1,300
0.200 - 0.209	\$1,290
0.210 - 0.219	\$1,270
0.220 - 0.239	\$1,250
0.240 - 0.269	\$1,230
0.270 - 0.289	\$1,210
0.290 - 0.319	\$1,190
0.320 - 0.349	\$1,170
0.350 - 0.389	\$1,150
0.390 - 0.429	\$1,130
0.430 - 0.469	\$1,110
0.470 - 0.519	\$1,090
0.520 - 0.579	\$1,070
0.580 - 0.639	\$1,050
0.640 - 0.709	\$1,030
0.710 - 0.789	\$1,010
0.790 - 0.879	\$990
0.880 - 0.989	\$970
0.990 - 1.109	\$950
1.110 - 1.249	\$930
1.250 - 1.399	\$910
1.400 - 1.589	\$890
1.590 - 1.799	\$870

1.800 - 2.039	\$850
2.040 - 2.319	\$830
2.320 - 2.659	\$810
2.660 - 3.049	\$790
3.050 - 3.509	\$770
3.510 - 4.049	\$750
4.050 - 4.699	\$730
4.700 - 5.469	\$710
5.470 - 6.399	\$690
6.400 - 7.519	\$670
7.520 - 8.879	\$650
8.880 - 10.549	\$630
10.550 - 12.589	\$610
12.590 - 15.129	\$590
15.130 - 18.289	\$570
18.290 +	\$550

Also on page 14, in line 35, by striking "(a)(14)" and inserting "(a)(1)(E)"; in line 40, by striking "(a)(14)" and inserting "(a)(1)(E)"; following line 40, by inserting:

"(3) In no event shall the transportation weighting of the school district result in the portion of such school district's general state aid attributable to the transportation weighting being in excess of 110% of such school district's total expenditures from all funds for transporting students for the immediately preceding school year.";

On page 15, in line 4, by striking all after "(1)"; by striking all in lines 5 through 17; in line 18, by striking all before the period and inserting ""Density figure" means the area of the school district in square miles divided by the number of transported students.

(2) "Transported students" means the number of students who were included in the enrollment of the school district in the preceding year who resided 2 1/2 miles or more by the usually traveled road from the school building such students attended and for whom transportation was made available";

Also on page 15, in line 19, before "K.S.A." by inserting "On and after July 1, 2018,";

On page 16, in line 24, before "K.S.A." by inserting "On and after July 1, 2018,";

On page 18, in line 10, by striking "2019" and inserting "2020"; in line 12, by striking "(a)"; by striking all in line 17; following line 17, by inserting:

"Sec. 11. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5170 is hereby amended to read as follows: 72-5170. (a) (1) In order to accomplish the mission for Kansas education, the state board shall design and adopt a school district accreditation system based upon improvement in performance that equals or exceeds the educational goal set forth in K.S.A. 2017 Supp. 72-3218(c), and amendments thereto, and is measurable. The state board shall hold all school districts accountable to the Kansans can outcomes, or any successor outcomes established by the state board, through the Kansas education systems accreditation rules and regulations, or any successor accreditation system adopted by the state board. The state board shall establish rigorous accountability measures in the areas of social emotional learning, kindergarten readiness, individual plans of study, graduation and postsecondary success. The state board also shall ensure that all school districts and the public schools operated by such districts have programs and initiatives in place for providing those educational capacities set forth in K.S.A. 2017 Supp. 72-3218(c), and amendments thereto. On or before January 15, 2018, and

each January 15 thereafter, the state board shall prepare and submit a report on the school district accreditation system to the governor and the legislature.

(2) The accountability measures established pursuant to paragraph (1) shall be applied both at the district level and at the school level. Such accountability measures shall be reported by the state board for each school district and each school by publication on the internet website of the state department of education. Each school district also shall report such accountability measures for such school district and each school operated by such district by publication on such school district's internet website.

(3) If a school district is not fully accredited and a corrective action plan is required by the state board, such corrective action plan, and any subsequent reports prepared by the state board regarding the progress of such school district in implementing and executing such corrective action plan, shall be published on the state department of education's internet website and such school district's internet website.

(4) If a school district is not fully accredited, the superintendent, or the superintendent's designee, shall appear before the committee on education of the house of representatives and the committee on education of the senate during the regular legislative session that occurs during the same school year in which such school district is not fully accredited. Such school district shall provide a report to such committees on the challenges and obstacles that are preventing such school district from becoming fully accredited.

(b) The state board shall establish curriculum standards that reflect high academic standards for the core academic areas of mathematics, science, reading, writing and social studies. The curriculum standards shall be reviewed at least every seven years. Nothing in this subsection shall be construed in any manner so as to impinge upon any school district's authority to determine its own curriculum.

(c) The state board shall provide for statewide assessments in the core academic areas of mathematics, science, reading, writing and social studies. The board shall ensure compatibility between the statewide assessments and the curriculum standards established pursuant to subsection (b). Such assessments shall be administered at three grade levels, as determined by the state board. The state board shall determine performance levels on the statewide assessments, the achievement of which represents high academic standards in the academic area at the grade level to which the assessment applies. The state board should specify high academic standards both for individual performance and school performance on the assessments.

(d) Each school year, on such date as specified by the state board, each school district shall submit the Kansas education system accreditation report to the state board in such form and manner as prescribed by the state board.

(e) Whenever the state board determines that a school district has failed either to meet the accreditation requirements established by rules and regulations or standards adopted by the state board or provide curriculum based on state standards and courses required by state law, the state board shall so notify the school district. Such notice shall specify the accreditation requirements that the school district has failed to meet and the curriculum that it has failed to provide. Upon receipt of such notice, the board of education of such school district is encouraged to reallocate the resources of the school district to remedy all deficiencies identified by the state board.

(f) Each school in every school district shall establish a school site council composed of the principal and representatives of teachers and other school personnel,

parents of students attending the school, the business community and other community groups. School site councils shall be responsible for providing advice and counsel in evaluating state, school district, and school site performance goals and objectives and in determining the methods that should be employed at the school site to meet these goals and objectives. Site councils may make recommendations and proposals to the school board regarding budgetary items and school district matters, including, but not limited to, identifying and implementing the best practices for developing efficient and effective administrative and management functions. Site councils also may help school boards analyze the unique environment of schools, enhance the efficiency and maximize limited resources, including outsourcing arrangements and cooperative opportunities as a means to address limited budgets.

Sec. 12. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5171 is hereby amended to read as follows: 72-5171. (a) On or before January 15 of each year, the state department of education shall prepare and submit reports on school district funding for each school district to the governor and the legislature.

(b) Each report shall contain the information described in subsection (c) for the school district in terms of actual dollar amounts for the second and immediately preceding school years and budgeted dollar amounts for the current school year.

(c) Each report shall contain the following information for the school district:

- (1) Full-time equivalent enrollment;
- (2) demographic information, including, but not limited to, gender, race, ethnicity, students who are economically disadvantaged, migrants, English language learners and students with disabilities;
- (3) total general and supplemental general funds, including a showing of funding provided by federal sources, state sources and local sources, and total funds per student;
- (4) total capital outlay funds, including a showing of such funding provided by federal sources, state sources and local sources, and capital outlay funds per student;
- (5) total bond and interest funds, including a showing of such funding provided by federal sources, state sources and local sources, and bond and interest funds per student;
- (6) total of all other funds not described in paragraphs (3), (4) and (5), excluding fund transfers, including a showing of such funding provided by federal sources, state sources and local sources, and total funds per student;
- (7) total funds per student of all funds described in paragraphs (3) through (6);
- (8) general fund moneys attributable to the following:
 - (A) BASE aid;
 - (B) high enrollment weighting;
 - (C) low enrollment weighting;
 - (D) school facilities weighting;
 - (E) transportation weighting;
 - (F) at-risk student weighting;
 - (G) preschool-aged at-risk student weighting;
 - (H) high-density at-risk student weighting;
 - (I) career technical education weighting;
 - (J) special education and related services weighting;
 - (K) bilingual weighting;
 - (L) ancillary school facilities weighting;
 - (M) cost-of-living weighting;

- (N) declining enrollment weighting; and
- (O) virtual school state aid;
- (9) total expenditures on the following:
 - (A) At-risk education programs and services;
 - (B) preschool-aged at-risk education programs and services;
 - (C) bilingual education programs and services;
 - (D) career and technical education programs and services;
 - (E) special education and related services; and
 - (F) virtual school programs and services; ~~and~~
 - (10) total expenditures from the special retirement contributions fund;
 - (11) expenditures and fund transfers from the supplemental general fund for those programs and services set forth in paragraph (9) and any other accounting category for which there is an expenditure or transfer from such fund; and
 - (12) general obligation bond indebtedness.

(d) The state board shall provide uniform guidelines for what constitutes total expenditures for the programs and services listed under subsection (c)(9).

Sec. 13. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5173 is hereby amended to read as follows: 72-5173. The legislative post audit committee shall direct the legislative division of post audit to conduct the following performance audits in the fiscal year specified:

(a) A performance audit of transportation services funding. The audit should include a comparison of the amount of transportation services funding school districts receive to the cost of providing transportation services. This performance audit shall be conducted during fiscal year 2018, and the final audit report shall be submitted to the legislature on or before January 15, 2018.

(b) A performance audit of at-risk education funding. The audit should evaluate the method of counting students for at-risk education funding, the level of the at-risk student weighting and high-density at-risk student weighting under the act and how school districts are expending moneys provided for at-risk education. This performance audit shall be conducted during fiscal year 2020, and the final audit report shall be submitted to the legislature on or before January 15, 2020.

(c) A performance audit of bilingual education funding. The audit should evaluate the method of counting students for bilingual education funding, the level of the bilingual weighting under the act and how school districts are expending moneys provided for bilingual education. This performance audit shall be conducted during fiscal year ~~2023~~ 2022, and the final audit report shall be submitted to the legislature on or before January 15, ~~2023~~ 2022.

(d) A study of statewide virtual school programs administered in other states. The study shall include, but not be limited to, the following:

(1) The aggregate cost incurred by each state administering a virtual school program, and the cost incurred by individual school districts or schools within each state;

(2) the resources necessary for the implementation of each virtual school program, including, but not limited to, personnel, equipment, software and facility usage;

(3) the scope of each virtual school program; and

(4) the effectiveness of each virtual school program with respect to student performance and outcomes.

The audit shall be conducted during fiscal year ~~2024~~ 2023, and the final audit report shall be submitted to the legislature on or before January 15, ~~2024~~ 2023.

(e) (1) A performance audit to provide a reasonable estimate of the cost of providing educational opportunities for every public school student in Kansas to achieve the performance outcome standards adopted by the state board of education. This performance audit shall be conducted ~~three~~ two times as follows:

(A) During ~~fiscal year 2019, and the final report submitted to the legislature on or before January 15, 2019;~~

~~(B) during fiscal year 2022~~ 2021, and the final report submitted to the legislature on or before January 15, ~~2022~~ 2021; and

~~(C)(B) during fiscal year 2025~~ 2024, and the final report submitted to the legislature on or before January 15, ~~2025~~ 2024.

(2) Each performance audit required under this subsection shall:

(A) Include reasonable estimates of the costs of providing specialized education services as required by law, including, but not limited to, ~~special education and related services~~, bilingual education and at-risk programs; and

(B) account for other factors which may contribute to variations in costs incurred by school districts, including, but not limited to, total district enrollment and geographic location within the state.

(3) In conducting each performance audit required under this subsection:

(A) Any examination of historical data and expenditures shall correct any recognized inadequacy of such data or expenditure through a statistically valid method of extrapolation; and

(B) subject to the limitations of the division of legislative post audit budget and appropriations therefor, the legislative post auditor may enter into contracts with consultants as the post auditor deems necessary.

~~(f) A performance audit to identify best practices in successful schools. The audit should include a comparison of the educational methods and other practices of demographically similar school districts that achieve significantly different student outcomes based on performance outcome standards adopted by the state board of education. This performance audit shall be conducted during fiscal year 2021, and the final audit report shall be submitted to the legislature on or before January 15, 2021. The audit shall be conducted a second time during fiscal year 2026, and the final audit report shall be submitted to the legislature on or before January 15, 2026 provide a reasonable estimate of the costs of providing special education and related services, including, but not limited to, other factors which may contribute to variations in costs incurred by school districts. This performance audit shall be conducted during fiscal year 2019, and the final audit report shall be submitted to the legislature on or before January 15, 2019.~~;

Also on page 18, in line 18, before "K.S.A" by inserting "On and after July 1, 2018,";

On page 20, in line 19, before "K.S.A" by inserting "On and after July 1, 2018,"; following line 40, by inserting:

"Sec. 16. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5461 is hereby amended to read as follows: 72-5461. (a) Upon receiving an application under K.S.A. 2017 Supp. 72-5460, and amendments thereto, the state board of education shall review the application and examine the evidence furnished in support of the application.

~~(b)(1) Commencing in school year 2017-2018, the state board of education shall not approve any application submitted during the current school year if such approval would result in the aggregate amount of all general obligation bonds approved by the state board for such school year exceeding the aggregate principal amount of all general obligation bonds retired in the immediately preceding school year. In determining whether to approve an application, the state board shall prioritize applications in accordance with the priorities set forth as follows in order of highest priority to lowest priority:~~

~~(A) Safety of the current facility and disability access to such facility as demonstrated by a state fire marshal report, an inspection under the Americans with disabilities act, 42 U.S.C. § 12101 et seq., or other similar evaluation;~~

~~(B) enrollment growth and imminent overcrowding as demonstrated by successive increases in enrollment of the school district in the immediately preceding three school years;~~

~~(C) impact on the delivery of educational services as demonstrated by restrictive inflexible design or limitations on installation of technology; and~~

~~(D) energy usage and other operational inefficiencies as demonstrated by a district-wide energy usage analysis, district-wide architectural analysis or other similar evaluation.~~

~~(2) The state board shall not consider a school district's eligibility for capital improvement state aid, or the amount of capital improvement state aid a school district would be eligible to receive, in determining whether to approve such district's application.~~

~~(3) The provisions of subsection (b)(1) shall not apply to school districts that have not issued any general obligation bonds in the 25 years prior to the current school year.~~

~~(e) After reviewing the application and examining the supportive evidence, the state board of education shall issue an order either granting or denying the application. If the application is approved, the applicant board of education shall request the county election officer to hold an election to vote upon the question of issuing the increased amount of bonds in the manner provided by law.~~

~~(d) Any application that is denied pursuant to subsection (b) may be tentatively approved by the state board of education for the immediately succeeding school year. The amount of general obligation bonds approved in any such application shall be counted first towards the aggregate amount of all general obligation bonds approved by the state board for such school year.~~

~~(e) Commencing in school year 2017-2018, the state board of education shall determine the aggregate principal amount of general obligation bonds retired in the immediately preceding school year.~~

~~(f) The provisions of subsections (b), (d) and (e) shall expire on June 30, 2022.~~

~~Sec. 17. K.S.A. 2017 Supp. 72-5150 and 72-5155 are hereby repealed.;~~

~~Also on page 20, in line 41, before "K.S.A" by inserting "On and after July 1, 2018,"; in line 42, by striking "72-5150,"; also in line 42, by striking "72-5155," and inserting "72-5170, 72-5171, 72-5173,"; in line 43, after "53,116," by inserting "72-5461,";~~

~~On page 21, in line 4, by striking "statute book" and inserting "Kansas register";~~

~~And by renumbering sections accordingly;~~

~~On page 1, in the title, in line 2, after the semicolon by inserting "making and concerning appropriations for the fiscal year ending June 30, 2019, for the department~~

of education;"; in line 4, after the third comma by inserting "72-5170, 72-5171, 72-5173,"; also in line 4, by striking the first "and" and inserting a comma; also in line 4, after "72-53,116" by inserting "and 72-5461"; and the bill be reported without recommendation.

REPORT OF STANDING COMMITTEE

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

Request No. 85, by Representative Jeff Pittman, congratulating Kansas Thespians for the distinction of being a Gold Honor Chapter;

Request No. 86, by Representative Stephanie Clayton, congratulating Sofia Stechsulte for receiving the Girl Scout Gold Award;

Request No. 87, by Representative Don Schroeder, commending Max Harmon for his dedication and service to community;

Request No. 88, by Representative Ken Rahjes, congratulating Northern Valley Boys basketball team for being Class 1A Division II State Champions;

Request No. 89, by Representative Ken Rahjes, congratulating Chuck Fessenden on 42 years of coaching successes at Northern Valley High School;

Request No. 90, by Representative Ken Rahjes, congratulating Chuck Fessenden for the Northern Valley Girls Volleyball Team being Class 1A Division II State Champions;

Request No. 91, by Representative Blake Carpenter, congratulating the Derby High School Girls Basketball Team for being 2018 6A State Champions;

Request No. 92, by Representative Doug Blex, congratulating James Blex on the Rite of Confirmation;

Request No. 93, by Representatives Broderick Henderson and Valdenia Winn, congratulating Barbara Ann Cole on her 80th birthday;

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

On motion of Rep. Hineman, 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 resolution was introduced and read by title:

HOUSE CONCURRENT RESOLUTION No. **HCR 5029**—

By Committee on Taxation

HCR 5029—A PROPOSITION to amend section 6 of article 6 of the constitution of the state of Kansas; declaring the power to appropriate state funds for education to be exclusively a legislative power.

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) *As all political power is inherent in the people, the legislature shall ~~make~~ determine suitable provision for finance of the educational interests of the state. The determination of the total amount of funding that constitutes suitable provision for finance of the educational interests of the state is exclusively a legislative power, and shall be made as provided by law. Such power is committed to the legislature under article 2 of this constitution and shall be shown due respect by the other branches of government. No court, or other tribunal, established by this constitution or otherwise by law shall alter, amend, repeal or otherwise abrogate such power, nor shall such power be exercised by, either directly or indirectly, by any such court or other tribunal.*

(c) 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.

(~~e~~) (d) No religious sect or sects shall control any part of the public educational funds."

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 state that the financing of the educational interests of this state is exclusively a legislative power and cannot be altered or revoked by any state court.

"A vote for this proposition would make financing of the educational interests of this state determined solely by state law, and would not be subject to amendment or repeal by any state court.

"A vote against this proposition would retain the current provision in the Kansas constitution, which has been interpreted by the Kansas supreme court as empowering that court to order the Kansas legislature to fund public schools in whatever amounts that the Kansas supreme court may determine necessary."

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 2018, 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.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Humphries to concur in Senate amendments to **HB 2481**, the motion did not prevail.

On roll call, the vote was: Yeas 58; Nays 64; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcala, Arnberger, Aurand, Awerkamp, Bergquist, Burris, B. Carpenter, Claeys, Clark, Corbet, Delperdang, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Garber, Good, Hawkins, Highland, Hoffman, Houser, Huebert, Humphries, Jacobs, Johnson, K. Jones, Karleskint, Kelly, Landwehr, Lewis, Lusker, Mason, Mastroni, Orr, Osterman, Phelps, R. Powell, Proehl, Rafie, Rahjes, Resman, Ryckman, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Trimboli, Vickrey, Weber, C., Wheeler, Whitmer, K. Williams.

Nays: Alcala, Baker, Ballard, Barker, Becker, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Concannon, Cox, Crum, S., Curtis, Deere, Dierks, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Jennings, Judd-Jenkins, Kessinger, Koesten, Kuether, Lusk, Markley, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, F. Patton, Phillips, Pittman, Probst, Ralph, Rooker, Ruiz, Sawyer, Schreiber, Sloan, Stogsdill, S. Swanson, Thompson, Trimmer, Ward, Waymaster, Weigel, Whipple, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Blex, E. Davis, Victors.

The bill is killed.

Having voted on the prevailing side, pursuant to House Rule 2303, Rep. Jennings moved the House reconsider its previous action on **HB 2481**, and the bill be returned to that order of business, Concur or Noncur. The motion prevailed.

On motion of Rep. Jennings, the House nonconcurred in Senate amendments to **HB 2481** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

CHANGE OF CONFEREES

Speaker pro tem Schwab announced the appointment of Reps. Barker, Highland and Ruiz to replace Reps. Mason, Corbet and Whipple as conferees on **HB 2482**.

REPORT ON ENROLLED BILLS

HB 2457, **HB 2459** reported correctly enrolled, properly signed and presented to the Governor on March 29, 2018.

REPORT ON ENROLLED RESOLUTIONS

HR 6056, **HR 6057** reported correctly enrolled and properly signed on March 29, 2018.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Monday, April 2, 2018.

Journal of the House

FIFTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, April 2, 2018, 10:00 a.m.

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

The roll was called with 120 members present.

Reps. Henderson and Proehl were excused on verified illness.

Reps. Ballard, Ralph and Waymaster were excused on excused absence by the Speaker.

Present later: Reps. Ralph and Waymaster

Prayer by guest chaplain, Dr. S. D. Seaba, Senior Pastor, Elm Grove Baptist Church, Bonner Springs, and guest of Rep. Dove.

Dear Heavenly Father,

I come to you this day as a thankful Kansan, Praying that you will bless this great state, and all of those that represent it. May the dear Lord give wisdom to those who make our decisions. Lord, the leaders who make the laws for our state needs our prayers, and we pray they will seek your wisdom. Father, I ask that you give good health for them and their families.

We pray also for those who represent our cities and towns such as mayors and council members. May each and every one of us seek righteousness and Godliness as we ask for leadership, wisdom and direction. We thank you for blessings and Love. May you keep every one of our leaders safe.

We ask this in Jesus name, Amen!

The Pledge of Allegiance was led by Rep. Esau.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Judiciary: **HCR 5029**.

Taxation: **SB 367, SB 415, SB 430**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Koesten, **HR 6058**, by Reps. Koesten, Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, Curtis, Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgeson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, Patton, Phelps, Phillips, Pittman, Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, Smith, Stogsdill, Sutton, Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Wheeler, Whipple, Whitmer, Williams, Winn and Wolfe Moore, as follows, was introduced and adopted:

HOUSE RESOLUTION No. HR 6058—

HR 6058—A RESOLUTION congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

WHEREAS, The 72nd National Debate Tournament took place from March 20 through March 27, 2018, at Wichita State University and involved the top 78 debate teams in the country that qualified for the tournament; and

WHEREAS, The University of Kansas debate program, coached by Scott Harris, was one of only six university debate programs to qualify three teams to the National Debate Tournament, including seniors Quaram Robinson and Will Katz, junior Jacob Hegna and freshman Nick Martin, and junior Chris Fry and freshman Nick Massa; and

WHEREAS, Robinson and Katz won the Copeland Award as the top-ranked debate team in the country based on the regular season going into the National Debate Tournament post-season; and

WHEREAS, Robinson and Katz had an overall record of 6-2 in the preliminary rounds to advance to the elimination rounds, where they defeated the University of Georgia, Northwestern University and the University of Nevada-Las Vegas to reach the Final Four; and

WHEREAS, Robinson and Katz faced off against undefeated Harvard University in the Final Four and beat them 3-2 to advance to the finals, where they defeated Georgetown University 4-3 to win the National Debate Tournament and capture the national title; and

WHEREAS, Robinson and Katz compiled the most successful season in the history of KU debate as they were the first team in the program's history to win both the regular season national championship and National Debate Tournament championship in the same year; and

WHEREAS, Robinson is the most successful individual debater in the history of KU debate, having twice reached the final round of the National Debate Tournament and reaching the elimination rounds of the tournament four times with four separate partners; and

WHEREAS, This was the KU debate team's sixth National Debate Tournament championship, 16th appearance in the Final Four and the 51st consecutive year that a KU debate team has qualified for the National Debate Tournament: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship, and that we honor the entire KU debate program and head coach, Scott Harris, for another spectacular season; and

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

INTRODUCTION OF GUESTS

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

Colleagues – In the 4th Century, Aristotle argued that a citizen's ability to articulate his thoughts and beliefs was the only way to clarify what the public really wanted to achieve, and without this rhetorical capability the city-state would die. Aristotle believed that through logic and reasoning, rhetorical skills were as important as physical skills in that through rhetoric one could assist in the defense of truth and justice; persuade a less informed audience; and ensure that all sides are considered.

It was through Aristotle's teachings that the foundation of policy debate as we know it today was formed. And, today I rise with immense pride to recognize members of my academic home at the Communication Studies Department and the University of Kansas.

Since 1885, KU has cultivated one of the most successful policy debate programs in the country. And so today, I offer a resolution congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for their NCAA National Championship.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2784, AN ACT concerning the Kansas state employees health care commission; providing for payroll deductions for indemnity insurance; amending K.S.A. 75-6521, 75-6522 and 75-6523 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly,

Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Rafie, Rahjes, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Ballard, Henderson, Proehl, Ralph, Waymaster.

The bill passed.

SB 394, AN ACT concerning state and judicial government contracts and other actions; relating to transparency; amending K.S.A. 46-225, 46-237, 46-269 and 46-271 and K.S.A. 2017 Supp. 46-222, 46-237a and 46-265 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clacys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Rafie, Rahjes, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Ballard, Henderson, Proehl, Ralph, Waymaster.

The bill passed, as amended.

On motion of Rep. Hineman, 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 committee report to **HB 2753** be adopted; and the bill be passed as amended.

On motion of Rep. Hineman, the House recessed until 1:00 p.m.

AFTERNOON SESSION

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

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2523** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **S Sub for S Sub for HB 2386** and has appointed Senators Estes, Olson 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 2549** and has appointed Senators V. Schmidt, Bollier and Kelly as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **Sub HB 2602** and has appointed Senators Baumgardner, Alley and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2481** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H Sub for SB 179**, requests a conference and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 328**, requests a conference and has appointed Senators Estes, Olson and Faust-Goudeau as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 180**, requests a conference and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 199**, requests a conference and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 261**, requests a conference and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 266**, requests a conference and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 281**, requests a conference and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 288**, requests a conference and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 296**, requests a conference and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 310**, requests a conference and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H Sub for SB 336**, requests a conference and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H Sub for SB 374**, requests a conference and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **H Sub for SB 179**.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 180**.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 199**.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 261**.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 266**.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 281**.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 288**.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 296**.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 310**.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 328**.

Speaker pro tem Schwab thereupon appointed Reps. Jennings, Whitmer and Highberger as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **H Sub for SB 336**.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **H Sub for SB 374**.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Osterman, the House concurred in Senate amendments to **Sub HB 2147**, AN ACT concerning income taxation; relating to refunds; certain Native American veterans.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Rafie, Rahjes, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Ballard, Henderson, Proehl, Ralph.

On motion of Rep. Davis, the House concurred in Senate amendments to **HB 2639**, AN ACT concerning child care facilities; relating to individuals maintaining or residing, working or regularly volunteering at a child care facility; collection of a fee for fingerprinting such individuals; amending K.S.A. 2017 Supp. 65-516 and repealing the existing section.

On roll call, the vote was: Yeas 110; Nays 11; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Arnberger, Aurand, Baker, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason,

Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Rafie, Rahjes, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Awerkamp, Burris, B. Carpenter, Garber, Houser, Huebert, Jacobs, K. Jones, R. Powell, Vickrey, Whitmer.

Present but not voting: None.

Absent or not voting: Ballard, Henderson, Proehl, Ralph.

On motion of Rep. Hawkins, the House nonconcurrent in Senate amendments to **S Sub for HB 2028** and asked for a conference.

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

On motion of Rep. Finch, the House nonconcurrent in Senate amendments to **HB 2458** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Finch, the House nonconcurrent in Senate amendments to **HB 2479** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Finch, Ralph and Carmichael as conferees on the part of the House.

On motion of Rep. Johnson, the House nonconcurrent in Senate amendments to **HB 2488** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Johnson, Phillips and Sawyer as conferees on the part of the House.

On motion of Rep. Johnson, the House nonconcurrent in Senate amendments to **HB 2492** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Johnson, Phillips and Sawyer as conferees on the part of the House.

On motion of Rep. Esau, the House nonconcurrent in Senate amendments to **HB 2539** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Esau, Carpenter and Miller as conferees on the part of the House.

On motion of Rep. Sloan, the House nonconcurrent in Senate amendments to **HB 2577** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Sloan, Rahjes and Victors as conferees on the part of the House.

On motion of Rep. Hoffman, the House nonconcurrent in Senate amendments to **HB 2583** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Hoffman, Thompson and Carlin as conferees on the part of the House.

On motion of Rep. Esau, the House nonconcurrred in Senate amendments to **HB 2642** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Esau, Carpenter and Miller as conferees on the part of the House.

On motion of Rep. Seiwert, the House nonconcurrred in Senate amendments to **S Sub for HB 2701** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Seiwert, Garber and Kuether as conferees on the part of the House.

On motion of Rep. Hineman, 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 2562 be passed over and retain a place on the calendar.

Committee report to **HB 2445** be adopted.

Also, on motion of Rep. Patton, **HB 2445** be amended on page 2, in line 7, by subtracting \$12,000,000 from the dollar amount and by adjusting the dollar amount in line 7 accordingly;

On page 23, in line 4, by striking "fully"; in line 8, by striking "fully"; in line 10, by striking "fully"

Also, roll call was demanded on motion of Rep. Landwehr, to amend **HB 2445** on page 2, by striking all in lines 9 through 22 and inserting:

"Mental health intervention team pilot program..... \$4,190,776
Provided, That expenditures shall be made by the above agency to implement the mental health intervention team pilot program so as to improve social-emotional wellness and outcomes for students by increasing schools' access to counselors, social workers and psychologists statewide: *Provided*, That school districts participating in such program shall enter into the necessary memorandums of understanding and other necessary agreements with participating community mental health centers and the appropriate state agencies to implement the pilot program: *Provided further*, That mental health intervention teams shall consist of school liaisons employed by the participating school district, and clinical therapists and case managers employed by the participating community mental health center: *And provided further*, That the following shall participate in the pilot program for fiscal year 2019: (1) 23 schools in the Wichita school district (U.S.D. no. 259); (2) 28 schools in the Topeka school district (U.S.D. no. 501); (3) 10 schools in the Kansas City school district (U.S.D. no. 500); (4) 5 schools in the Parsons school district (U.S.D. no. 503); (5) 4 schools in the Garden City school district (U.S.D. no. 457); and (6) 9 schools served by the central Kansas cooperative in education: *And provided further*, That on or before June 30, 2019, the director of the division of health care finance of the department of health and environment shall certify to the director of the budget and the director of the legislative research department the aggregate amount of expenditures for fiscal year 2019 for treatment and services for

students provided under the mental health intervention team pilot program, or provided based on a referral from such program.

MHIT pilot program – online database.....\$2,500,000
MHIT school liaisons.....\$3,263,110

Provided, That expenditures shall be made by the above agency for mental health intervention team school liaisons employed by those school districts and education cooperatives participating in the mental health intervention team pilot program.

(b) During fiscal year 2019, upon certification by the commissioner of education that the necessary memorandums of understanding have been executed between the participating school districts and community mental health centers to implement the mental health intervention team pilot program, the director of accounts and reports shall transfer \$1,541,050 from the mental health intervention pilot program account in the state general fund of the department of education to the community mental health center improvement fund of the department for aging and disability services: *Provided*, That moneys transferred pursuant to this subsection shall be expended to provide treatment and services for students under the mental health intervention team pilot program who are uninsured or underinsured."

On roll call, the vote was: Yeas 107; Nays 14; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Hibbard, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Neighbor, Ohaebosim, Orr, Osterman, F. Patton, Phelps, Phillips, R. Powell, Rafie, Rahjes, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Carmichael, Crum, S., Helgerson, Highberger, Highland, Houser, Kuether, Murman, Ousley, Parker, Pittman, Probst, Smith, A., Winn.

Present but not voting: None.

Absent or not voting: Ballard, Henderson, Proehl, Ralph.

The motion of Rep. Landwehr to amend **HB 2445** prevailed.

Also, on further motion of Rep. Landwehr to amend **HB 2445**, Rep. Trimmer requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

Roll call was demanded on motion of Rep. Landwehr to amend **HB 2445**, on page **31**, following line 21, by inserting:

"Sec. 17. Sections 17 through 29, and amendments thereto, shall be known and may be cited as the Kansas school closure contingency act.

Sec. 18. As used in the Kansas school closure contingency act:

- (a) "Account" means a Kansas school closure contingency account.
- (b) "Department" means the Kansas department of education.
- (c) "Parent" means a parent, legal guardian custodian or other person with authority

to act on behalf of a qualified student.

(d) "Participating learning entity" means a nonpublic entity that satisfies at least one of the requirements set forth in section 25(a)(1), and amendments thereto.

(e) "Program" means the Kansas school closure contingency program established under section 19, and amendments thereto.

(f) "Qualified student" means a resident of Kansas who:

(1) Is or has been enrolled in kindergarten or any of the grades one through 12 in such student's resident school district;

(2) is eligible to be enrolled in such student's school district in the school year in which an account is first sought for such resident and the resident is under the age of six; or

(A) has established an account pursuant to such act; and

(B) has not graduated from high school.

(g) "Resident school district" means the school district in which a qualified student would be enrolled based on such qualified student's residence.

(h) "Treasurer" means the state treasurer or the state treasurer's designee.

Sec. 19. (a) The treasurer shall administer the Kansas school closure contingency program which is hereby established. The purpose of the program is to provide options for the education of Kansas students in the event the public school system in Kansas is closed due to court order or otherwise closed such that students are not permitted to attend a public school.

(b) Upon the receipt of information that the public schools operated by school districts organized under the laws of this state are prohibited by court order, law or other legally binding order from providing instruction for any portion of any school year, the state board of education shall certify the existence of such conditions and submit such certification to the treasurer.

(c) The provisions of sections 17 through 29, and amendments thereto, shall be effective on and after the date on which the treasurer receives the certification described in subsection (b).

Sec. 20. (a) The treasurer shall establish a Kansas school closure contingency account for each qualified student whose parent satisfies the requirements of the Kansas school closure contingency act.

(b) The treasurer shall maintain an explanation of the following information on the treasurer's website and provide a hard copy of such information to any person who requests it:

(1) The allowable uses of moneys in an account;

(2) the responsibilities of a parent of a qualified student participating in the program;

(3) 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);

(4) the duties of the treasurer; and

(5) a list of participating learning entities.

Sec. 21. (a) To establish an account, the parent of a qualified student shall enter into a written agreement with the treasurer, in a manner and on a form prescribed by the treasurer.

(b) The agreement between the parent of a qualified student and the treasurer shall

provide:

(1) The qualified student shall not enroll full-time in the qualified student's resident school district;

(2) the qualified student shall receive instruction from a participating learning entity or postsecondary educational institution;

(3) the parent shall comply with all requirements and rules and regulations of the program; and

(4) the money in the qualified student's account shall only be expended as authorized by this program.

(c) Only one account may be established for each qualified student. A parent acting on behalf of more than one qualified student shall have a separate written agreement for each qualified student.

(d) A written agreement entered pursuant to the Kansas school closure contingency act shall have a term of one year, but may be terminated early pursuant to subsection (e). Such written agreement shall be executed on or before August 1 of the current school year. Such written agreement may be renewed annually by August 1 upon the written consent of the parent and the treasurer in a manner determined by the treasurer, except the parent may submit a request to the treasurer for an extension of time for renewal not to exceed 30 days. Failure to renew a written agreement does not preclude renewal of such written agreement in a subsequent year. A written agreement that has been terminated pursuant to subsection (e) shall not be renewed.

(e) (1) A written agreement may be terminated by the treasurer upon a determination that:

(A) Money in an account has been used for purposes other than those allowed by the program;

(B) the qualified student no longer satisfies the definition of a "qualified student"; or

(C) the qualified student enrolls in such student's resident school district on a full-time basis.

(2) A written agreement may be terminated by a parent at any time. To terminate a written agreement, such parent shall notify the treasurer in writing of such termination.

(3) When a written agreement is terminated, the account associated with such agreement shall be deemed no longer active, and the treasurer shall close the account in accordance with section 22(d)(2), and amendments thereto.

Sec. 22. (a) (1) There is hereby established in the state treasury the Kansas school closure contingency fund to be administered by the state treasurer. Money in the Kansas school closure contingency fund shall be expended only for the purposes established in the Kansas school closure contingency act. All moneys received pursuant to section 23, 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 Kansas school closure contingency fund.

(2) On or before the 10th of each month, the director of accounts and reports shall transfer from the state general fund to the Kansas school closure contingency fund interest earnings based on:

(A) The average daily balance of moneys in the Kansas school closure contingency fund; and

(B) the net earnings rate of the pooled money investment portfolio for the

preceding month.

(b) Upon execution of an agreement in accordance with section 20, and amendments thereto, the treasurer shall establish an account in the Kansas school closure contingency fund in the state treasury in the name of the qualified student. Upon establishment of such account, the treasurer shall notify the resident school district of the establishment of such an account for the qualified student.

(c) (1) (A) The treasurer shall transfer to a qualified student's account in the Kansas school closure contingency fund an aggregate annual amount equal to the BASE aid, as defined in K.S.A. 2017 Supp. 72-5132, and amendments thereto, for the immediately preceding school year, plus an amount equal to the per student proportion of that portion of the qualified student's resident school district's state foundation aid that is directly attributable to such district's weightings for the immediately preceding school year. The treasurer shall make such transfers in quarterly installments pursuant to a schedule determined by the treasurer.

(B) In addition to any amounts transferred to a qualified student's account pursuant to subparagraph (A), the treasurer shall transfer to a qualified student's account an amount equal to the fees for transportation provided by a participating learning entity required for the qualified student to travel to and from such participating learning entity. Prior to any such transfer, the participating learning entity shall certify the fees for such transportation. In no event shall such transfer exceed \$750.

(2) If a qualified student enrolls in such student's resident school district on a part-time basis, such qualified student or such student's parent shall notify the treasurer and the treasurer shall prorate the amount to be transferred under subsection (c)(1)(A).

(3) The treasurer may deduct a percentage of the amount to be transferred into an account pursuant to subsection (c)(1)(A) as reimbursement for the administrative costs of implementing the provisions of such act as follows:

(A) Up to 5% each year for the first two years money is transferred to a qualified student's account under subsection (c)(1)(A); and

(B) up to 2.5% the third year and each subsequent year money is transferred to a qualified student's account under subsection (c)(1)(A).

(4) No transfers shall be made to any qualified student's account after such student has graduated from high school.

(d) (1) Each account shall remain active until:

(A) A written agreement is terminated pursuant to section 21, and amendments thereto;

(B) the student graduates from high school; or

(C) there are two consecutive years of nonrenewal of an agreement.

(2) When the treasurer determines an account is no longer active, the treasurer shall close the account and certify the amount of funds remaining in the account to the director of accounts and reports. Such certified amount shall be transferred from the closed account to the Kansas school closure contingency fund.

(e) The treasurer shall develop a system for payment of services by participating parents by electronic funds transfer. However, such system shall not require parents to be reimbursed for out-of-pocket expenses. All transfers shall be only for expenditures approved by the treasurer. The treasurer may contract with a third party for the purposes of this subsection.

Sec. 23. (a) The treasurer shall notify the state board of education as to the names

of the students participating in the program and the resident school district of each such student.

(b) For school year 2018-2019, and each school year thereafter, a qualified student shall be counted in the enrollment of such qualified student's resident school district for the purposes of calculating the amount of the state foundation aid per student for the school district. An amount equal to the BASE aid, as defined in K.S.A. 2017 Supp. 72-5132, and amendments thereto, plus an amount equal to the per student proportion of that portion of the qualified student's resident school district's state foundation aid that is directly attributable to such district's weightings for the immediately preceding school year, shall be multiplied by the total number of qualified students in such school district who are participating in the program and have not graduated from high school. The state board of education shall certify the resulting product to the director of accounts and reports. Upon receipt of such certification, the director shall transfer such certified amount from the state general fund to the Kansas school closure contingency fund established in section 22, and amendments thereto.

(c) For school year 2018-2019 and each school year thereafter, the state board shall deduct from the amount of state foundation aid for each school district an amount equal to the amount certified under subsection (b).

Sec. 24. (a) Moneys in the qualified student's account may be accessed by such qualified student's parent, but shall only be expended by such parent for the following purposes:

- (1) Tuition and fees charged by a participating learning entity;
- (2) textbooks and other supplies required by a participating learning entity;
- (3) educational therapies or services provided by a licensed or accredited education provider;
- (4) tutoring services provided by a certified tutor;
- (5) curriculum materials;
- (6) tuition or fees charged by an accredited private online learning program;
- (7) fees for any nationally standardized norm-referenced achievement test, advanced placement examination or other examination related to admission to a postsecondary institution;
- (8) contracted services from a public school district, including individual classes;
- (9) fees for transportation provided by a participating learning entity required for the qualified student to travel to and from a participating learning entity;
- (10) tuition and fees charged by a postsecondary educational institution; and
- (11) any other education expenses approved by the treasurer.

(b) The treasurer shall notify the parent of any expenditures from a qualified student's account that do not meet the requirements of subsection (a). Such parent shall repay the cost of any such expenditures within 30 days of notification by the treasurer.

(c) Except as provided in section 22(d), and amendments thereto, funds remaining in an account at the end of a school year shall roll over to the next succeeding school year.

(d) A participating learning entity providing education services purchased with funds from an account shall not share, refund or rebate any portion of such funds to the parent or qualified student. Any such refund or rebate shall be made directly into the qualified student's account.

(e) No personal deposits may be made into an account.

(f) (1) The treasurer shall conduct or contract to conduct annual audits of school closure contingency accounts to ensure compliance with the provisions of this act. The treasurer shall also conduct or contract to conduct random and quarterly audits of school closure contingency accounts as needed to ensure compliance with the Kansas school closure contingency act.

(2) If the treasurer determines money in an account has been used for purposes other than those allowed by subsection (a), the treasurer may:

(A) Prohibit expenditures from the account until such time as determined by the treasurer;

(B) prorate amounts to be deposited in such account under section 22, and amendments thereto, by an amount equal to the total amount used for purposes other than those allowed by subsection (a); or

(C) terminate the account.

Sec. 25. (a) To become a participating learning entity, an applicant shall submit an application to the treasurer on a form and in a manner prescribed by the treasurer. Such application shall include proof of the following:

(1) The applicant is:

(A) An accredited nonpublic school registered with the state board of education pursuant to K.S.A. 2017 Supp. 72-4346, and amendments thereto;

(B) an accredited program of distance education that is not operated by a public school or the department;

(C) a tutor or tutoring facility that is accredited by a state, regional or national accrediting organization;

(D) an educational therapy provider; or

(E) a special education services provider; and

(2) if the applicant is a nonpublic school, then the applicant provides instruction in at least those subjects required by K.S.A. 2017 Supp. 72-3214, 72-3217 and 72-3235, and amendments thereto.

(b) The treasurer shall approve an application or request additional information as necessary to prove an applicant meets the criteria to be deemed a participating learning entity within 45 days of receiving the application. If the applicant is unable to provide such additional information, the treasurer may deny the application.

(c) The treasurer shall conduct, or contract for the performance of, an audit of a participating learning entity selected at random each year to determine whether the participating learning entity is compliant with the requirements of subsection (a).

(d) (1) The treasurer may revoke a participating learning entity's approval if the treasurer determines the participating learning entity:

(A) Has routinely failed to comply with the provisions of the Kansas school closure contingency act or applicable rules and regulations; or

(B) has failed to provide any educational services required by law to a qualified student receiving instruction from the entity if the entity is accepting payments made from such student's account.

(2) Prior to revoking a participating learning entity's approval, the treasurer shall notify such participating learning entity of impending revocation and the reason for such revocation. The participating learning entity shall have 30 days from the time it was notified to cure the matter identified in the notice. If the participating learning entity fails to cure within 30 days, such participating learning entity's approval shall be

revoked. A participating learning entity whose approval has been revoked shall not be allowed to participate in the program until such time the treasurer determines such participating learning entity is in compliance with the requirements of such act.

(3) If the treasurer revokes a participating learning entity's approval, the treasurer shall immediately notify each parent of a qualified student participating in the program and receiving instruction from such participating learning entity.

(e) The treasurer may notify the attorney general or the district attorney of the county where the participating learning entity is located if a participating learning entity's approval was revoked because of misuse of money paid from an account.

Sec. 26. Enrollment of a qualified student in a nonpublic school that is a participating learning entity shall be considered a parental placement of such student under the individuals with disabilities education act, 20 U.S.C. § 1400 et seq.

Sec. 27. The provisions of the Kansas school closure contingency act shall be subject to the Kansas administrative procedure act.

Sec. 28. On or before January 1, 2019, the treasurer shall adopt rules and regulations necessary to carry out the provisions of the Kansas school closure contingency act.

Sec. 29. Nothing in the Kansas school closure contingency act shall be deemed to limit the independence or autonomy of a participating learning entity or to make the actions of a participating learning entity the actions of the state government.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon by inserting "creating the Kansas school closure contingency act;"

On roll call, the vote was: Yeas 40; Nays 81; Present but not voting: 0; Absent or not voting: 4.

Yeas: Awerkamp, Bergquist, Blex, Burris, B. Carpenter, Claeys, Corbet, E. Davis, Delpdang, Dove, Ellis, Esau, Garber, Hawkins, Highland, Hoffman, Houser, Huebert, Humphries, Jacobs, K. Jones, Landwehr, Mason, Osterman, R. Powell, Rafie, Resman, Ryckman, Schwab, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Trimboli, Vickrey, Waymaster, Weber, C., Whitmer, K. Williams.

Nays: Alcalá, Alford, Arnerberger, Aurand, Baker, Barker, Becker, Bishop, Brim, Burroughs, Carlin, Carmichael, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, Deere, Dierks, Dietrich, Elliott, Eplee, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Helgerson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Ralph, Rooker, Ruiz, Sawyer, Schreiber, Schroeder, Sloan, Smith, A., Stogsdill, S. Swanson, Thompson, Trimmer, Victors, Ward, Weigel, Wheeler, Whipple, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Ballard, Henderson, Proehl, Rahjes.

The motion of Rep. Landwehr to amend **HB 2445** did not prevail.

Also, on motion of Rep. Carpenter to amend **HB 2445**, Rep. Rooker 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. Trimmer to amend **HB 2445**, on page 2, in line 6, by adding **\$135,525,000** to the dollar amount and by adjusting the

dollar amount in line 6 accordingly;

On page 3, in line 12, by striking "\$4,170" and inserting "\$4,365"; in line 13, by striking "\$4,307" and inserting "\$4,560"; in line 14, by striking "\$4,444" and inserting "\$4,755"; in line 15, by striking "\$4,581" and inserting "\$4,950"; in line 16, by striking "\$4,718" and inserting "\$5,145"

On roll call, the vote was: Yeas 46; Nays 76; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Cox, Crum, S., Curtis, Deere, Finney, Frownfelter, Gartner, Good, Helgerson, Highberger, Hodge, Holscher, Horn, Kessinger, Koesten, Kuether, Lusk, Lusker, Markley, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Rooker, Ruiz, Sawyer, Stogsdill, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Landwehr, Lewis, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Ballard, Henderson, Proehl.

The motion of Rep. Trimmer to amend **HB 2445**, did not prevail.

Also, on motion of Rep. Pittman to amend **HB 2445**, the motion did not prevail.

Also, on further motion of Rep. Pittman to amend **HB 2445**, the motion did not prevail.

Also, on motion of Rep. Tarwater to amend **HB 2445**, the motion did not prevail.

Also, on motion of Rep. Whitmer to amend **HB 2445**, Rep. Rooker requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

The motion to recommend **HB 2445** favorably for passage did not prevail.

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 2794, AN ACT concerning income taxation; relating to certain deferred foreign income and global intangible low-taxed income; modifications; amending K.S.A. 2017 Supp. 79-32,117 and 79-32,138 and repealing the existing sections, by Committee on Taxation.

REPORT ON ENGROSSED BILLS

HB 2734 reported correctly engrossed on March 28, 2018.

HB 2753 reported correctly engrossed April 2, 2018.

HB 2496 reported correctly re-engrossed on March 29, 2018.

REPORT ON ENROLLED BILLS

HB 2472, HB 2501, HB 2516, HB 2524, HB 2580, HB 2581 reported correctly enrolled, properly signed and presented to the Governor on April 2, 2018.

REPORT ON ENROLLED RESOLUTIONS

HR 6055 reported correctly enrolled and properly signed on April 2, 2018.

BILLS STRICKEN FROM THE CALENDAR

In accordance with House Rule 1507, the following bills were stricken from the calendar for March 29, 2018: **H Sub for SB 57, H Sub for SB 264.**

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Tuesday, April 3, 2018.

Journal of the House

FIFTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, April 3, 2018, 10:00 a.m.

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

The roll was called with 123 members present.

Reps. Carlin and Schwab were excused on excused absence by the Speaker.

Present later: Rep. Schwab.

Prayer by guest chaplain, Pastor Kyle Borg, Reformed Presbyterian Church, Winchester, and guest of Rep. Ellis.

O God of Grace,
This morning I direct my heart to you as Lord of
heaven earth,
You uphold the world by the power of your Word,
You direct the footsteps of each person according to
your counsel,
You influence even the heart of the king which is in
your hand.
Your goodness is from the rising of the sun to the
setting of the same,
Displayed in every corner of creation,
Manifest in every good thing,
And expressed in the governments and authority you
have appointed.
O Lord, grant to this legislative body today the
company of your favor,
Grant knowledge to discern,
Grant wisdom to govern,
Grant equity to establish,
Grant mercy to succeed,
Grant humility to prosper,
And grant, O Lord, your glory to triumph that all
may know you are Lord.
From you I ask these things not because they are
deserved or earned, but
Because you are gracious and kind,
Because you are patient and long-suffering,
Because you are slow to anger and abounding in
love.
From you, O Father, I ask this in the name of Jesus
Christ, the King of kings, and Lord of lords. Amen.

The Pledge of Allegiance was led by Rep. Davis.

INTRODUCTION OF GUESTS

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

Good morning. I am here today with the Hayden High School Wildcats Mens Basketball Team. These extraordinary gentlemen recently won the Mens State 4A Division II Championship. I would like to recognize the team for their hard work and for this great accomplishment.

I have with me today, the Hayden Wildcats, who I would like to introduce: Head Coach, Torrey Head and Seniors:

DeShawn Hanika
 Jett Canfield
 Hayden Federico
 Garrett Muller
 Levi Braun
 Austin Crow
 Zach Tetuan

I would like to give special recognition to Mr. Zach Harvey for his achievements this year. Zach was awarded All-City, First Team All-Class Honors from the Kansas Basketball Coaches Association, as well as First Team All-State.

These young men are a truly inspiring group and are surely destined to do great things. Please join me in congratulating the Hayden High School Wildcats on their victory.

Rep. Gartner presented the team with a framed House certificate in honor of their achievement.

INTRODUCTION OF GUESTS

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

I wanted to take a moment to recognize a few guests with us today on behalf of a very successful program – the KU Medical Center Scholars in Rural Health. Joining us today are Dr. Gerold Minns, Dean of the University of Kansas School of Medicine, Wichita; Dr. Mike Kennedy, Associate Dean for Rural Health Education and Professor of Family Medicine, KU, Kansas City and Dr. James Kallail, Associate Dean for Research and Director of Scholars in Rural Health for KU, Wichita; and Haley Bowers Lowell, 2018 University of Kansas Medical School Graduate.

The scholars program began in 1997 and was named the Scholars in Primary Care and Scholars in Rural Health program. About ten years ago it was changed to Scholars in Rural Health to define the intent as a rural program. Scholars in Rural Health selects up to 14 college juniors from rural areas who intend to become physicians in a primary care field, such as family medicine, internal medicine or general pediatrics. Participants agree to maintain good grades and to spend 40 hours shadowing a physician in their hometown during their undergraduate study, along with other course work.

In return, they are guaranteed admission to KU Medical School – WITH qualifications: they must be a Kansas resident, live in a rural community, ACT/SAT Score at or above the 75th percentile, demonstrate evidence of the dedication and compassion necessary to be a competent and caring physician. Once accepted, the student must meet guidelines – some of which are a degree from an accredited college, fulfillment of KU School of Medicine prerequisites, GPA greater than 3.5, a satisfactory score on the MCAT, satisfactory completion of shadow hours and written assignments and participation in the orientation and annual meetings and uphold the high ethical and behavioral standards required of medical students and physicians.

The KU School of Medicine has long been recognized as a national leader in the training of rural physicians and now has three campuses that provide the full four-year educational program.

To quote one of our guests – Dr. Kallail, the scholars program “is one small piece” of addressing the state workforce issue in rural settings. One national report gathering facts from rural, primary care physicians over 20 years, discovered a medical student is more likely to end up practicing primary care in a rural area if – they grew up in a rural area, they are married, they are older and attended a public medical school.

I believe KU Med has found part of the rural health solution and it works due to the students they choose to participate. One last piece – of the 14 Rural Scholars this year – 12 out of 14 matched Family Medicine, 8 of the 12 matched in Kansas. Another solid year for the KU Medical Center Scholars in Rural Health! Please join me in giving a warm Kansas House welcome to our guests from KU Medical School and to Haley Bowers Lowell who we know will stay in Kansas as a rural Doctor!

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Taxation: **HB 2794**.

MESSAGES FROM THE GOVERNOR

HB 2457, HB 2459 approved on April 2, 2018.

COMMUNICATIONS FROM STATE OFFICERS

From David N. Harper, Director, Division of Property Valuation; pursuant to K.S.A. 75-3048, 2017 Statistical Report of Property Assessment and Taxation.

From Derek Schmidt, Kansas Attorney General; pursuant to K.S.A. 74-7316, 2017 annual report of Crime Victims Compensation Board.

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

MESSAGES FROM THE SENATE

The Senate announced the appointment of Senators Estes, Olson, and Faust-Goudeau to replace Senators Lynn, Suellentrop, and Holland as conferees on **HB 2482**.

The Senate announced the appointment of Senator Hawk to replace Senator Kelly as a conferee on **H Sub for SB 56**.

The Senate announced the appointment of Senator Hawk to replace Senator Kelly as a conferee on **Sub HB 2556**.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2753, AN ACT concerning taxation; relating to income tax credits and sales tax exemptions; periodic review, reports to certain legislative committees, 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafic, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlin, Schwab.

The bill passed, as amended.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Proehl in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that:

Roll call was demanded on motion of Rep. Whitmer to amend **HB 2445**, on page 3, following line 28, by inserting:

"Sec. 2. During the fiscal year ending June 30, 2019, no moneys appropriated by the legislature from the state general fund or from any special revenue fund or funds for any state agency in chapter 95 or 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature shall be expended to engage in or to support in any manner any litigation by a school district or other political subdivision of the state of Kansas, or any person, association, corporation or other entity against the state of Kansas or any political subdivision of the state of Kansas: *Provided*, That no such moneys shall be paid, donated or otherwise provided to any person, association, corporation or other entity and used for the purpose of any such litigation.";

And by renumbering sections accordingly

On roll call, the vote was: Yeas 49; Nays 74; Present but not voting: 0; Absent or not voting: 2.

Yeas: Arnberger, Aurand, Awerkamp, Barker, Bergquist, Blex, Burris, B. Carpenter, Claeys, Clark, Corbet, E. Davis, Dove, Ellis, Eplee, Esau, Finch, Garber, Hawkins, Highland, Hoffman, Houser, Huebert, Humphries, Jacobs, Johnson, K. Jones, Kelly, Landwehr, Mason, Osterman, R. Powell, Proehl, Rafie, Resman, Ryckman, Schwab, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Trimboli, Vickrey, Waymaster, Weber, C., Whitmer, K. Williams.

Nays: Alcalá, Alford, Baker, Ballard, Becker, Bishop, Brim, Burroughs, Carmichael, Clayton, Concannon, Cox, Crum, S., Curtis, Deere, Delperdang, Dierks, Dietrich, Elliott, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Jennings, Judd-Jenkins, Karleskint, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Ralph, Rooker, Ruiz, Sawyer, Schreiber, Schroeder, Sloan, Stogsdill, S. Swanson, Thompson, Trimmer, Victors, Ward, Weigel, Wheeler, Whipple, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Carlin, Rahjes.

The motion of Rep. Whitmer did not prevail.

Also, roll call was demanded on motion of Rep. Ousley to amend **HB 2445**, on page 2, in line 39, by striking all after the first "the"; by striking all in lines 40 through 43; On page 3, by striking all in lines 1 and 2; in line 3, by striking "education" and inserting "state board of education shall select the school districts and education cooperatives for participation in the pilot program"

On roll call, the vote was: Yeas 37; Nays 84; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Bishop, Burroughs, Carmichael, Clayton, Crum, S., Curtis, Deere, Dierks, Finney, Frownfelter, Gallagher, Good, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Koesten, Lusker, Miller, Murnan, Ohaebosim, Ousley, Parker, Pittman, Probst, Rooker, Sawyer, Stogsdill, Trimmer, Victors, Ward, Weigel, Whipple, Winn.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, E. Davis, Delperdang, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Gartner, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Humphries, Jacobs, Jennings, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Lewis, Markley, Mason, Mastroni, Neighbor, Orr, Osterman, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ruiz, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Carlin, Huebert, Johnson, Lusk.

The motion of Rep. Ousley to amend did not prevail.

Also, on motion of Rep. Eplee, **HB 2445** be amended on page 10, in line 20, following the stricken material, by inserting "follows:"; in line 21, before "one" by

inserting "(a) For school year 2018-2019,"; in line 25, by striking "(ii)"; by striking all in lines 30 through 36; in line 37, by striking all before the period and inserting ";

(b) for school years 2019-2020 and 2020-2021, $\frac{3}{4}$ of a student; and

(c) for school year 2021-2022 and each school year thereafter, $\frac{1}{2}$ of a student.

(ii) This subparagraph (H) shall not apply to:

(a) A student whose parent or legal guardian is an employee of the school district where such student is enrolled; or

(b) a student who attended public school in Kansas during school year 2016-2017 and who attended public school in Kansas during the immediately preceding school year"

Also, on motion of Rep. Averkamp to amend **HB 2445**, the motion did not prevail.

Also, roll call was demanded on motion to recommend **HB 2445** favorably for passage.

On roll call, the vote was: Yeas 71; Nays 53; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Arnberger, Aurand, Baker, Barker, Becker, Bergquist, Brim, Clark, Clayton, Concannon, Cox, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Good, Hawkins, Hibbard, Hineman, Hoffman, Holscher, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phelps, Phillips, Pittman, Proehl, Rafie, Ralph, Resman, Rooker, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thompson, Trimboli, Waymaster, Weber, C., Wheeler, K. Williams.

Nays: Alcalá, Averkamp, Ballard, Bishop, Blex, Burris, Burroughs, Carmichael, B. Carpenter, Claeys, Corbet, Crum, S., Curtis, Dove, Finney, Frownfelter, Garber, Gartner, Helgerson, Henderson, Highberger, Highland, Hodge, Horn, Houser, Huebert, Humphries, Jacobs, K. Jones, Kuetner, Lusk, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, R. Powell, Probst, Rahjes, Ruiz, Sawyer, Stogsdill, Thimesch, Trimmer, Vickrey, Victors, Ward, Weigel, Whipple, Whitmer, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Carlin.

The motion prevailed and the bill be passed as amended.

INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Rep. Hineman, pursuant to House Rule 2311, to advance the following bill to Final Action on Bills and Concurrent Resolutions, the motion did not prevail: **HB 2445**.

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **S Sub for HB 2028** and has appointed Senators V. Schmidt, Bollier and Kelly as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2458** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2479** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2488** and has appointed Senators Tyson, Kerschen and Holland as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2492** and has appointed Senators Tyson, Kerschen and Holland as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2539** and has appointed Senators Bowers, Fitzgerald 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 2577** and has appointed Senators Kerschen, Estes and Francisco as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2583** and has appointed Senators Kerschen, Estes and Francisco as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2642** and has appointed Senators Bowers, Fitzgerald and Faust-Goudeau 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 2701** and has appointed Senators Olson, Petersen and Hawk as conferees on the part of the Senate.

CHANGE OF CONFEREES

Speaker pro tem Schwab announced the appointment of Rep. Dietrich to replace Rep. Dierks as a member of the conference committee on **Sub HB 2602**.

INTRODUCTION OF ORIGINAL MOTIONS

Having voted on the prevailing side, pursuant to House Rule 2303, Rep. Esau moved that the House reconsider its previous action of not advancing **HB 2445** to Emergency Final Action and the bill be returned to that order of business Introduction of Original Motions. Roll call was demanded.

On roll call, the vote was: Yeas 88; Nays 36; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Bishop, Blex, Brim, Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Huebert, Humphries, Jacobs, Jennings, Johnson, Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Orr, Osterman, Patton, Phillips, Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, A. Smith, E. Smith, Sutton, Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Ward, Waymaster, Weber, Wheeler, Whitmer, Williams.

Nays: Alcalá, Ballard, Burreis, Burroughs, Carmichael, Crum, Curtis, Deere, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Houser, Lusk, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Ruiz, Stogsdill, Trimmer, Victors, Weigel, Whipple, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Carlin.

The motion of Rep. Esau prevailed.

On emergency motion of Rep. Hineman pursuant to House Rule 2311, **HB 2445** was advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2445, AN ACT concerning education; relating to the financing thereof; relating to the Kansas school equity and enhancement act; making and concerning appropriations for the fiscal year ending June 30, 2019, for the department of education; amending K.S.A. 2017 Supp. 72-5132, 72-5133, 72-5143, 72-5145, 72-5148, 72-5149, 72-5150, 72-5151, 72-5155, 72-5170, 72-5171, 72-5173, 72-53,113, 72-53,116 and 72-5461 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 72-1171, 72-6463, 72-6464, 72-6465, 72-6466, 72-6467, 72-6468, 72-6469, 72-6470, 72-6471, 72-6472, 72-6473, 72-6474, 72-6475, 72-6477, 72-6478, 72-6479, 72-6480 and 72-6481, was considered on final action.

On roll call, the vote was: Yeas 71; Nays 53; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Arnberger, Aurand, Baker, Ballard, Barker, Becker, Brim, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., E. Davis, Deere, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Gartner, Good, Hawkins, Hibbard, Hineman, Hoffman, Holscher, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mastroni, Murnan, Orr, Osterman, F. Patton, Phelps, Phillips, Pittman, Proehl, Rafie, Ralph, Resman, Rooker, Ryckman, Schreiber, Schroeder, Sloan, Smith, A., Sutton, S. Swanson, Tarwater, Thompson, Trimmer, Waymaster, Weigel, Wheeler, K. Williams, Wolfe Moore.

Nays: Alcalá, Awerkamp, Bergquist, Bishop, Blex, Burris, Burroughs, Carmichael, B. Carpenter, Corbet, Curtis, Delperdang, Dove, Finney, Frownfelter, Garber, Helgerson, Henderson, Highberger, Highland, Hodge, Horn, Houser, Huebert, Humphries, Jacobs, K. Jones, Kuether, Lusk, Mason, Miller, Neighbor, Ohaebosim, Ousley, Parker, R. Powell, Probst, Rahjes, Ruiz, Sawyer, Schwab, Seiwert, Smith, E., Stogsdill, Thimesch, Trimboli, Vickrey, Victors, Ward, Weber, C., Whipple, Whitmer, Winn.

Present but not voting: None.

Absent or not voting: Carlin.

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: The Kansas Taxpayers cannot afford over 2 Billion dollars in new spending and throwing more money at a system that has proven itself to be inefficient is not a responsible use of the taxpayers, hard-earned money and is a betrayal of their trust. Mr. Speaker, I vote no on **HB 2445**. — JOHN WHITMER, TREVOR JACOBS, RANDY POWELL, KEVIN JONES

MR. SPEAKER: I vote yes on **HB 2445**. It bothers me that the court expects schools to address problems that the schools cannot fix. Likely there is no amount of money that can ever fix the underlying issue. That issue: a lack of moral and ethical center for too many folks these days. Broken families and addictions create havoc on the learning ability of students. How can a student be prepared to learn if their home situation is

unstable? As I said, schools cannot fix that, but schools may be the next best solution or situation for many of these children. Resources to address these, and other issues, is not a perfect solution either but is one of the few options available. – DON SCHROEDER

MR. SPEAKER: I vote yes on **HB 2445**. I do so with much reservation. I do believe the equity problems have been fixed. I also believe that the funding for the 2018-19 school year meets the adequacy portion. However, the rest of the funding I believe, will not meet adequacy. I am in hopes that the Supreme Court will keep schools open and allow us to increase funding in the out years as we have the true numbers of revenue after July this year. I believe that a more bi-partisan approach could have resolved my concerns on this bill. – STEVEN G. CRUM

MR. SPEAKER: I do not believe that the funding levels in **HB 2445** are sufficient to meet the Supreme Court mandate that the Legislature adequately fund public schools. I also do not believe that the process involved bi-partisan input. That said, I am willing to act in a bi-partisan fashion anyway and give the bill a chance. I vote yes on **HB 2445** with reservation. – ED TRIMMER, EBER PHELPS, CINDY HOLSCHER, BARBARA BALLARD

MR. SPEAKER: Though it pains me as an educator, I vote no on **HB 2445**. The Kansas Supreme Court made it clear that we need to show our work in adequately funding education. A plan based on previously constitutional levels and adjusted for inflation would make a strong argument to the court. Instead, we have recycled the same failed talking points from last year and focused not on what is constitutional, but on what we choose to say we can afford. Though I hope I am wrong, I expect this bill to be found inadequate. – BRETT PARKER

CHANGE OF CONFEREES

Speaker pro tem Schwab announced the appointment of Reps. Patton and Huebert to replace Reps. Campbell and Aurand as members of the conference committee on **S Sub for HB 2186**.

REPORT ON ENGROSSED BILLS

HB 2639 reported correctly engrossed April 2, 2018.

Sub HB 2147 reported correctly re-engrossed April 2, 2018.

REPORT ON ENROLLED BILLS

HB 2590, HB 2628 reported correctly enrolled, properly signed and presented to the Governor on April 3, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Wednesday, April 4, 2018.

Journal of the House

FIFTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, April 4, 2018, 11:00 a.m.

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

The roll was called with 120 members present.

Reps. Arnberger, Brim, Swanson, Wheeler and Whipple were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Heavenly Father,
thank You for blessing each of us
with a new day.
As these leaders are wrapping up some business
that is crucial and perhaps controversial,
I ask for a spirit of calm and cooperation.
Help them to take the content seriously,
but not themselves.
Help them to take responsibility for the consequences
of their actions and words –
even when they don't think it's their fault.
Help them to consider other's feelings,
even when they may think others are hypersensitive.
Help them to do what they can,
then to trust You for the rest.
Most of all, remind them often that
You are ready, willing and want
to provide them with Your wisdom and guidance.
In Your Name, Amen.

The Pledge of Allegiance was led by Rep. Clayton.

MESSAGES FROM THE SENATE

The Senate announced the appointment of Senator Pettey to replace Senator Hensley as a conferee on **HB 2542**

The Senate concurs in House amendments to **SB 324**, and requests return of the bill.

The Senate concurs in House amendments to **SB 410**, and requests return of the bill.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Davis to replace Rep. Wheeler on Committee on Judiciary on April 4, 2018.

CHANGE OF CONFEREES

Speaker Ryckman announced the appointment of Rep. Pittman to replace Rep. Curtis on Conference Committee on House Government Technology and Security with Senate Ways and Means on April 4, 2018.

REPORTS OF STANDING COMMITTEES

Committee on **Taxation** recommends **SB 419** be passed.

REPORT ON ENROLLED RESOLUTIONS

HR 6058 reported correctly enrolled and properly signed on April 4, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Thursday, April 5, 2018.

Journal of the House

FIFTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, April 5, 2018, 11:00 a.m.

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

The roll was called with 119 members present.

Reps. Henderson and Schwab were excused on verified illness.

Reps. Arnberger, Claeys, Frownfelter and Hawkins were excused on excused absence by the Speaker.

Prayer by guest chaplain, Pastor Jim Dillon, Calvary Baptist Church, Stafford, and guest of Rep. Lewis.

Heavenly Father,

We praise You today because You are the God of the Universe. You are the Lord of Heaven and Earth. You have made the world and everything in it. It is only because of You that we live, move and have our being.

Father, we thank You for the physical blessings of life, how you supply our every need. We are especially thankful for the spiritual blessings we have through faith in You. And we thank you for this day and for the opportunity to live here in Kansas and for these good people who are representing and serving the people of Kansas.

I pray for these men and women of this legislative Body. Fill them with wisdom and courage to do what is right and best for the people of Kansas. Grant them insight and strength to deal with the complex issues of today. Enable them to resist all pressure or counsel that might lead them to violate their oath of office. And may they be good examples of what it means to be servant leaders.

Lord, bless them for their willingness to serve the citizens of Kansas. Give them purpose and joy in their work for the people. For we pray for our good and Your glory –

In His Name, Amen

The Pledge of Allegiance was led by Rep. Holscher.

INTRODUCTION OF GUESTS

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

Today I am joined on the floor by talented young ladies who are truly uncommon. These young women are the 2018 Basketball 6A State Champions. They focus on being

“uncommon” in everything they do. They focus not only on the details of doing things the right way on the court, but also on the details of doing things the right way in their own lives. This season the team has fully invested in being “uncommon.” They are a team full of talent, however they are way more concerned about playing for one another than as individuals. This attitude took them to great heights this year. It allowed them to lift the state championship trophy high in the air.

Off the court, the players have invested their time into working with the young girls who look up to them. They have also participated in community service, such as road side assistance for the Wichita Marathon.

The team’s total GPA is 3.2.

The Derby team has been to four state final games; 1984, 1985, 2017, and 2018. In 2017, they lost by only two points. This season was the very first time the Derby High School Girls Basketball team won the State Championship. USA Today ranked the Derby girls’ basketball team at #10 in the Frontier Region that includes all high schools in the states of Kansas, Oklahoma, Arkansas, Texas, New Mexico, Colorado, Utah, Idaho, Montana, and Wyoming.

Rep. Carpenter introduced the team to the House.

Jaidyn Schomp
 Katelyn Kennedy
 Kennedy Brown
 Kenni Jenson
 Kazia Nero
 Ahdaya Myers
 Aliyah Myers
 Holly Mills
 Head Coach, Jodie Karsak
 Assistant Coach, Jessica Diamond

Body, please join me in congratulating the Derby High School Girls Basketball team.

Rep. Carpenter presented the team with a framed House certificate.

INTRODUCTION OF GUESTS

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

Colleagues, in 1912, in the midst of the Progressive Era and at a time when women in the United States couldn’t yet vote, Juliette Gordon Low envisioned an organization that would prepare girls to meet their world with courage, confidence, and character. It was under her leadership in her hometown of Savannah, Georgia that the Girl Scout Movement was born and redefined what was possible for themselves and for girls everywhere.

Today, it is my honor to welcome the Leawood Cadettes, Troop 108.

These 6th grade girls have been together since 1st grade and over the years they have climbed towers at Ironwoods Park, built fires, taken archery class, and camped under the stars. They have filled backpacks for hungry students, collected personal hygiene items for citizens in need, contributed cookie funds to a dog rescue, and sang Christmas carols to memory care patients in nursing homes.

They have also hosted World Thinking Day for their service unit and earned their Bronze award. Over the years, they have sent hundreds of cases of cookies to our troops serving in Afghanistan.

In short, these girls work together to make the world a better place with courage, confidence, and character.

Rep. Koesten introduced the following troop members to the House:

Evie Burgess
 Mae Briggs
 Rylee Lipplegoos
 Ellison Clark
 Claire Younger
 Amira Dvorak
 Cami Boyce
 Ella Kirwin

I would also like to acknowledge troop leader, Kristi Burgess and all the other parents who make time to support and guide their daughters and the daughters of others: Ann Briggs and her younger daughter Erin; Wendy Kirwin; Kristen Younger and her younger daughter Lauren.

MESSAGES FROM THE GOVERNOR

HB 2472, HB 2501, HB 2541, HB 2558, HB 2650 approved on April 4, 2018.

MESSAGES FROM THE SENATE

The Senate concurs in House amendments to **SB 394**.

The Senate adopts the Conference Committee report on **HB 2470**.

The Senate adopts the Conference Committee report on **HB 2606**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Dietrich, **HR 6059**, by Reps. Dietrich, Alford, Baker, Bishop, Blex, Brim, Burroughs, Clark, Clayton, Cox, Crum, Curtis, Deere, Dierks, Elliott, Ellis, Eplee, Finney, Gallagher, Garber, Good, Hoffman, Holscher, Horn, Huebert, Judd-Jenkins, Kelly, Kessinger, Koesten, Lewis, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Patton, Phelps, Resman, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, Swanson, Tarwater and Wheeler, as follows, was introduced and adopted:

HOUSE RESOLUTION No. **HR 6059**—

HR 6059—A RESOLUTION recognizing the month of April as Child Abuse Prevention Month.

WHEREAS, Children are key to the state's future success, prosperity and quality of life and, while children are our most valuable resource, they are also our most vulnerable; and

WHEREAS, Children have a right to be safe and to be provided an opportunity to thrive, learn and grow; and

WHEREAS, Child abuse and neglect can be prevented by supporting and strengthening Kansas' families, which can help provide children the opportunity to

develop healthy, trusting family bonds, and, consequently, prevent the far-reaching effects of maltreatment and build the foundations of communities; and

WHEREAS, Since it is our duty as a community to extend a helping hand to children and families in need, we must come together as partners to make the voices of our children heard by all; and

WHEREAS, By providing safe, stable and nurturing relationships for our children, free of violence, abuse and neglect, we can ensure that Kansas' children will grow to their full potential as the next generation of leaders, and thus help to secure the future of this state and nation: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize the month of April as Child Abuse Prevention Month; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Dietrich.

INTRODUCTION OF GUESTS

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

The month of April is Child Abuse Prevention Month and you all have a Pinwheel on your desk with a letter from the Children and Seniors Committee.

The pinwheel is the national symbol for child abuse prevention serving as a reminder that children should be raised in safe, stable and nurturing environments free from abuse and neglect.

Today we join the Kansas Children's Service League through this resolution in their efforts to raise awareness for the need to prevent child abuse and neglect. With us is Dona Booe, CEO and President of KCSL. Her organization has advocated for children for 125 years and has impacted the lives of more than 40,000 children and families each year by focusing on preventing child abuse, strengthening families and empowering parents and youth.

Each of us can help by remembering the simple phrase, "if you see something, say something." Report child abuse and neglect and support community service interventions that mitigate childhood and family risk factors. Children are key to our state's future success, prosperity and quality of life, and, while children are our most valuable resource, they are also our most vulnerable.

Child abuse and neglect can be prevented by supporting and strengthening Kansas' families, which can help provide children the opportunity to develop healthy, trusting family bonds and prevent the far-reaching effects of abuse.

I hope you will agree that it is our duty to extend a helping hand to children and families in need to ensure that Kansas' children will grow to their full potential as the next generation of leaders and help to secure the future of this state and nation.

Therefore, be it resolved by the House of Representatives of the State of Kansas that we recognize the month of April as Child Abuse Prevention Month and thank Dona Booe and Kansas Children's Service League for their great work preventing child abuse in Kansas.

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. Lusker, **HR 6054**, A RESOLUTION congratulating and commending the Pittsburg State University men's indoor track and field team on their 2018 NCAA Division II national championship, was adopted.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 272** 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 11, following line 16, by inserting:

(h) For a second violation of K.S.A. 8-1556, and amendments thereto, within five years after a prior conviction of K.S.A. 8-1556, and amendments thereto, such person, upon conviction, shall be fined \$750 for the second violation. For a third and each succeeding violation of K.S.A. 8-1556, and amendments thereto, within five years after two prior convictions of K.S.A. 8-1556, and amendments thereto, such person, upon conviction, shall be fined \$1,000 for the third and each succeeding violation.

New Sec. 3. (a) Notwithstanding any other laws to the contrary, an emergency vehicle may operate at a gross weight not exceeding 86,000 pounds, subject to a maximum weight of:

- (1) 24,000 pounds on a single steering axle;
- (2) 33,500 pounds on a single drive axle;
- (3) 62,000 pounds on a tandem axle;
- (4) 52,000 pounds on a tandem rear drive steer axle.

(b) As used in this section, "emergency vehicle" means a vehicle designed to be used under emergency conditions to:

- (1) Transport personnel and equipment; and
- (2) support the suppression of fires and mitigation of other hazardous situations.

"Sec. 4. K.S.A. 2017 Supp. 8-15,108 is hereby amended to read as follows: 8-15,108. (a) It shall be unlawful for any person to operate a golf cart: (1) On any interstate highway, federal highway or state highway; (2) on any public highway or street within the corporate limits of any city unless authorized by such city; or (3) on any street or highway with a posted speed limit greater than 30 miles per hour.

(b) The provisions of subsection (a) shall not prohibit a golf cart from crossing a federal or state highway or a street or highway with a posted speed limit in excess of 30 miles per hour.

(c) A golf cart shall be operated on any public street or highway only during the hours between sunrise and sunset, unless equipped with: (1) Lights as required by law for motorcycles; and (2) a properly mounted slow-moving vehicle emblem as required by K.S.A. 8-1717, and amendments thereto.

(d) This section shall be part of and supplemental to the uniform act regulating traffic on highways.

Sec. 5. K.S.A. 2017 Supp. 8-1904 is hereby amended to read as follows: 8-1904.

(a) No vehicle including any load thereon shall exceed a height of 14 feet, except that a vehicle transporting cylindrically shaped bales of hay as authorized by K.S.A. 8-

1902(e), and amendments thereto, may be loaded with such bales secured to a height not exceeding 14½ feet. Should a vehicle so loaded with bales strike any overpass or other obstacle, the operator of the vehicle shall be liable for all damages resulting therefrom. The secretary of transportation may adopt rules and regulations for the movement of such loads of cylindrically shaped bales of hay.

(b) No motor vehicle including the load thereon shall exceed a length of 45 feet extreme overall dimension, excluding the front and rear bumpers, except as provided in subsection (d).

(c) Except as otherwise provided in K.S.A. 8-1914 and 8-1915, and amendments thereto, and subsections (d), (e), (f), (g), (h) ~~and~~, (i) and (j), no combination of vehicles coupled together shall exceed a total length of 65 feet.

(d) The length limitations in subsection (b) shall not apply to a truck tractor. No semitrailer which is being operated in combination with a truck tractor shall exceed 59½ feet in length. No semitrailer or trailer which is being operated in a combination consisting of a truck tractor, semitrailer and trailer shall exceed 28½ feet in length.

(e) The limitations in this section governing maximum length of a semitrailer or trailer shall not apply to vehicles operating in the daytime when transporting poles, pipe, machinery or other objects of a structural nature which cannot readily be dismembered, except that it shall be unlawful to operate any such vehicle or combination of vehicles which exceeds a total length of 85 feet unless a special permit for such operation has been issued by the secretary of transportation or by an agent or designee of the secretary pursuant to K.S.A. 8-1911, and amendments thereto. For the purpose of authorizing the issuance of such special permits at motor carrier inspection stations, the secretary of transportation may contract with the superintendent of the Kansas highway patrol for such purpose, and in such event, the superintendent or any designee of the superintendent may issue such special permit pursuant to the terms and conditions of the contract. The limitations in this section shall not apply to vehicles transporting such objects operated at nighttime by a public utility when required for emergency repair of public service facilities or properties or when operated under special permit as provided in K.S.A. 8-1911, and amendments thereto, but in respect to such night transportation every such vehicle and the load thereon shall be equipped with a sufficient number of clearance lamps on both sides and marker lamps upon the extreme ends of any projecting load to clearly mark the dimensions of such load.

(f) The limitations of this section governing the maximum length of combinations of vehicles shall not apply to a combination of vehicles consisting of a truck tractor towing a house trailer, if such combination of vehicles does not exceed an overall length of 97 feet.

(g) The length limitations of this section shall not apply to stinger-steered automobile or boat transporters or one truck and one trailer vehicle combination, loaded or unloaded, used in transporting a combine, forage cutter or combine header to be engaged in farm custom harvesting operations, as defined in K.S.A. 8-143j(d), and amendments thereto. A stinger-steered boat transporter or one truck and one trailer vehicle combination, loaded or unloaded, used in transporting a combine, forage cutter or combine header to be engaged in farm custom harvesting operations, as defined in K.S.A. 8-143j(d), and amendments thereto, shall not exceed an overall length limit of 75 feet, exclusive of front and rear overhang. A stinger-steered automobile transporter shall not exceed an overall length limit of 80 feet, exclusive of front and rear overhang.

(h) The length limitations of this section shall not apply to drive-away saddlemount or drive-away saddlemount with fullmount vehicle transporter combination. A drive-away saddlemount or drive-away saddlemount with fullmount vehicle transporter combination shall not exceed an extreme overall dimension of 97 feet.

(i) The length limitations of this section shall not apply to a one truck-tractor two trailer combination or one truck-tractor semitrailer trailer combination used in transporting equipment utilized by custom harvesters under contract to agricultural producers to harvest wheat, soybeans or milo, during the months of April through November, but the length of the property-carrying units, excluding load, shall not exceed 81½ feet.

(j) The length limitations of this section shall not apply to a towaway trailer transporter combination consisting of a trailer transporter towing unit and two trailers or semitrailers with a total weight not exceeding 26,000 pounds and in which the trailers or semitrailers carry no property and constitute inventory property of a manufacturer, distributor or dealer of such trailers or semitrailers. Such towaway trailer transporter combination shall not exceed a length of 82 feet. As used in this subsection, "a trailer transporting towing unit" means a power unit that is not used to carry property when operating in a towaway trailer transporter combination.;

Also on page 11, in line 17, after "Supp." by inserting "8-15,108, 8-1904 and"; also in line 17, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon by inserting "overtaking and passing of school buses; operation of golf carts, required equipment for night use; length of vehicles, certain vehicle combinations; gross weight limits, emergency vehicles;"; also in line 2, after "Supp." by inserting "8-15,108, 8-1904 and"; in line 3, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

RICHARD J. PROEHL
SHANNON FRANCIS
ADAM LUSKER

Conferees on part of House

MIKE PETERSEN
DANIEL GODDARD
PAT PETTEY

Conferees on part of Senate

On motion of Rep. Proehl, the conference committee report on **Sub SB 272** was adopted.

On roll call, the vote was: Yeas 111; Nays 8; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Alford, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Eplee, Esau, Finch, Finney, Francis, Gallagher, Gartner, Good, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger,

Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Burris, Corbet, Ellis, Garber, Helgerson, K. Jones, Mason, Vickrey.

Present but not voting: None.

Absent or not voting: Arnberger, Claeys, Frownfelter, Hawkins, Henderson, Schwab.

CONFERENCE COMMITTEE REPORT

On motion of Rep. Proehl to adopt the conference committee report on **SB 375**, Rep. Francis offered a substitute motion to not adopt the conference committee report and that a new conference committee be appointed.

The substitute motion of Rep. Francis prevailed and Speaker Ryckman thereupon appointed Reps. Proehl, Francis and Lusker as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2606** 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 13, before "are" by inserting "or the motorcycle safety foundation"; in line 14, after the period by inserting "An applicant seeking exemption from the written and driving tests pursuant to this paragraph shall provide a copy of the motorcycle safety foundation completion form to the division prior to receiving a class M license."; in line 16, by striking "administered by the division"; in line 20, by striking "administered by the division"; in line 22, after the period by inserting "The driving examination required by this paragraph shall be administered by the division, by the department of defense or as part of a curriculum recognized by the motorcycle safety foundation.";

On page 6, following line 4, by inserting:

"Sec. 2. K.S.A. 2017 Supp. 8-247 is hereby amended to read as follows: 8-247. (a) (1) All original licenses issued on and after July 1, 2018, shall expire as follows:

(A) Licenses issued to persons who are at least 21 years of age, but less than 65 years of age shall expire on the sixth anniversary of the date of birth of the licensee which is nearest the date of application;

(B) licenses issued to persons who are 65 years of age or older shall expire on the fourth anniversary of the date of birth of the licensee which is nearest the date of application;

(C) any commercial drivers license shall expire on the ~~fourth~~ fifth anniversary of the date of birth of the licensee which is nearest the date of application;

(D) licenses issued to an offender, as defined in K.S.A. 22-4902, and amendments

thereto, who is required to register pursuant to the Kansas offender registration act, K.S.A. 22-4901 et seq., and amendments thereto, shall expire every year on the date of birth of the licensee; or

(E) licenses issued to persons who are less than 21 years of age shall expire on the licensee's ~~twenty-first~~ 21st birthday.

(2) All renewals under: (A) Paragraph (1) (A) shall expire on every sixth anniversary of the date of birth of the licensee; (B) paragraph (1) (B) ~~and (C)~~ shall expire on every fourth anniversary of the date of birth of the licensee; (C) paragraph (1) (C) shall expire on every fifth anniversary of the date of birth of the licensee; (D) paragraph (1)(D) shall expire every year on the date of birth of the licensee; and ~~(D) (E)~~ paragraph (1) (E), if a renewal license is issued, shall expire on the licensee's ~~twenty-first~~ 21st birthday. No driver's license shall expire in the same calendar year in which the original license or renewal license is issued, except that if the foregoing provisions of this section shall require the issuance of a renewal license or an original license for a period of less than six calendar months, the license issued to the applicant shall expire in accordance with the provisions of this subsection.

(b) If the driver's license of any person expires while such person is outside of the state of Kansas and such person is on active duty in the armed forces of the United States, or is the spouse or a person who is residing with and is a dependent of such person on active duty, the license of such person shall be renewable, without examination, at any time prior to the end of the sixth month following the discharge of such person from the armed forces, or within 90 days after residence within the state is reestablished, whichever time is sooner. If the driver's license of any person under this subsection expires while such person is outside the United States, the division shall provide for renewal by mail, as long as the division has a photograph or digital image of such person maintained in the division's records. A driver's license renewed under the provisions of this subsection shall be renewed by mail only once.

(c) At least 30 days prior to the expiration of a person's license the division shall mail a notice of expiration or renewal application to such person at the address shown on the license. The division shall include with such notice a written explanation of substantial changes to traffic regulations enacted by the legislature.

(d) (1) Except as provided in paragraph (2), every driver's license shall be renewable on or before its expiration upon application and payment of the required fee and successful completion of the examinations required by subsection (e). Application for renewal of a valid driver's license shall be made to the division in accordance with rules and regulations adopted by the secretary of revenue. Such application shall contain all the requirements of ~~subsection (b) of~~ K.S.A. 8-240**(b)**, and amendments thereto. Upon satisfying the foregoing requirements of this subsection, and if the division makes the findings required by K.S.A. 8-235b, and amendments thereto, for the issuance of an original license, the license shall be renewed without examination of the applicant's driving ability. If the division finds that any of the statements relating to revocation, suspension or refusal of licenses required under ~~subsection (b) of~~ K.S.A. 8-240**(b)**, and amendments thereto, are in the affirmative, or if it finds that the license held by the applicant is not a valid one, or if the applicant has failed to make application for renewal of such person's license on or before the expiration date thereof, the division may require the applicant to take an examination of ability to exercise ordinary and reasonable control in the operation of a motor vehicle as provided in K.S.A. 8-235d,

and amendments thereto.

(2) Any licensee, whose driver's license expires on their ~~twenty-first~~ 21st birthday, shall have 45 days from the date of expiration of such license to make application to renew such licensee's license. Such license shall continue to be valid for such 45 days or until such license is renewed, whichever occurs sooner. A licensee who renews under the provisions of this paragraph shall not be required by the division to take an examination of ability to exercise ordinary and reasonable control in the operation of a motor vehicle as provided in K.S.A. 8-235d, and amendments thereto.

(e) (1) Prior to renewal of a driver's license, the applicant shall pass an examination of eyesight. Such examination shall be equivalent to the test required for an original driver's license under K.S.A. 8-235d, and amendments thereto. A driver's license examiner shall administer the examination without charge and shall report the results of the examination on a form provided by the division.

(2) In lieu of the examination of the applicant's eyesight by the examiner, the applicant may submit a report on the examination of eyesight by a physician licensed to practice medicine and surgery or by a licensed optometrist. The report shall be based on an examination of the applicant's eyesight not more than three months prior to the date the report is submitted, and it shall be made on a form furnished by the division to the applicant.

(3) The division shall determine whether the results of the eyesight examination or report is sufficient for renewal of the license and, if the results of the eyesight examination or report is insufficient, the division shall notify the applicant of such fact and return the license fee. In determining the sufficiency of an applicant's eyesight, the division may request an advisory opinion of the medical advisory board, which is hereby authorized to render such opinions.

(4) An applicant who is denied a license under this subsection (e) may reapply for renewal of such person's driver's license, except that if such application is not made within 90 days of the date the division sent notice to the applicant that the license would not be renewed, the applicant shall proceed as if applying for an original driver's license.

(5) When the division has good cause to believe that an applicant for renewal of a driver's license is incompetent or otherwise not qualified to operate a motor vehicle in accord with the public safety and welfare, the division may require such applicant to submit to such additional examinations as are necessary to determine that the applicant is qualified to receive the license applied for. Subject to paragraph (6) of this subsection, in so evaluating such qualifications, the division may request an advisory opinion of the medical advisory board which is hereby authorized to render such opinions in addition to its duties prescribed by ~~subsection (b) of~~ K.S.A. 8-255b(b), and amendments thereto. Any such applicant who is denied the renewal of such a driver's license because of a mental or physical disability shall be afforded a hearing in the manner prescribed by ~~subsection (c) of~~ K.S.A. 8-255(c), and amendments thereto.

(6) Seizure disorders which are controlled shall not be considered a disability. In cases where such seizure disorders are not controlled, the director or the medical advisory board may recommend that such person be issued a driver's license to drive class C or M vehicles and restricted to operating such vehicles as the division determines to be appropriate to assure the safe operation of a motor vehicle by the licensee. Restricted licenses issued pursuant to this paragraph shall be subject to

suspension or revocation. For the purpose of this paragraph, seizure disorders which are controlled means that the licensee has not sustained a seizure involving a loss of consciousness in the waking state within six months preceding the application or renewal of a driver's license and whenever a person licensed to practice medicine and surgery makes a written report to the division stating that the licensee's seizures are controlled. The report shall be based on an examination of the applicant's medical condition not more than three months prior to the date the report is submitted. Such report shall be made on a form furnished to the applicant by the division. Any physician who makes such report shall not be liable for any damages which may be attributable to the issuance or renewal of a driver's license and subsequent operation of a motor vehicle by the licensee.

(f) If the driver's license of any person expires while such person is outside the state of Kansas, the license of such person shall be extended for a period not to exceed six months and shall be renewable, without a driving examination, at any time prior to the end of the sixth month following the original expiration date of such license or within 10 days after such person returns to the state, whichever time is sooner. This subsection (f) shall not apply to temporary drivers' licenses issued pursuant to ~~subsection (b)(3) of~~ K.S.A. 8-240(b)(3), and amendments thereto.

(g) The division shall reference the website of the agency in a person's notice of expiration or renewal under subsection (c). The division shall provide the following information on the website of the agency:

(1) Information explaining the person's right to make an anatomical gift in accordance with K.S.A. 8-243, and amendments thereto, and the revised uniform anatomical gift act, K.S.A. 2017 Supp. 65-3220 through 65-3244, and amendments thereto;

(2) information describing the organ donation registry program maintained by the Kansas federally designated organ procurement organization. The information required under this paragraph shall include, in a type, size and format that is conspicuous in relation to the surrounding material, the address and telephone number of Kansas' federally designated organ procurement organization, along with an advisory to call such designated organ procurement organization with questions about the organ donor registry program;

(3) information giving the applicant the opportunity to be placed on the organ donation registry described in paragraph (2);

(4) inform the applicant that, if the applicant indicates under this subsection a willingness to have such applicant's name placed on the organ donor registry described in paragraph (2), the division will forward the applicant's name, gender, date of birth and most recent address to the organ donation registry maintained by the Kansas federally designated organ procurement organization, as required by paragraph (6);

(5) the division may fulfill the requirements of paragraph (4) by one or more of the following methods:

(A) Providing such information on the website of the agency; or

(B) providing printed material to an applicant who personally appears at an examining station; and

(6) if an applicant indicates a willingness under this subsection to have such applicant's name placed on the organ donor registry, the division shall within 10 days forward the applicant's name, gender, date of birth and most recent address to the organ

donor registry maintained by the Kansas federally designated organ procurement organization. The division may forward information under this subsection by mail or by electronic means. The division shall not maintain a record of the name or address of an individual who indicates a willingness to have such person's name placed on the organ donor registry after forwarding that information to the organ donor registry under this subsection. Information about an applicant's indication of a willingness to have such applicant's name placed on the organ donor registry that is obtained by the division and forwarded under this paragraph shall be confidential and not disclosed.

(h) Notwithstanding any other provisions of law, any offender under subsection (a) (1)(D) who held a valid driver's license on the effective date of this act may continue to operate motor vehicles until the next anniversary of the date of birth of such offender. Upon such date such driver's license shall expire and the offender shall be subject to the provisions of this section.

(i) The director of the division of vehicles shall submit a report to the legislature at the beginning of the regular session in 2012 regarding the impact of not requiring a written test for the renewal of a driver's license, including any cost savings to the division.

Sec. 3. K.S.A. 2017 Supp. 8-2,135 is hereby amended to read as follows: 8-2,135. (a) The commercial driver's license shall be marked "commercial driver's license" or "CDL," and must be, to the maximum extent practicable, tamper proof. It shall include, but not be limited to, the following information:

- (1) The requirements set out in K.S.A. 8-243, and amendments thereto;
- (2) a number or identifier deemed appropriate by the state licensing authority;
- (3) the class or type of commercial motor vehicle or vehicles which the person is authorized to drive together with any endorsements or restriction;
- (4) the name of this state; and
- (5) the dates between which the license is valid.

(b) Commercial drivers' licenses issued pursuant to K.S.A. 8-234b, and amendments thereto, may be issued with the following endorsements or restrictions; and the holder of a valid commercial driver's license may drive all vehicles in the class for which that license is issued, and all lesser classes of vehicles, except motorcycles and vehicles which require an endorsement, unless the proper endorsement appears on the license;

- (1) "H"—authorizes the driver to drive a vehicle transporting hazardous materials;
- (2) "L"—restricts the driver to vehicles not equipped with airbrakes;
- (3) "T"—authorizes driving double and triple trailers;
- (4) "P"—authorizes driving vehicles carrying passengers;
- (5) "N"—authorizes driving tank vehicles;
- (6) "X"—represents a combination of hazardous materials and tank vehicle endorsements;
- (7) "S"—authorizes driving school buses;
- (8) "E"—no manual transmission in CMV;
- (9) "O"—no tractor-trailer;
- (10) "M"—no class A passenger vehicle;
- (11) "N"—no class A or B passenger vehicle;
- (12) "Z"—no full air brake in CMV;
- (13) "K"—for intrastate only; or

(14) "V"—for medical variance.

(c) Before issuing a commercial driver's license, the division must obtain driving record information through the commercial driver license information system, the national driver register and from each state in which the person has been licensed.

(d) Within 10 days after issuing a commercial driver's license, the division shall notify the commercial driver license information system of that fact, providing all information required to ensure identification of the person.

(e) All original licenses issued ~~on and after April 1, 1992~~ July 1, 2018, shall expire on the ~~fourth~~ fifth anniversary of the date of birth of the licensee which is nearest the date of application. All renewals thereof shall expire on every ~~fourth~~ fifth anniversary of the date of birth of the licensee. No driver's license shall expire in the same calendar year in which the original license or renewal license is issued, except that if the foregoing provisions of this section shall require the issuance of a renewal license or an original license for a period of less than six calendar months, the license issued to the applicant shall expire at midnight on every ~~fourth~~ fifth anniversary of the date of birth of the applicant. At least 30 days prior to the expiration of a person's license, the division shall mail a notice of expiration or renewal application to such person at the address shown on the license.

(f) When applying for renewal of a commercial driver's license, the applicant must complete the test required in K.S.A. 8-247(e), and amendments thereto, and the application form required by K.S.A. 8-2,134(b), and amendments thereto, providing updated information and required certifications and if the applicant wishes to retain a hazardous materials endorsement, the applicant must take and pass the test for such endorsement.";

Also on page 6, in line 5, by striking "is" and inserting ", 8-247 and 8-2,135 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the third semicolon by inserting "approved safety training curriculum for motorcycle licenses; renewal period for commercial driver's licenses;"; in line 3, after "8-240" by inserting ", 8-247 and 8-2,135"; also in line 3, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN
DANIEL GODDARD
PAT PETTEY

Conferees on part of Senate

RICHARD J. PROEHL
SHANNON FRANCIS
ADAM LUSKER

Conferees on part of House

On motion of Rep. Proehl, the conference committee report on **HB 2606** was adopted.

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

Yeas: Alcalá, Alford, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clark,

Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Raffie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Arnberger, Claeys, Frownfelter, Hawkins, Henderson, Schwab.

CONFERENCE COMMITTEE REPORT

On motion of Rep. Barker to adopt the conference committee report on **HB 2470**, Rep. Jennings offered a substitute motion to not adopt the conference committee report and that a new conference committee be appointed.

The substitute motion of Rep. Jennings prevailed and Speaker Ryckman thereupon appointed Reps. Barker, Highland and Ruiz as second conferees on the part of the House.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Barker, the House concurred in Senate amendments to **HB 2145**, AN ACT concerning crimes, punishment and criminal procedure; relating to firearms, unlawful possession thereof; exempting certain suppressors; amending K.S.A. {2017} Supp. 21-6301 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 113; Nays 6; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Alford, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Raffie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Blex, Burris, Houser, Jacobs, K. Jones, Smith, A..

Present but not voting: None.

Absent or not voting: Arnberger, Claeys, Frownfelter, Hawkins, Henderson, Schwab.

On motion of Rep. Jennings, the House concurred in Senate amendments to **HB 2454**, AN ACT concerning children and minors; relating to the revised Kansas juvenile justice code; review hearings; dispositional hearing; overall case length limits; absconders; Kansas juvenile justice oversight committee; amending K.S.A. 2017 Supp. 38-2343, 38-2360, 38-2391 and 75-52,161 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 119; Nays 0; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Alford, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Helgerson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Arnberger, Claeys, Frownfelter, Hawkins, Henderson, Schwab.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2582**, be amended by adoption of the amendments recommended by the House Committee on Appropriations as reported in the Journal of the House on March 23, 2018, and the bill, as printed with the amendments by House Committee be further amended:

On page 3, in line 8, by striking "59" and inserting "159";

On page 4, in line 32, by striking all after "from"; in line 33, by striking all before "for" and inserting "the Kansas highway patrol operations fund"; in line 37, by striking "\$3,040.00" and inserting "\$11,833.60";

On page 5, following line 1, by inserting:

"Sec. 11.

KANSAS HIGHWAY PATROL

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of chapter 104 of the 2017 Session Laws of Kansas on the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol is hereby increased from \$52,236,578 to \$52,248,411.60.

(b) On the effective date of this act, the amount of \$12,998,317.75 authorized by section 144(d) of chapter 104 of the 2017 Session Laws of Kansas to be transferred by the director of accounts and reports from the state highway fund of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol on April 1, 2018, is hereby increased to \$13,010,151.35.";

And by renumbering sections accordingly; and the bill be passed as amended.

Committee on **Judiciary** recommends **HCR 5029**, be amended on page 1, in line 20, by striking "As all political power is inherent in the people,"; in line 21, by striking "determine" and inserting "make"; in line 22, by striking all after the period; by striking all in lines 23 through 30; in line 31, by striking all before the period and inserting "Such provision is suitable if it is adequate and equitable. The power to establish and the jurisdiction to resolve all questions regarding the adequacy of such provision shall be exclusively within the legislative power of the state";

On page 2, by striking all in lines 6 and 7; in line 8, by striking all before the period and inserting "provide that suitable provision for the financing for public education means that the provision is adequate and equitable. Questions of adequacy of total funding of public education shall be determined by the legislature"; in line 9, by striking all after "would"; by striking all in lines 10 and 11; in line 12, by striking all before the period and inserting "require suitable provision for the financing of public education to be both adequate and equitable and would reserve the power to establish and resolve any question of the adequacy of the funding to the legislature";

Also on page 2, in line 13, by striking all after "would"; by striking all in lines 14 through 17; in line 18, by striking all before the period and inserting "make no change in current law and maintain the current provisions regarding suitability of the provision made for the finance of education";

On page 1, in the title, in line 2, by striking all after "to"; in line 3, by striking all before the period and inserting "establish adequacy of financing for education as exclusively within the legislative power of the state"; and the resolution be adopted as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Tarwater to replace Rep. Rafie on Committee on Taxation on April 5, 2018.

Also, the appointment of Rep. Parker to replace Rep. Burroughs on Committee on Taxation on April 5, 2018.

REPORT ON ENGROSSED BILLS

HB 2445 reported correctly engrossed April 3, 2018.

REPORT ON ENROLLED BILLS

S Sub for HB 2184, HB 2496 reported correctly enrolled, properly signed and presented to the Governor on April 5, 2018.

REPORT ON ENROLLED RESOLUTIONS

HCR 5028 reported correctly enrolled and properly signed on April 5, 2018.

On motion of Rep. Hineman, the House adjourned until 1:30 p.m., Friday, April 6, 2018.

Journal of the House

SIXTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, April 6, 2018, 1:30 p.m.

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

The roll was called with 120 members present.

Rep. Frownfelter was excused on verified illness.

Reps. Arnberger, Delperdang, Schwab and Sloan were excused on excused absence by the Speaker.

Present later: Rep. Delperdang.

Excused later: Reps. Garber and Schroeder.

Prayer by Chaplain Brubaker:

Almighty God,
we stand before You today
grateful for the many blessings You provide for us.
Jehovah Jireh – the God who provides—
thank You for guiding this body of leadership
throughout this session in all the difficult decisions that have been made.
Thank You for helping them work together for the greater good.
Thank You for the spirit of collaboration and cooperation
that our leaders have shown in working together.
As they finish out this session,
there are still some very serious decisions to be made.
May they continue to work together
in a spirit of unity.
We are reminded of Your Word:
“Let those who are wise understand these things.
Let those with discernment listen carefully.
The paths of the Lord are true and right,
And righteous people live by walking in them.”
In Your Name I Pray, Amen.
(Hosea 14:9)

The Pledge of Allegiance was led by Rep. Cox.

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **SB 375** and has appointed Senators Petersen, Goddard and Pettey as Second conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2470** and has appointed Senators Estes, Olson and Faust-Goudeau as Second conferees on the part of the Senate.

MESSAGES FROM THE SENATE

Announcing passage of **Sub SB 423**.

MESSAGES FROM THE SENATE

The Senate announced the appointment of Senators Baumgardner, Denning and Hensley to replace Senators McGinn, Billinger and Kelly as conferees on **H Sub for SB 109**.

The Senate announced the appointment of Senator Francisco to replace Senator Holland as a conferee on **HB 2488**.

The Senate announced the appointment of Senator Francisco to replace Senator Holland as a conferee on **HB 2492**.

The Senate announced the appointment of Senator Baumgardner to replace Senator Denning and Senator Denning to replace Senator McGinn as conferees on **S Sub for HB 2186**.

The Senate adopts the Conference Committee report on **HB 2597**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 423.

CONFERENCE COMMITTEE REPORT

MADAM 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 amendments as follows:

On page 31, in line 17, by striking "an"; in line 18, by striking "annual" and inserting ", on or before October 1 of each year, a";

On page 114, by striking all in lines 6 through 11 and inserting:

"Sec. 31. K.S.A. 2017 Supp. 21-5909 is hereby amended to read as follows: 21-5909. (a) Intimidation of a witness or victim is preventing or dissuading, or attempting to prevent or dissuade, with an intent to vex, annoy, harm or injure in any way another person or an intent to thwart or interfere in any manner with the orderly administration of justice:

(1) Any witness or victim from attending or giving testimony at any civil or criminal trial, proceeding or inquiry authorized by law; or

(2) any witness, victim or person acting on behalf of a victim from:

(A) Making any report of the victimization of a victim to any law enforcement officer, prosecutor, probation officer, parole officer, correctional officer, community correctional services officer ~~or~~, judicial officer, the secretary ~~of the department of social and rehabilitation~~ for children and families, the secretary for aging and disability

services, or any agent or representative of ~~the either~~ secretary, or any person required to make a report pursuant to K.S.A. 2017 Supp. 38-2223, and amendments thereto;

(B) causing a complaint, indictment or information to be sought and prosecuted; or causing a violation of probation, parole or assignment to a community correctional services program to be reported and prosecuted, and assisting in its prosecution;

(C) causing a civil action to be filed and prosecuted and assisting in its prosecution; or

(D) arresting or causing or seeking the arrest of any person in connection with the victimization of a victim.

(b) Aggravated intimidation of a witness or victim is intimidation of a witness or victim, as defined in subsection (a), when the:

(1) Act is accompanied by an expressed or implied threat of force or violence against a witness, victim or other person or the property of any witness, victim or other person;

(2) act is in furtherance of a conspiracy;

(3) act is committed by a person who has been previously convicted of corruptly influencing a witness or has been convicted of a violation of this section or any federal or other state's statute ~~which that~~, if the act prosecuted was committed in this state, would be a violation of this section;

(4) witness or victim is under 18 years of age; or

(5) act is committed for pecuniary gain or for any other consideration by a person acting upon the request of another person.

(c) (1) Intimidation of a witness or victim is a class B person misdemeanor.

(2) Aggravated intimidation of a witness or victim is a severity level 6, person felony.

Sec. 32. K.S.A. 2017 Supp. 22-3302 is hereby amended to read as follows: 22-3302. (1) At any time after the defendant has been charged with a crime and before pronouncement of sentence, the defendant, the defendant's counsel or the prosecuting attorney may request a determination of the defendant's competency to stand trial. If, upon the request of either party or upon the judge's own knowledge and observation, the judge before whom the case is pending finds that there is reason to believe that the defendant is incompetent to stand trial the proceedings shall be suspended and a hearing conducted to determine the competency of the defendant.

(2) If the defendant is charged with a felony, the hearing to determine the competency of the defendant shall be conducted by a district judge.

(3) The court shall determine the issue of competency and may impanel a jury of six persons to assist in making the determination. The court may order a psychiatric or psychological examination of the defendant. To facilitate the examination, the court may: (a) If the defendant is charged with a felony, commit the defendant to the state security hospital or any county or private institution for examination and report to the court, or, if the defendant is charged with a misdemeanor, commit the defendant to any appropriate state, county or private institution for examination and report to the court, except that the court shall not commit the defendant to the state security hospital or any other state institution unless, prior to such commitment, the director of a local county or private institution recommends to the court and to the secretary ~~of social and rehabilitation for aging and disability~~ services that examination of the defendant should be performed at a state institution; (b) designate any appropriate psychiatric or

psychological clinic, mental health center or other psychiatric or psychological facility to conduct the examination while the defendant is in jail or on pretrial release; or (c) appoint two qualified licensed physicians or licensed psychologists, or one of each, to examine the defendant and report to the court. If the court commits the defendant to an institution for the examination, the commitment shall be for not more than 60 days or until the examination is completed, whichever is the shorter period of time. No statement made by the defendant in the course of any examination provided for by this section, whether or not the defendant consents to the examination, shall be admitted in evidence against the defendant in any criminal proceeding. Upon notification of the court that a defendant committed for psychiatric or psychological examination under this subsection has been found competent to stand trial, the court shall order that the defendant be returned not later than seven days after receipt of the notice for proceedings under this section. If the defendant is not returned within that time, the county in which the proceedings will be held shall pay the costs of maintaining the defendant at the institution or facility for the period of time the defendant remains at the institution or facility in excess of the seven-day period.

(4) If the defendant is found to be competent, the proceedings which have been suspended shall be resumed. If the proceedings were suspended before or during the preliminary examination, the judge who conducted the competency hearing may conduct a preliminary examination or, if a district magistrate judge was conducting the proceedings prior to the competency hearing, the judge who conducted the competency hearing may order the preliminary examination to be heard by a district magistrate judge.

(5) If the defendant is found to be incompetent to stand trial, the court shall proceed in accordance with K.S.A. 22-3303, and amendments thereto.

(6) If proceedings are suspended and a hearing to determine the defendant's competency is ordered after the defendant is in jeopardy, the court may either order a recess or declare a mistrial.

(7) The defendant shall be present personally at all proceedings under this section.

Sec. 33. K.S.A. 2017 Supp. 36-502 is hereby amended to read as follows: 36-502.

(a) It shall be unlawful for any person to engage in the business of conducting a lodging establishment unless such person shall have in effect a valid license therefor issued by the secretary. Applications for such licenses shall be made on forms prescribed by the secretary, and each such application shall be accompanied by the appropriate license fee required by subsection (c). Prior to the issuance of any such license, the secretary shall inspect or cause to be inspected the lodging establishment designated in the application, to determine that it complies with the standards for lodging establishments promulgated pursuant to this act. If such lodging establishment is found to be in compliance, and the completed application and accompanying fees have been submitted, the secretary shall issue the license. If such lodging establishment is found not to be in compliance, the secretary shall deny such application after providing notice and opportunity for a hearing in accordance with the provisions of the Kansas administrative procedure act.

(b) Each license shall designate whether the licensed lodging unit is a hotel, rooming house or boarding house. Any person obtaining a license to engage in the business of conducting a rooming house or boarding house shall not have the right to use the name "hotel" in connection with such business. Every license issued hereunder shall be displayed conspicuously in the lodging establishment for which it is issued, and

no such license shall be transferable to any other person or location. Whenever any such license is lost, destroyed or mutilated, a duplicate license shall be issued to any otherwise qualified licensee upon application therefor and the payment of a fee in the amount of \$5.

(c) The fee for a license to conduct a lodging establishment in this state for all or any part of any calendar year shall be \$30, except that the fee for any lodging establishment containing 10 sleeping rooms shall be \$40 and for every additional 10 rooms therein, an additional fee of \$10 shall be charged. All lodging establishments ~~which that~~ are newly constructed, newly converted to use as a lodging establishment or have a change of ownership shall pay an application fee ~~which that~~ may be adjusted in accordance with the type of establishment or based on other criteria as determined by the secretary, but in no event shall any application fee exceed \$200 in addition to the license fee.

(d) Any lodging establishment that also has a food establishment license shall have a fee set by rule and regulation of the secretary. Such fee shall not exceed the fees for lodging establishments as provided in subsection (c).

(e) A guest house shall not be required to have a lodging license, but such guest house shall be required to be inspected if the secretary receives a complaint concerning such guest house and shall be subject to the temporary closure provisions of ~~subsection (b) of~~ K.S.A. 36-515a(b), and amendments thereto.

(f) A lodging establishment operated in connection with any premises licensed, registered or permitted by the secretary of health and environment, the secretary ~~of social and rehabilitation services for children and families~~, the secretary of corrections or the secretary ~~of for~~ aging, ~~which and~~ disability services that is inspected and regulated pursuant to the respective law or rule and regulation of such secretary, shall not require a license as provided in this section, and the secretary of agriculture shall not be authorized to inspect or cause such premises to be inspected. This subsection shall not apply to a lodging establishment whose primary function is not in connection with any premises licensed, registered or permitted pursuant to the respective law or rule and regulation of such secretary.

Sec. 34. K.S.A. 2017 Supp. 38-2006 is hereby amended to read as follows: 38-2006. The secretary ~~of social and rehabilitation services for children and families~~ shall advise and consult with the secretary of health and environment on issues relating to children's health status.

Sec. 35. K.S.A. 2017 Supp. 38-2212 is hereby amended to read as follows: 38-2212. (a) *Principle of appropriate access.* Information contained in confidential agency records concerning a child alleged or adjudicated to be in need of care may be disclosed as provided in this section. Disclosure shall in all cases be guided by the principle of providing access only to persons or entities with a need for information that is directly related to achieving the purposes of this code.

(b) *Free exchange of information.* Pursuant to K.S.A. 2017 Supp. 38-2210, and amendments thereto, the secretary and juvenile intake and assessment agencies shall participate in the free exchange of information concerning a child who is alleged or adjudicated to be in need of care.

(c) *Necessary access.* The following persons or entities shall have access to information from agency records. Access shall be limited to information reasonably necessary to carry out their lawful responsibilities, to maintain their personal safety and

the personal safety of individuals in their care, or to educate, diagnose, treat, care for or protect a child alleged to be in need of care. Information authorized to be disclosed pursuant to this subsection shall not contain information ~~which that~~ identifies a reporter of a child who is alleged or adjudicated to be a child in need of care.

(1) A child named in the report or records, a guardian ad litem appointed for the child and the child's attorney.

(2) A parent or other person responsible for the welfare of a child, or such person's legal representative.

(3) A court-appointed special advocate for a child, a citizen review board or other advocate ~~which that~~ reports to the court.

(4) A person licensed to practice the healing arts or mental health profession in order to diagnose, care for, treat or supervise: (A) A child whom such service provider reasonably suspects may be in need of care; (B) a member of the child's family; or (C) a person who allegedly abused or neglected the child.

(5) A person or entity licensed or registered by the secretary of health and environment or approved by the secretary ~~of social and rehabilitation services for children and families~~ to care for, treat or supervise a child in need of care.

(6) A coroner or medical examiner when such person is determining the cause of death of a child.

(7) The state child death review board established under K.S.A. 22a-243, and amendments thereto.

(8) An attorney for a private party who files a petition pursuant to ~~subsection (b) of~~ K.S.A. 2017 Supp. 38-2233**(b)**, and amendments thereto.

(9) A foster parent, prospective foster parent, permanent custodian, prospective permanent custodian, adoptive parent or prospective adoptive parent. In order to assist such persons in making an informed decision regarding acceptance of a particular child, to help the family anticipate problems ~~which that~~ may occur during the child's placement, and to help the family meet the needs of the child in a constructive manner, the secretary shall seek and shall provide the following information to such person's as the information becomes available to the secretary:

(A) Strengths, needs and general behavior of the child;

(B) circumstances ~~which that~~ necessitated placement;

(C) information about the child's family and the child's relationship to the family ~~which that~~ may affect the placement;

(D) important life experiences and relationships ~~which that~~ may affect the child's feelings, behavior, attitudes or adjustment;

(E) medical history of the child, including third-party coverage ~~which that~~ may be available to the child; and

(F) education history, to include present grade placement, special strengths and weaknesses.

(10) The state protection and advocacy agency as provided by ~~subsection (a)(10) of~~ K.S.A. 65-5603**(a)(10)** or ~~subsection (a)(2)(A) and (B) of~~ K.S.A. 74-5515**(a)(2)(A) and (B)**, and amendments thereto.

(11) Any educational institution to the extent necessary to enable the educational institution to provide the safest possible environment for its pupils and employees.

(12) Any educator to the extent necessary to enable the educator to protect the personal safety of the educator and the educator's pupils.

(13) Any other federal, state or local government executive branch entity or any agent of such entity, having a need for such information in order to carry out such entity's responsibilities under the law to protect children from abuse and neglect.

(d) *Specified access.* The following persons or entities shall have access to information contained in agency records as specified. Information authorized to be disclosed pursuant to this subsection shall not contain information ~~which that~~ identifies a reporter of a child who is alleged or adjudicated to be a child in need of care.

(1) Information from confidential agency records of the Kansas department ~~of social and rehabilitation services for children and families~~, a law enforcement agency or any juvenile intake and assessment worker of a child alleged or adjudicated to be in need of care shall be available to members of the standing house or senate committee on judiciary, house committee on corrections and juvenile justice, house committee on appropriations, senate committee on ways and means, legislative post audit committee and any joint committee with authority to consider children's and families' issues, when carrying out such member's or committee's official functions in accordance with K.S.A. 75-4319, and amendments thereto, in a closed or executive meeting. Except in limited conditions established by $\frac{2}{3}$ of the members of such committee, records and reports received by the committee shall not be further disclosed. Unauthorized disclosure may subject such member to discipline or censure from the house of representatives or senate. The secretary ~~of social and rehabilitation services for children and families~~ shall not summarize the outcome of department actions regarding a child alleged to be a child in need of care in information available to members of such committees.

(2) The secretary ~~of social and rehabilitation services for children and families~~ may summarize the outcome of department actions regarding a child alleged to be a child in need of care to a person having made such report.

(3) Information from confidential reports or records of a child alleged or adjudicated to be a child in need of care may be disclosed to the public when:

(A) The individuals involved or their representatives have given express written consent; or

(B) the investigation of the abuse or neglect of the child or the filing of a petition alleging a child to be in need of care has become public knowledge, provided, however, that the agency shall limit disclosure to confirmation of procedural details relating to the handling of the case by professionals.

(e) *Court order.* Notwithstanding the provisions of this section, a court of competent jurisdiction, after in camera inspection, may order disclosure of confidential agency records pursuant to a determination that the disclosure is in the best interests of the child who is the subject of the reports or that the records are necessary for the proceedings of the court and otherwise admissible as evidence. The court shall specify the terms of disclosure and impose appropriate limitations.

(f) (1) Notwithstanding any other provision of law to the contrary, except as provided in paragraph (4), in the event that child abuse or neglect results in a child fatality or near fatality, reports or records of a child alleged or adjudicated to be in need of care received by the secretary, a law enforcement agency or any juvenile intake and assessment worker shall become a public record and subject to disclosure pursuant to K.S.A. 45-215, and amendments thereto.

(2) Within seven days of receipt of a request in accordance with the procedures adopted under K.S.A. 45-220, and amendments thereto, the secretary shall notify any

affected individual that an open records request has been made concerning such records. The secretary or any affected individual may file a motion requesting the court to prevent disclosure of such record or report, or any select portion thereof. If the affected individual does not file such motion within seven days of notification, and the secretary has not filed a motion, the secretary shall release the reports or records. If such motion is filed, the court shall consider the effect such disclosure may have upon an ongoing criminal investigation, a pending prosecution, or the privacy of the child, if living, or the child's siblings, parents or guardians. The court shall make written findings on the record justifying the closing of the records and shall provide a copy of the journal entry to the affected parties and the individual requesting disclosure pursuant to the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto.

(3) For reports or records requested pursuant to this subsection, the time limitations specified in this subsection shall control to the extent of any inconsistency between this subsection and K.S.A. 45-218, and amendments thereto. As used in this section, "near fatality" means an act that, as certified by a person licensed to practice medicine and surgery, places the child in serious or critical condition.

(4) Nothing in this subsection shall allow the disclosure of reports, records or documents concerning the child and such child's biological parents ~~which that~~ were created prior to such child's adoption. Nothing herein is intended to require that an otherwise privileged communication lose its privileged character.

Sec. 36. K.S.A. 2017 Supp. 39-1702 is hereby amended to read as follows: 39-1702. As used in this act:

(a) "Children and adolescents who require multiple levels and kinds of specialized services which are beyond the capability of one agency" means children and adolescents who are residents of Kansas, and with respect to whom there is documentation that: (1) Various agencies have acknowledged the need for a certain type of service and have taken action to provide that level of care; (2) various agencies have collaborated to develop a program plan to meet the needs of the child or adolescent; and (3) various agencies have collaborated to develop programs and funding to meet the need of the child or adolescent, and that existing or alternative programs and funding have been exhausted or are insufficient or inappropriate in view of the distinctive nature of the situation of the child or adolescent.

(b) "Agency" means and includes county health departments, area offices of the ~~Kansas department of social and rehabilitation services for children and families or the Kansas department for aging and disability services~~, district offices of the department of health and environment, local offices of the department of labor, boards of education of public school districts, community mental health centers, community facilities for people with intellectual or developmental disabilities, or both, district courts, county commissions; and law enforcement agencies.

(c) "Authorized decision makers" means agency representatives who have the authority to commit the resources of the agency they represent in the provision of services to any child or adolescent whose needs are brought before a regional interagency council.

(d) "District court" means the chief judge for a judicial district.

(e) "Parent" means a natural parent, an adoptive parent, a stepparent, a foster care provider of a child or adolescent for whom services are needed from more than one agency; or a person acting as parent of a child or adolescent for whom services are

needed from more than one agency.

(f) "Person acting as parent" means a guardian or conservator, or a person, other than a parent, who is liable by law to maintain, care for; or support a child or adolescent, ~~or~~ who has actual care and custody of the child or adolescent and is contributing the major portion of the cost of support of the child or adolescent, ~~or~~ who has actual care and control of the child or adolescent with the written consent of a person who has legal custody of the child or adolescent; or who has been granted custody of the child or adolescent; by a court of competent jurisdiction.

Sec. 37. K.S.A. 2017 Supp. 40-4702 is hereby amended to read as follows: 40-4702. (a) The governor of the state of Kansas shall appoint a committee ~~which that~~ shall be known as the Kansas business health policy committee, whose purpose is to explore opportunities and encourage employer participation in health plans developed by the committee for low and modest wage employees of small employers.

(b) The Kansas business health policy committee, hereinafter referred to as the health committee, shall consist of:

- (1) The secretary of the department of commerce or the secretary's designee;
- (2) the secretary ~~of the department of social and rehabilitation services for children and families~~ or the secretary's designee;
- (3) the secretary for aging and disability services or the secretary's designee;
- (4) the commissioner of insurance or the commissioner's designee;
- ~~(4)~~(5) one member appointed by the president of the senate;
- ~~(5)~~(6) one member appointed by the speaker of the house of representatives;
- ~~(6)~~(7) one member appointed by the minority leader of the senate;
- ~~(7)~~(8) one member appointed by the minority leader of the house of representatives; and

~~(8)~~(9) three members at large from the private sector appointed by the governor.

The secretary of each state agency represented on this committee shall provide such staff and other resources as the health committee may require.

(c) (1) The initial meeting of the health committee shall be convened within 60 days after the effective date of this act by the governor at a time and place designated by the governor.

(2) Meetings of the health committee subsequent to its initial meeting shall be held and conducted in accordance with policies and procedures established by the health committee.

(3) Commencing at the time of the initial meeting of the health committee, the powers, authorities, duties and responsibilities conferred and imposed upon the health committee by this act shall be operative and effective.

(d) The health committee shall develop and approve a request for proposals for a qualified entity to serve as the Kansas business health partnership, hereinafter referred to as health partnership, ~~which that~~ shall provide a mechanism to combine federal and state subsidies with contributions from small employers and eligible employees to purchase health insurance in accordance with guidelines developed by the health committee.

(e) The health committee shall evaluate responses to the request for proposals and select the qualified entity to serve as the health partnership.

(f) The health committee shall:

- (1) Develop, approve and revise subsidy eligibility criteria provided that:

(A) Low wage and modest wage employees of small employers shall be eligible for subsidies if:

(i) The small employer has not previously offered health insurance coverage within the two years next preceding the date upon which health insurance is offered; or

(ii) the small employer has previously offered health insurance coverage and a majority of such small employer's employees are low wage or modest wage employees as defined in K.S.A. 40-4701, and amendments thereto;

(B) any small employer's eligible employee with a child who is eligible for coverage under the state children's health insurance program established by K.S.A. 38-2001 et seq., and amendments thereto, or in the state medical assistance program shall be eligible automatically for a subsidy and shall be included in the determination of eligibility for the small employer and its low and modest wage employees; and

(C) at least 70% of the small employer's eligible employees without group health insurance coverage from another source are insured through the partnership; and

(2) determine and arrange for eligibility determination for subsidies of low wage or modest wage employees; and

(3) develop subsidy schedules based upon eligible employee wage levels and family income; and

(4) be responsible for arranging for the provision of affordable health care coverage for eligible employees of small employers and evaluating and creating the opportunity to improve health care provided by plans in the small group health insurance program.

(g) The health committee shall oversee and monitor the ongoing operation of any subsidy program and the financial accountability of all subsidy funds. If, in the judgment of the health committee, the entity selected to serve as the health partnership fails to perform as intended, the health committee may terminate its selection and designation of that entity as the health partnership and may issue a new request for proposal and select a different qualified entity to serve as the health partnership.

(h) The health committee is hereby authorized to accept funds from the federal government, or its agencies, or any other source whatsoever for research studies, investigation, planning and other purposes related to implementation of the objectives of this act. Any funds so received shall be deposited in the state treasury and shall be credited to a special revenue fund ~~which that~~ is hereby created and shall be known as the health committee insurance fund and used in accordance with or direction of the contributing federal agencies. Expenditures from such fund may be made for any purpose in keeping with the responsibilities, functions and authority of the department. Warrants on such fund shall be drawn in the same manner as required of other state agencies upon vouchers approved by the secretary of health and environment, or the secretary's designee, upon receiving prior approval of the health committee.

(i) The health committee is authorized to develop policies for the administration of the subsidy program and for the use of additional federal or private funds to subsidize health insurance coverage for low and modest wage employees of predominantly low-wage small employers. The health committee shall be responsible for setting benefit levels and establishing performance measures for health plans providing health care coverage for this program that include quality, preventative health and other supplementary measures. The health committee shall limit access to the program subsidy to the projected annualized expenditure.

(j) The health committee is hereby authorized to organize, or cause to be organized,

one or more advisory committees. No member of any advisory committee established under this subsection shall have previously received or currently receive any payment or other compensation from the health partnership. The membership of each advisory committee established under this subsection shall contain at least one representative who is a small employer and one representative who is an eligible employee as defined in K.S.A. 40-4701, and amendments thereto, and one representative of the insurance industry.

(k) The health committee shall report on an annual basis on the following subjects:

- (1) Quality assurance measures;
- (2) disease prevention activities;
- (3) disease management activities; and
- (4) other activities or programs the committee decides to include.

Sec. 38. K.S.A. 2017 Supp. 65-689 is hereby amended to read as follows: 65-689.

(a) It shall be unlawful for any person to engage in the business of conducting a food establishment or food processing plant unless such person shall have in effect a valid license therefor issued by the secretary.

(b) Applications for such licenses shall be made on forms prescribed by the secretary, and each such application shall be accompanied by an application fee and by a license fee. Prior to the issuance of any such license, the secretary shall inspect or cause to be inspected the food establishment or food processing plant designated in the application, to determine that it complies with rules and regulations adopted pursuant to the food, drug and cosmetic act, and amendments thereto. If the food establishment or food processing plant is found to be in compliance, and the completed application and accompanying fees have been submitted, the secretary shall issue the license. If the food establishment or food processing plant is found not to be in compliance, the secretary shall deny the application for a license after providing notice and opportunity for a hearing in accordance with the provisions of the Kansas administrative procedure act.

(c) Every license issued hereunder shall be displayed conspicuously in the food establishment or food processing plant for which it is issued, and no such license shall be transferable to any other person or location. Whenever any such license is lost, destroyed or mutilated, a duplicate license shall be issued to any otherwise qualified licensee upon application therefor and the payment of a fee in the amount of \$5.

(d) A license shall not be required by:

(1) A plant or facility registered or licensed by the department of agriculture pursuant to article 7 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, or licensed or registered by the department of agriculture pursuant to article 6a of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, shall not be required to obtain a separate license pursuant to this section if the inspections conducted under the respective acts encompass all operations of the facility.

(2) A registered nonprofit organization that provides food without charge solely to people who are food insecure, including, but not limited to, soup kitchens and food pantries.

(3) A location where prepackaged individual meals are distributed to persons eligible under the federal older Americans act.

(4) A person who produces food for distribution directly to the end consumer, if such food does not require time and temperature control for safety or specialized processing, as determined by the secretary.

(5) A person who serves food exclusively on interstate conveyances or common carriers.

(6) A person operating a food establishment for less than seven days in any calendar year.

(7) A person who prepares, serves or sells food for the sole purpose of soliciting funds to be used for community or humanitarian purposes or educational or youth activities.

(8) A person operating a food vending machine, if the food vending machine company:

(A) Is licensed as a food establishment, or if located in another state, licensed according to the laws of such state;

(B) maintains, and makes available to the secretary, a current record of the location of each food vending machine it operates or services; and

(C) conspicuously displays the company name, phone number and any additional information the secretary may require on each such vending machine.

(9) A person providing only complimentary coffee to its patrons whose primary business is unrelated to operating a food establishment or food processing plant.

(10) A person operating a farm winery, as defined in K.S.A. 41-102, and amendments thereto, who does not produce or offer any food products other than wine produced at such farm winery.

(11) A retailer, as defined in K.S.A. 41-102, and amendments thereto, that sells only alcoholic liquors and cereal malt beverages.

(12) A food establishment that sells or offers for sale only packaged foods that are non-hazardous and are received directly from a licensed food production facility in packaged form, if such food establishment contains less than 200 cubic feet as measured pursuant to ~~subsection (e)~~ of K.S.A. 65-688(e), and amendments thereto.

(13) A person who provides food samples, without charge, to promote, advertise or compliment the sale of food or associated food preparation equipment.

(14) A guest house, as defined in K.S.A. 36-501, and amendments thereto.

(e) The exemption provided to those entities provided in subsection (d) shall not be exempt from inspection or regulation when a violation is observed or reported to the secretary.

(f) A food establishment operated in connection with any premises licensed, registered or permitted by the secretary of health and environment, the secretary ~~of social and rehabilitation services for children and families~~, the secretary of corrections or the secretary ~~of for~~ aging, which and disability services that is inspected and regulated pursuant to the respective law or rule and regulation of such secretary, shall not require a license, and the secretary of agriculture shall not be authorized to inspect or cause such premises to be inspected. This subsection shall not apply to a food establishment whose primary function is not in connection with any premises licensed, registered or permitted pursuant to the respective law or rule and regulation of such secretary.

Sec. 39. K.S.A. 2017 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 the age of 21;

(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; or

(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; or

(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; and

(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. 2017 Supp. 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 the age of 21;

(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; and

(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 under K.S.A. 2017 Supp. 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 the age of 21; and

(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 4,000 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 150 hours of clinical supervision, including not less than 50 hours of person-to-person individual supervision, integrating diagnosis and treatment of substance use disorders with use of the diagnostic and statistical manual of mental disorders of the American psychiatric association; or has completed not less than one year of postgraduate supervised professional experience in accordance with a clinical supervision plan approved by the board of not less than 2,000 hours of supervised professional experience including at least 750 hours of direct client contact conducting substance abuse assessments and treatment with individuals, couples, families or groups and not less than 75 hours of clinical supervision, including not less than 25 hours of person-to-person individual supervision, integrating diagnosis and treatment of substance use disorders with use of the diagnostic and statistical manual of mental disorders of the American psychiatric association, and such person has a doctoral degree in addiction counseling or a related field as approved by the board; 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 4,000 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 150 hours of clinical supervision, including not less than 50 hours of person-to-person individual supervision, integrating diagnosis and treatment of substance use disorders with use of the diagnostic and statistical manual of mental disorders of the American psychiatric association; or has completed not less than one year of postgraduate supervised professional experience in accordance with a clinical supervision plan approved by the board of not less than 2,000 hours of supervised professional experience including at least 750 hours of direct client contact conducting substance abuse assessments and treatment with individuals, couples, families or groups and not less than 75 hours of clinical supervision, including not less than 25 hours of person-to-person individual supervision, integrating diagnosis and treatment of substance use disorders with use of the diagnostic and statistical manual of mental disorders of the American psychiatric association, and such person has a doctoral degree in addiction counseling or a related field as approved by the board; 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 4,000 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 150 hours of clinical supervision, including not less than 50 hours of person-to-person individual supervision, integrating diagnosis and treatment of substance use disorders with use of

the diagnostic and statistical manual of mental disorders of the American psychiatric association; or has completed not less than one year of postgraduate supervised professional experience in accordance with a clinical supervision plan approved by the board of not less than 2,000 hours of supervised professional experience including at least 750 hours of direct client contact conducting substance abuse assessments and treatment with individuals, couples, families or groups and not less than 75 hours of clinical supervision, including not less than 25 hours of person-to-person individual supervision, integrating diagnosis and treatment of substance use disorders with use of the diagnostic and statistical manual of mental disorders of the American psychiatric association, and such person has a doctoral degree in addiction counseling or a related field as approved by the board; 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; and

(3) has passed an examination approved by the board; and

(4) has satisfied the board that the applicant is a person who merits the public trust; and

(5) has paid the application fee fixed under K.S.A. 2017 Supp. 65-6618, and amendments thereto.

~~(d) Prior to July 1, 2017, a person who was registered by the behavioral sciences regulatory board as an alcohol and other drug counselor or credentialed by the Kansas department for aging and disability services as an alcohol and drug credentialed counselor or credentialed by the Kansas association of addiction professionals as an alcohol and other drug abuse counselor in Kansas at any time prior to the effective date of this act, who was registered in Kansas as an alcohol and other drug counselor, an alcohol and drug credentialed counselor or a credentialed alcohol and other drug abuse counselor within three years prior to the effective date of this act and whose last registration or credential 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 addiction counselor by providing demonstration acceptable to the board of competence to perform the duties of an addiction counselor.~~

~~(e) Prior to July 1, 2017, any person who was registered by the behavioral sciences regulatory board as an alcohol and other drug counselor or credentialed by the department of social and rehabilitation services as an alcohol and drug credentialed counselor or credentialed by the Kansas association of addiction professionals as an alcohol and other drug abuse counselor in Kansas at any time prior to the effective date of this act, and who is also licensed to practice independently as a mental health practitioner or person licensed to practice medicine and surgery, and who was registered or credentialed in Kansas as an alcohol and other drug counselor within three years prior to the effective date of this act and whose last registration or credential 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 addiction counselor and may engage in the independent practice of addiction counseling and is authorized to diagnose and treat substance use 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.~~

~~(f) Prior to July 1, 2017, any person who was credentialed by the department of social and rehabilitation services as an alcohol and drug counselor and has been actively engaged in the practice, supervision or administration of addiction counseling in Kansas for not less than four years and holds a master's degree in a related field from a college or university approved by the board and whose last registration or credential 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 clinical addiction counselor and may engage in the independent practice of addiction counseling and is authorized to diagnose and treat substance use 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.~~

Sec. 40. K.S.A. 2017 Supp. 75-7d01 is hereby amended to read as follows: 75-7d01. (a) There is hereby created in the office of the attorney general a batterer intervention program certification unit.

(b) Except as otherwise provided by law, the books, documents, papers, records or other sources of information obtained and the investigations conducted by the unit shall be confidential as required by state or federal law.

(c) The purpose of the batterer intervention program certification unit is to certify and inspect batterer intervention programs in Kansas. To accomplish this purpose, upon request of the unit, the unit shall have access to all records of reports, investigation documents and written reports of findings related to confirmed cases of domestic violence or exploitation of persons or cases in which there is reasonable suspicion to believe domestic violence has occurred ~~which that~~ are received or generated by the Kansas department of social and rehabilitation services for children and families, the Kansas department on for aging and disability services, the department of health and environment or the Kansas bureau of investigation.

(d) The attorney general shall develop a set of tools, methodologies, requirements and forms for the domestic violence offender assessment required by ~~subsection (p) of~~ K.S.A. 2017 Supp. 21-6604(p), and amendments thereto. The batterer intervention program tools, methodologies, requirements and forms shall be developed in consultation with the agency certified by the centers for disease control and prevention and the department of health and human services as the domestic violence coalition for the state and with local domestic violence victims' services organizations.

(e) The attorney general may appoint a panel to assist the attorney general by making recommendations regarding the:

- (1) Content and development of a batterer intervention certification program; and
- (2) rules and regulations.

(f) The attorney general may appoint such advisory committees as the attorney general deems necessary to carry out the purposes of the batterer intervention program certification act. Except as provided in K.S.A. 75-3212, and amendments thereto, no member of any such advisory committee shall receive any compensation, subsistence,

mileage or other allowance for serving on an advisory committee or attending any meeting thereof.

Sec. 41. K.S.A. 75-5309 is hereby amended to read as follows: 75-5309. Except as otherwise provided in this order, or in K.S.A. 75-5310, and amendments thereto, the ~~secretary of social and rehabilitation services for children and families~~ shall appoint, subject to the Kansas civil service act, all subordinate officers and employees of the Kansas department of social and rehabilitation services for children and families, and all such subordinate officers and employees shall be within the classified service.

Sec. 42. K.S.A. 2017 Supp. 75-5321a is hereby amended to read as follows: 75-5321a. The ~~secretary of social and rehabilitation services for children and families~~ shall take necessary actions to transfer the administration of certain long-term care programs and services to the ~~secretary of~~ for aging and disability services. The programs shall include the nursing facility services payment program, the home and community based services for the frail elderly waiver program, the case management for the frail elderly program and the income-eligible (home care) program. Excluding nursing facility programs, the programs to be transferred shall not include long-term care programs for individuals under the age of 65 with mental illness, intellectual disability, other mental disabilities or physical disabilities. All such transfers shall be made only in accordance with federal grant requirements related to such programs.

Sec. 43. K.S.A. 75-5904 is hereby amended to read as follows: 75-5904. (a) On and after July 1, 1977, all the powers, duties, functions, records, property and personnel of the existing services to the aging section of the department of social and rehabilitation services are hereby transferred to and conferred and imposed upon the ~~secretary of~~ aging created by this act for aging and disability services, except as otherwise provided.

(b) The ~~secretary of aging created by this act~~ for aging and disability services shall be a continuation of the services to the aging section of the department of social and rehabilitation services and shall be the successor in every way to the powers, duties and functions of the section, except as herein otherwise provided. On and after July 1, 1977, every act performed in the exercise of such powers, duties and functions by or under the authority of the ~~secretary of aging~~ for aging and disability services shall be deemed to have the same force and effect as if performed by the services for aging section of the department of social and rehabilitation services in which such functions were vested prior to July 1, 1977.

(c) On and after July 1, 1977, wherever the services to the aging section of the department of social and rehabilitation services, or words of like effect, is referred to or designated by a statute, contract or other document, such reference or designation shall be deemed to apply to the ~~secretary of aging~~ for aging and disability services.

(d) All orders and directives of the services to the aging section of the department of social and rehabilitation services in existence immediately prior to July 1, 1977, shall continue in force and effect and shall be deemed to be duly issued orders and directives of the ~~secretary of aging~~ for aging and disability services, until reissued, amended or nullified pursuant to law.

Sec. 44. K.S.A. 76-157 is hereby amended to read as follows: 76-157. Whenever a blind person has been an actual resident of the state for one year next preceding, and a student in actual attendance at a community junior college in the state or at a college, university, technical or professional school located in this state, and authorized by law to grant degrees, other than an institution established for the regular instruction of the

blind, and such student shall be designated by the secretary ~~of social and rehabilitation services for children and families~~ as a fit person to receive and as one who ought to receive the aid hereinafter provided for, ~~said the~~ secretary shall employ persons to read to such student from textbooks and pamphlets used by such ~~students~~ student in ~~his or her~~ the student's studies at such college, university, or school.

Sec. 45. K.S.A. 76-158 is hereby amended to read as follows: 76-158. The secretary ~~of social and rehabilitation services for children and families~~ is hereby authorized and empowered to select such persons as are entitled to the benefits of this act in the several colleges, universities or schools. The secretary ~~of social and rehabilitation services for children and families~~ shall not furnish a reader to any blind person who is not regularly matriculated, who is not in good and regular standing, who is not working for a degree from the institution in which ~~he or she~~ such person is matriculated, and who is not doing the work regularly prescribed by the institution for the degree for which ~~he or she~~ such person is a candidate, and after making such selection the secretary ~~of social and rehabilitation services for children and families~~ is authorized to name and designate some suitable and capable person to read to such blind student from textbooks and pamphlets used by ~~him or her~~ such person in studies in such college, university, or school and to fix the pay to be received by such reader for such services.

Sec. 46. K.S.A. 76-1238 is hereby amended to read as follows: 76-1238. This act is cumulative, and is intended to give authority to the Kansas department ~~of social and rehabilitation for aging and disability~~ services to enter into new contract with the city of Osawatomie; for such water supply; upon the termination of like contract about to expire.

Sec. 47. K.S.A. 76-14a04 is hereby amended to read as follows: 76-14a04. (a) The secretary ~~of social and rehabilitation for aging and disability~~ services is hereby authorized and empowered to execute any lease upon such terms and conditions deemed advisable by the secretary, for the exploration or production of any oil, gas or other minerals retained by the state of Kansas in and under the property in Ellsworth county described as the southwest quarter of section 29, township 15, range eight, except the portion thereof used for cemetery purposes, as provided in K.S.A. 76-14a03.

(b) The amount of money received from such lease including any money received for the production of any oil, gas or other minerals shall be credited to the state general fund.

(c) The property described in subsection (a) is deemed to be under the control of the secretary for purposes of executing such leases for the exploration or production of any oil, gas or other minerals.

Sec. 48. K.S.A. 76-1519a is hereby amended to read as follows: 76-1519a. The secretary ~~of social and rehabilitation for aging and disability~~ services is hereby authorized and empowered to lease, upon such terms and conditions as it shall deem advisable, any part of the property at the Norton state hospital, which is not now needed for the care and treatment of tuberculosis patients, for the purpose of providing a home for the aged or for the establishment of a school or home for ~~retarded~~ children and adults with intellectual or developmental disability or for the establishment of a public or private nonprofit alcoholic treatment center. Such lease shall not be made for a period of more than two ~~(2)~~ years, but may be renewed for like periods from time to time. All moneys received from any such lease shall be paid into the state treasury, and the state

treasurer shall credit the same to the general fee fund of the state sanatorium of tuberculosis.

Sec. 49. K.S.A. 19-4016, 40-2,116, 40-12a01, 75-5309, 75-5904, 76-157, 76-158, 76-371, 76-1238, 76-14a04, 76-1510b, 76-1519a, and 76-1522 and K.S.A. 2017 Supp. 12-736, 21-5417, 21-5909, 21-6109, 22-3302, 22-4612, 36-501, 36-502, 38-2006, 38-2212, 39-1430, 39-1431, 39-1433, 39-1602, 39-1702, 39-1903, 40-2,105, 40-2,105a, 40-3401, 40-3403, 40-4702, 59-2946, 59-29b46, 59-3077, 65-689, 65-4412, 65-4432, 65-4915, 65-4921, 65-5601, 65-6610, 65-6805, 75-7d01, 75-5321a, 75-5923, 75-6102, 75-7033, 79-201b and 79-3606 are hereby repealed.";

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 8; in line 9, by striking all before the period and inserting "certain state agencies; relating to the Kansas department for aging and disability services and the Kansas department for children and families; making certain statutory revisions and updates to laws in accordance with prior legislative enactment and executive order; amending K.S.A. 19-4016, 40-2,116, 40-12a01, 75-5309, 75-5904, 76-157, 76-158, 76-1238, 76-14a04 and 76-1519a and K.S.A. 2017 Supp. 12-736, 21-5417, 21-5909, 21-6109, 22-3302, 22-4612, 36-501, 36-502, 38-2006, 38-2212, 39-1430, 39-1431, 39-1433, 39-1602, 39-1702, 39-1903, 40-2,105, 40-2,105a, 40-3401, 40-3403, 40-4702, 59-2946, 59-29b46, 59-3077, 65-689, 65-4412, 65-4432, 65-4915, 65-4921, 65-5601, 65-6610, 65-6805, 75-7d01, 75-5321a, 75-5923, 75-6102, 79-201b and 79-3606 and repealing the existing sections; also repealing K.S.A. 76-371, 76-1510b and 76-1522 and K.S.A. 2017 Supp. 75-7033";

And your committee on conference recommends the adoption of this report.

DANIEL HAWKINS
SUSAN CONCANNON
MONICA MURNAN

Conferees on part of House

VICKI SCHMIDT
BARBARA BOLLIER
LAURA KELLY

Conferees on part of Senate

On motion of Rep. Hawkins, the conference committee report on **SB 217** was adopted.

On roll call, the vote was: Yeas 118; Nays 1; Present but not voting: 1; Absent or not voting: 5.

Yeas: Alcalá, Alford, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst,

Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Ward.

Present but not voting: Carmichael.

Absent or not voting: Arnberger, Delperdang, Frownfelter, Schwab, Sloan.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 282** 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 20, by striking all in lines 25 through 41;

On page 22, in line 4, by striking "man" and inserting "humans"; in line 6, by striking "man" and inserting "humans";

On page 24, in line 32, by striking "any"; in line 33, by striking all before the period and inserting "cannabidiol (other trade name: 2-[(3-methyl-6-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol)";

On page 29, in line 24, by striking all after "(3)"; in line 25, by striking all before the period and inserting "cannabidiol (other trade name: 2-[(3-methyl-6-(1-methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-1,3-benzenediol)";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking "concerning CBD"; in line 3, by striking "products;";

And your committee on conference recommends the adoption of this report.

DANIEL R. HAWKINS

SUSAN CONCANNON

MONICA MURNAN

Conferees on part of House

VICKI SCHMIDT

BARBARA BOLLIER

LAURA KELLY

Conferees on part of Senate

On motion of Rep. Hawkins, the conference committee report on **SB 282** was adopted.

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs,

Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Arnberger, Delperdang, Frownfelter, Schwab, Sloan.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to SB 307 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, in line 23, after "fee" by inserting "of \$50"; in line 24, by striking all after "application"; by striking all in lines 25 through 34; in line 35, by striking "\$10";

On page 2, in line 6, by striking "fees" and inserting "fee";

On page 4, in line 20, after "days" by inserting ", or 160 hours,";

On page 5, in line 41, after "organization" by inserting "or other nationally recognized organization";

On page 6, in line 15, by striking "30" and inserting "35";

On page 7, in line 37, after "organization" by inserting "or other nationally recognized organization"; in line 38, by striking "water"; also in line 38, after "that" by inserting "uses water to propel the patron through the ride and that"; in line 39, by striking "the"; in line 40, by striking "water" and inserting "such";

On page 11, in line 41, by striking the third comma;

And your committee on conference recommends the adoption of this report.

JOHN E. BARKER

RONALD L. HIGHLAND

LOUIS E. RUIZ

Conferees on part of House

BUD ESTES

RICK BILLINGER

OLETHA FAUST GOUDEAU

Conferees on part of Senate

On motion of Rep. Highland, the conference committee report on **SB 307** was adopted.

On roll call, the vote was: Yeas 114; Nays 6; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, B. Carpenter, Clark, Clayton, Concannon,

Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Carlin, Carmichael, Claeys, Jacobs, Kuether, Ryckman.

Present but not voting: None.

Absent or not voting: Arnberger, Delperdang, Frownfelter, Schwab, Sloan.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 348** 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 14, by striking "or nonprofit dental services corporation"; in line 21, by striking all after "plan"; in line 22, by striking all before "that"; in line 23, by striking all after "plan";

On page 5, in line 13, by striking "or nonprofit dental services corporation"; following line 13, by inserting:

"New Sec. 4. (a) In the coverage for the next health plan coverage year commencing on January 1, 2019, the state employees health care commission shall provide for the coverage for amino acid-based elemental formula, regardless of delivery method, for the diagnosis or treatment of food protein-induced enterocolitis syndrome, eosinophilic disorders or short bowel syndrome, if prescribed by a prescriber, as defined by K.S.A. 65-1626, and amendments thereto, authorized by the pharmacy act of the state of Kansas and the applicable medical professional licensure entity in the state of Kansas.

(b) (1) Pursuant to the provisions of K.S.A. 40-2249a, and amendments thereto, on or before March 1, 2020, the state employees health care commission shall submit to the president of the senate and to the speaker of the house of representatives a report including the following information pertaining to the mandated coverage for amino acid-based elemental formula provided during the plan year commencing on January 1, 2019, and ending on December 31, 2019:

(A) The impact that the mandated coverage for amino acid-based elemental formula required by subsection (a) has had on the state health care benefits program;

(B) data on the utilization of coverage for amino acid-based elemental formula by covered individuals and the cost of providing such coverage for amino acid-based elemental formula; and

(C) a recommendation whether such mandated coverage for amino acid-based elemental formula should continue for the state health care benefits program or whether

additional utilization and cost data is required.

(2) At the next legislative session following receipt of the report required in paragraph (1), the legislature may consider whether or not to require the coverage for amino acid-based elemental formula required by subsection (a) to be included in 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 that provides coverage for accident and health services and that is delivered, issued for delivery, amended or renewed in this state on or after July 1, 2021.";

Also on page 5, in line 7, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after the semicolon by inserting "relating to health insurance;"; in line 2, after the semicolon by inserting "coverage for amino acid-based elemental formula;";

And your committee on conference recommends the adoption of this report.

JENE VICKREY

WILLIE O. DOVE

CINDY NEIGHBOR

Conferees on part of House

JEFF LONGBINE

RICK BILLINGER

LYNN W. ROGERS

Conferees on part of Senate

On motion of Rep. Vickrey, the conference committee report on **SB 348** was adopted.

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claey's, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Arnberger, Delperdang, Frownfelter, Schwab, Sloan.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2597** 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 2, following line 3, by inserting:

"Sec. 3. K.S.A. 12-104 is hereby amended to read as follows: 12-104. ~~In acts granting or limiting executive or administrative powers to city governments, or prescribing procedure, the designation of "the governing body" shall be held to include mayor and council, mayor and commissioners and board of commissioners, as the status of cities affected may require; and the commission to revise the statutes is authorized to substitute the words, "the governing body" for the terms mayor and council, mayor and commissioners or board of commissioners in all acts~~ In commission and commission-manager cities, the mayor shall be considered part of the city governing body in all matters. In mayor-council, modified mayor-council and mayor-council-manager cities, the mayor shall be considered part of the city governing body for the purpose of voting on the passage of a charter ordinance. Whether the mayor is considered part of the governing body for purposes of voting on any other matter shall otherwise be established by ordinance of the city passed by a ²/₃ majority of the council. All existing ordinances and charter ordinances relating to the mayor being considered part of the city governing body shall remain in effect until amended or repealed by such city.

Sec. 4. K.S.A. 19-3419a is hereby amended to read as follows: 19-3419a. The election commissioners in any county shall receive a salary in an amount to be fixed by resolution of the board of county commissioners of the county. ~~On and after January 1, 1977, the compensation so fixed shall be in an amount not less than ten thousand dollars (\$10,000) per annum.~~ Such salary shall be an annual salary payable in equal monthly installments ~~or in the manner as other county officers and employees.~~

The election commissioner shall receive a car allowance in an amount to be fixed by resolution of the board of county commissioners.

Sec. 5. K.S.A. 19-3420 is hereby amended to read as follows: 19-3420. ~~The election commissioner shall appoint one assistant, known as assistant election commissioner, who shall receive an annual salary to be fixed by the election commissioner and shall be paid in the same manner as other county officers and employees, and in addition the election commissioner shall certify to the board of county commissioners the amount necessary for clerk hire and expense, which amount shall be allowed by the board of county commissioners of said county. The board of county commissioners shall also authorize the statutory mileage allowance provided for in K.S.A. 75-3203 for the assistants of the election commissioner, to provide and maintain means of travel within their county. In counties having a population of more than two hundred thousand (200,000) the election commissioner shall appoint two (2) assistants, known as assistant election commissioners who shall be paid as provided for in this act~~ The election commissioner may appoint one or more assistants, known as assistant election commissioners, who shall receive an annual salary to be fixed by the election commissioner, consistent with the compensation policies and pay plan adopted by the board of county commissioners, and shall be paid in the same manner as other

county officers and employees. In addition, the election commissioner may hire additional staff as may be needed to effectively operate the office of election commissioner and to conduct the elections required by law, subject to the adopted policies and procedures of the board of county commissioners. Such staff shall be paid and provided employment benefits in the same manner as other county employees.

Sec. 6. K.S.A. 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, as a part of his or her official duties shall have and exercise the following powers and authority:

~~(a)(1) Such commissioner shall~~ 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 ~~said the~~ county. ~~Such The~~ commissioner shall accept and file nomination and declaration papers of candidates and declarations of party affiliation;

~~(b)(2) Such commissioner shall~~ give notice by publication in the official county paper, at least ~~fifteen (15)~~ 15 days before the holding of any election, except as otherwise provided by law, of the time of holding ~~such the~~ election, and the officers at that time to be chosen, and any other matters to be voted upon;

~~(c)(3) Such commissioner shall~~ 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 ~~such the~~ county election officer by the secretary of state, ~~as provided by law~~, and of all persons from whom nomination papers or declarations have been filed with ~~such the~~ election officer ~~as provided by law~~, giving the name and address of each, the title to ~~such 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 or declaration papers are on file with ~~such the~~ election officer, a copy of the first issue containing ~~such the~~ publication notice;

~~(d)(4) Such commissioner shall~~ 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 ~~said the~~ county. ~~Such The~~ commissioner shall conduct negotiations for the letting of the contract to print ~~such~~ ballots and shall let the contract, with the approval of the board of county commissioners; ~~and~~

~~(e)(5) Such commissioner shall~~ 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 ~~said the~~ election commissioner, ~~and shall proceed in accordance with any laws of the state dealing with the subject.~~

~~On or before July 15 of each year, the election commissioner shall certify to the board of county commissioners an itemized statement showing the amount necessary to pay the salary of the election commissioner, the deputy election commissioner and other employees in the office of the election commissioner and other expenses of said office during the next ensuing budget year and the county commissioners shall cause the same to be included in the county budget for such ensuing budget year~~

(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.;

Also on page 2, in line 4, after "K.S.A." by inserting "12-104,;" also in line 4, by striking "and" and inserting a comma; also in line 4, after "19-2654" by inserting ", 19-3419a, 19-3420 and 19-3424"; in line 6, 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 "amending" and inserting "local government; relating to urban areas; city governing bodies; county commission authority concerning election commissioners;"; also in line 3, after "K.S.A." by inserting "12-104,;" also in line 3, by striking the first "and" and inserting a comma; also in line 3, after "19-2654" by inserting ", 19-3419a, 19-3420 and 19-3424";

And your committee on conference recommends the adoption of this report.

ELAINE BOWERS
STEVE FITZGERALD
OLETHA FAUST GOUDEAU
Conferees on part of Senate

KRISTEY WILLIAMS
JACK THIMESCH
JOHN ALCALA
Conferees on part of House

On motion of Rep. Williams, the conference committee report on **HB 2597** was adopted.

On roll call, the vote was: Yeas 90; Nays 30; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Aurand, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, B. Carpenter, Clark, Clayton, Concannon, Cox, Curtis, E. Davis, Dierks, Dietrich, Dove, Elliott, Eplee, Finch, Francis, Gallagher, Gartner,

Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Horn, Houser, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Orr, Osterman, F. Patton, Phelps, Phillips, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Schreiber, Schroeder, Seiwert, Smith, A., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Waymaster, Weber, C., Weigel, Wheeler, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Awerkamp, Burris, Carmichael, Claeys, Corbet, Crum, S., Deere, Ellis, Esau, Finney, Garber, Hodge, Holscher, Huebert, Jacobs, K. Jones, Lusker, Ohaebosim, Ousley, Parker, Pittman, R. Powell, Sawyer, Smith, E., Stogsdill, Trimboli, Vickrey, Victors, Ward, Whipple.

Present but not voting: None.

Absent or not voting: Arnberger, Delperdang, Frownfelter, Schwab, Sloan.

EXPLANATION OF VOTE

MR. SPEAKER: I vote No on the conference committee report for **HB 2597**. The CCR contains HB 2509 which puts the election budget under control of the county commission. Unlike other areas of county budgets, elections affect the basic right of citizens to select their government officials. Controlling the Election Commissioner through control of the budget will only result in disenfranchised voters causing fewer polling places, fewer poll workers, longer lines, eliminating advanced ballot application notices for elections, and delays in counting the results. The very people who are canvassing the results of elections should not also have power over the process of elections. For these reasons, I vote No on **HB 2597**. – KEITH ESAU, JOHN CARMICHAEL, JESSE BURRIS

CONFERENCE COMMITTEE REPORT

On motion of Rep. Barker to adopt the conference committee report on **HB 2280**, Rep. Highland offered a substitute motion to not adopt the conference committee report and that a new conference committee be appointed.

The substitute motion of Rep. Highland prevailed and Speaker Ryckman thereupon appointed Reps. Barker, Highland and Ruiz as second conferees on the part of the House.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Gallagher, the House concurred in Senate amendments to **HB 2232**, AN ACT concerning adult care homes; relating to electronic monitoring.

(The House requested the Senate to return the bill, which was in conference).

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

Yeas: Alcalá, Alford, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings,

Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Raffie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Arnberger, Delperdang, Dove, Frownfelter, Schwab, Sloan.

On motion of Rep. Proehl, the House concurred in Senate amendments to **HB 2599**, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the special olympics Kansas, the choose life, the city of Wichita, Korean war, operation desert storm, operation Iraqi freedom and operation enduring freedom license plates; amending K.S.A. 2017 Supp. 8-1,141 and 8-1,147 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, Alford, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Raffie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Arnberger, Delperdang, Frownfelter, Schwab, Sloan.

On motion of Rep. Hoffman, the House concurred in Senate amendments to **HB 2477**, AN ACT concerning agriculture; relating to the Kansas pet animal act; amending K.S.A. 47-1702, 47-1703, 47-1704, 47-1719, 47-1720, 47-1733, 47-1734 and 47-1736 and K.S.A. 2017 Supp. 47-1701, 47-1709, 47-1721 and 47-1723 and repealing the existing sections.

On roll call, the vote was: Yeas 116; Nays 4; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Aurand, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton,

Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Raffie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Awerkamp, Burris, Garber, Sutton.

Present but not voting: None.

Absent or not voting: Arnberger, Delperdang, Frownfelter, Schwab, Sloan.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 375** 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.

RICHARD J. PROEHL

SHANNON FRANCIS

ADAM LUSKER

Conferees on part of House

MIKE PETERSEN

DANIEL GODDARD

PAT PETTEY

Conferees on part of Senate

On motion of Rep. Proehl the conference committee report on **SB 375** to agree to disagree, was adopted.

Speaker Ryckman thereupon appointed Reps. Proehl, Francis and Lusker as third conferees on the part of the House.

CHANGE OF CONFEREES

Reps. Patton, Huebert, and Trimmer are appointed to replace Reps. Waymaster, Davis, and Wolfe Moore as members of the conference committee on **H Sub for SB 109**.

MESSAGES FROM THE GOVERNOR

HB 2516, HB 2524, HB 2590, HB 2628 approved on April 5, 2018.

REPORTS OF STANDING COMMITTEES

Committee on **Taxation** recommends **HB 2761** be passed.

Committee on **Taxation** recommends **SB 415**, as amended by Senate Committee of the Whole, be amended on page 3, in line 27, after "effect" by inserting "on and after July 1, 2028, or"; in line 30, after "Kansas" by inserting "retailers"; and the bill be passed as amended.

Committee on **Taxation** recommends **SB 449** be amended on page 3, in line 1, after "beneficiary" by inserting ", unless otherwise required by section 1917(b) of the federal social security act, 42 U.S.C. § 1396p(b)"; 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. 94, by Representative Landwehr, congratulating Sierra Scott for being named Ms. United States;

Request No. 95, by Representative Doug Blex, congratulating Wayne and Linda Moon on their 50th Wedding Anniversary;

Request No. 96, by Representative Kevin Jones, congratulating Bill and Joanie Qualls on their 60th Wedding Anniversary;

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. Hineman, the committee report was adopted.

On motion of Rep. Hineman, the House recessed until 5:00 p.m.

LATE AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Kelly, the House concurred in Senate amendments to **HB 2444**, AN ACT repealing K.S.A. 2017 Supp. 74-4921c and 74-4921d; concerning retirement and pensions; relating to the Kansas public employees retirement system; investments by the KPERS board; new investments and divestment of current investment in companies with operations in Sudan.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 111; Nays 8; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcala, Alford, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Dove, Elliott, Eplee, Esau, Finch, Finney, Francis, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley,

Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Victors, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Burris, Ellis, Garber, Jacobs, K. Jones, Mason, Vickrey, Ward.

Present but not voting: None.

Absent or not voting: Arnberger, Delperdang, Frownfelter, Schroeder, Schwab, Sloan.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 331** 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, in line 26, by striking "an incorporated city within"; also in line 26, by striking all after "county"; in line 27, by striking all before "to"; in line 32, by striking "an incorporated city within"; also in line 32, by striking the comma; in line 33, by striking all before "to";

On page 2, in line 4, by striking "an incorporated city within"; also in line 4, by striking all after "county"; in line 5, by striking all before "to"; in line 10, by striking "an incorporated city within"; also in line 10, by striking all after "county"; also in line 11, by striking all before "to"; in line 16, by striking "an incorporated city within"; also in line 16, by striking the comma; in line 17, by striking all before "to"; in line 22, by striking "an incorporated city within"; in line 23, by striking ", or the resident's designee,"; in line 25, after "(c)" by inserting "The appointing authorities listed in subsection (b)(2) through (13) shall give consideration to individuals who own land that is adjacent to the Flint Hills nature trail when appointing members to the Flint Hills advisory council.

(d)";

And by redesignating subsections accordingly;

On page 3, following line 9, by inserting:

"(h) The provisions of this section shall expire on July 1, 2021.";

On page 4, following line 1, by inserting:

"Sec. 3. K.S.A. 2017 Supp. 79-201a is hereby amended to read as follows: 79-201a.

The following described property, to the extent herein specified, shall be exempt from all property or ad valorem taxes levied under the laws of the state of Kansas:

First. All property belonging exclusively to the United States, except property which congress has expressly declared to be subject to state and local taxation.

Second. All property used exclusively by the state or any municipality or political subdivision of the state. All property owned, being acquired pursuant to a lease-purchase agreement or operated by the state or any municipality or political subdivision of the state, including property which is vacant or lying dormant, which is used or is to be used for any governmental or proprietary function and for which bonds may be issued or taxes levied to finance the same, shall be considered to be used exclusively by the state, municipality or political subdivision for the purposes of this section. The lease

by a municipality or political subdivision of the state of any real property owned or being acquired pursuant to a lease-purchase agreement for the purpose of providing office space necessary for the performance of medical services by a person licensed to practice medicine and surgery or osteopathic medicine by the board of healing arts pursuant to K.S.A. 65-2801 et seq., and amendments thereto, dentistry services by a person licensed by the Kansas dental board pursuant to K.S.A. 65-1401 et seq., and amendments thereto, optometry services by a person licensed by the board of examiners in optometry pursuant to K.S.A. 65-1501 et seq., and amendments thereto, or K.S.A. 74-1501 et seq., and amendments thereto, podiatry services by a person licensed by the board of healing arts pursuant to K.S.A. 65-2001 et seq., and amendments thereto, or the practice of psychology by a person licensed by the behavioral sciences regulatory board pursuant to K.S.A. 74-5301 et seq., and amendments thereto, shall be construed to be a governmental function, and such property actually and regularly used for such purpose shall be deemed to be used exclusively for the purposes of this paragraph. The lease by a municipality or political subdivision of the state of any real property, or portion thereof, owned or being acquired pursuant to a lease-purchase agreement to any entity for the exclusive use by it for an exempt purpose, including the purpose of displaying or exhibiting personal property by a museum or historical society, if no portion of the lease payments include compensation for return on the investment in such leased property shall be deemed to be used exclusively for the purposes of this paragraph. All property leased, other than motor vehicles leased for a period of at least one year and property being acquired pursuant to a lease-purchase agreement, to the state or any municipality or political subdivision of the state by any private entity shall not be considered to be used exclusively by the state or any municipality or political subdivision of the state for the purposes of this section except that the provisions of this sentence shall not apply to any such property subject to lease on the effective date of this act until the term of such lease expires but property taxes levied upon any such property prior to tax year 1989, shall not be abated or refunded. Any property constructed or purchased with the proceeds of industrial revenue bonds issued prior to July 1, 1963, as authorized by K.S.A. 12-1740 through 12-1749, and amendments thereto, or purchased with proceeds of improvement district bonds issued prior to July 1, 1963, as authorized by K.S.A. 19-2776, and amendments thereto, or with proceeds of bonds issued prior to July 1, 1963, as authorized by K.S.A. 19-3815a and 19-3815b, and amendments thereto, or any property improved, purchased, constructed, reconstructed or repaired with the proceeds of revenue bonds issued prior to July 1, 1963, as authorized by K.S.A. 13-1238 ~~to through~~ 13-1245, ~~inclusive~~, and amendments thereto, or any property improved, reimproved, reconstructed or repaired with the proceeds of revenue bonds issued after July 1, 1963, under the authority of K.S.A. 13-1238 ~~to through~~ 13-1245, ~~inclusive~~, and amendments thereto, which had previously been improved, reconstructed or repaired with the proceeds of revenue bonds issued under such act on or before July 1, 1963, shall be exempt from taxation for so long as any of the revenue bonds issued to finance such construction, reconstruction, improvement, repair or purchase shall be outstanding and unpaid. Any property constructed or purchased with the proceeds of any revenue bonds authorized by K.S.A. 13-1238 ~~to through~~ 13-1245, ~~inclusive~~, and amendments thereto, 19-2776, 19-3815a and 19-3815b, and amendments thereto, issued on or after July 1, 1963, shall be exempt from taxation only for a period of 10 calendar years after the calendar year in which the bonds were

issued. Any property, all or any portion of which is constructed or purchased with the proceeds of revenue bonds authorized by K.S.A. 12-1740 ~~to through~~ 12-1749, ~~inclusive~~, and amendments thereto, issued on or after July 1, 1963 and prior to July 1, 1981, shall be exempt from taxation only for a period of 10 calendar years after the calendar year in which the bonds were issued. Except as hereinafter provided, any property constructed or purchased wholly with the proceeds of revenue bonds issued on or after July 1, 1981, under the authority of K.S.A. 12-1740 ~~to through~~ 12-1749, ~~inclusive~~, and amendments thereto, shall be exempt from taxation only for a period of 10 calendar years after the calendar year in which the bonds were issued. Except as hereinafter provided, any property constructed or purchased in part with the proceeds of revenue bonds issued on or after July 1, 1981, under the authority of K.S.A. 12-1740 ~~to through~~ 12-1749, ~~inclusive~~, and amendments thereto, shall be exempt from taxation to the extent of the value of that portion of the property financed by the revenue bonds and only for a period of 10 calendar years after the calendar year in which the bonds were issued. The exemption of that portion of the property constructed or purchased with the proceeds of revenue bonds shall terminate upon the failure to pay all taxes levied on that portion of the property which is not exempt and the entire property shall be subject to sale in the manner prescribed by K.S.A. 79-2301 et seq., and amendments thereto. Property constructed or purchased in whole or in part with the proceeds of revenue bonds issued on or after January 1, 1995, under the authority of K.S.A. 12-1740 ~~to through~~ 12-1749, ~~inclusive~~, and amendments thereto, and used in any retail enterprise identified under NAICS sectors 44 and 45, except facilities used exclusively to house the headquarters or back office operations of such retail enterprises identified thereunder, shall not be exempt from taxation. For the purposes of the preceding provision "NAICS" means the North American industry classification system, as developed under the authority of the office of management and budget of the office of the president of the United States. "Headquarters or back office operations" means a facility from which the enterprise is provided direction, management, administrative services, or distribution or warehousing functions in support of transactions made by the enterprise. Property purchased, constructed, reconstructed, equipped, maintained or repaired with the proceeds of industrial revenue bonds issued under the authority of K.S.A. 12-1740 et seq., and amendments thereto, which is located in a redevelopment project area established under the authority of K.S.A. 12-1770 et seq., and amendments thereto, shall not be exempt from taxation. Property purchased, acquired, constructed, reconstructed, improved, equipped, furnished, repaired, enlarged or remodeled with all or any part of the proceeds of revenue bonds issued under authority of K.S.A. 12-1740 ~~to through~~ 12-1749a, ~~inclusive~~, and amendments thereto, for any poultry confinement facility on agricultural land which is owned, acquired, obtained or leased by a corporation, as such terms are defined by K.S.A. 17-5903, and amendments thereto, shall not be exempt from such taxation. Property purchased, acquired, constructed, reconstructed, improved, equipped, furnished, repaired, enlarged or remodeled with all or any part of the proceeds of revenue bonds issued under the authority of K.S.A. 12-1740 ~~to through~~ 12-1749a, ~~inclusive~~, and amendments thereto, for a rabbit confinement facility on agricultural land which is owned, acquired, obtained or leased by a corporation, as such terms are defined by K.S.A. 17-5903, and amendments thereto, shall not be exempt from such taxation.

Third. All works, machinery and fixtures used exclusively by any rural water district

or township water district for conveying or production of potable water in such rural water district or township water district, and all works, machinery and fixtures used exclusively by any entity which performed the functions of a rural water district on and after January 1, 1990, and the works, machinery and equipment of which were exempted hereunder on March 13, 1995.

Fourth. All fire engines and other implements used for the extinguishment of fires, with the buildings used exclusively for the safekeeping thereof, and for the meeting of fire companies, whether belonging to any rural fire district, township fire district, town, city or village, or to any fire company organized therein or therefor.

Fifth. All property, real and personal, owned by county fair associations organized and operating under the provisions of K.S.A. 2-125 et seq., and amendments thereto.

Sixth. Property acquired and held by any municipality under the municipal housing law, K.S.A. 17-2337 et seq., and amendments thereto, except that such exemption shall not apply to any portion of the project used by a nondwelling facility for profit making enterprise.

Seventh. All property of a municipality, acquired or held under and for the purposes of the urban renewal law, K.S.A. 17-4742 et seq., and amendments thereto, except that such tax exemption shall terminate when the municipality sells, leases or otherwise disposes of such property in an urban renewal area to a purchaser or lessee which is not a public body entitled to tax exemption with respect to such property.

Eighth. All property acquired and held by the Kansas armory board for armory purposes under the provisions of K.S.A. 48-317, and amendments thereto.

Ninth. All property acquired and used by the Kansas turnpike authority under the authority of K.S.A. 68-2001 et seq., and amendments thereto, K.S.A. 68-2030 et seq., and amendments thereto, K.S.A. 68-2051 et seq., and amendments thereto, and K.S.A. 68-2070 et seq., and amendments thereto.

Tenth. All property acquired and used for state park purposes by the Kansas department of wildlife, parks and tourism. Property that is part of a state park listed in K.S.A. 32-837(a)(25) or (a)(26), and amendments thereto, and that is contained within or encumbered by any railroad rights-of-way that have been transferred or conveyed to the Kansas department of wildlife, parks and tourism for interim use, pursuant to 16 U.S.C. § 1247(d), shall be deemed to be acquired and used for state park purposes by the Kansas department of wildlife, parks and tourism for the purposes of this subsection.

Eleventh. The state office building constructed under authority of K.S.A. 75-3607 et seq., and amendments thereto, and the site upon which such building is located.

Twelfth. All buildings erected under the authority of K.S.A. 76-6a01 et seq., and amendments thereto, and all other student union buildings and student dormitories erected upon the campus of any institution mentioned in K.S.A. 76-6a01, and amendments thereto, by any other nonprofit corporation.

Thirteenth. All buildings, as the same is defined in ~~subsection (c) of~~ K.S.A. 76-6a13(c), and amendments thereto, which are erected, constructed or acquired under the authority of K.S.A. 76-6a13 et seq., and amendments thereto, and building sites acquired therefor.

Fourteenth. All that portion of the waterworks plant and system of the city of Kansas City, Missouri, now or hereafter located within the territory of the state of Kansas pursuant to the compact and agreement adopted by K.S.A. 79-205, and amendments

thereto.

Fifteenth. All property, real and personal, owned by a groundwater management district organized and operating pursuant to K.S.A. 82a-1020, and amendments thereto.

Sixteenth. All property, real and personal, owned by the joint water district organized and operating pursuant to K.S.A. 80-1616 et seq., and amendments thereto.

Seventeenth. All property, including interests less than fee ownership, acquired for the state of Kansas by the secretary of transportation or a predecessor in interest which is used in the administration, construction, maintenance or operation of the state system of highways, regardless of how or when acquired.

Eighteenth. Any building used primarily as an industrial training center for academic or vocational education programs designed for and operated under contract with private industry, and located upon a site owned, leased or being acquired by or for an area vocational school, an area vocational-technical school, a technical college, or a community college, as defined by K.S.A. 2017 Supp 74-34,407, and amendments thereto, and the site upon which any such building is located.

Nineteenth. For all taxable years commencing after December 31, 1997, all buildings of an area vocational school, an area vocational-technical school, a technical college or a community college, as defined by K.S.A. 2017 Supp. 74-32,407, and amendments thereto, which are owned and operated by any such school or college as a student union or dormitory and the site upon which any such building is located.

Twentieth. For all taxable years commencing after December 31, 1997, all personal property which is contained within a dormitory that is exempt from property taxation and which is necessary for the accommodation of the students residing therein.

Twenty-First. All real property from and after the date of its transfer by the city of Olathe, Kansas, to the Kansas state university foundation, all buildings and improvements thereafter erected and located on such property, and all tangible personal property, which is held, used or operated for educational and research purposes at the Kansas state university Olathe innovation campus located in the city of Olathe, Kansas.

Twenty-Second. All real property, and all tangible personal property, owned by postsecondary educational institutions, as that term is defined in K.S.A. 74-3201b, and amendments thereto, or by the board of regents on behalf of the postsecondary educational institutions, which is leased by a for profit company and is actually and regularly used exclusively for research and development purposes so long as any rental income received by such postsecondary educational institution or the board of regents from such a company is used exclusively for educational or scientific purposes. Any such lease or occupancy described in this section shall be for a term of no more than five years.

Twenty-Third. For all taxable years commencing after December 31, 2005, any and all housing developments and related improvements located on United States department of defense military installations in the state of Kansas, which are developed pursuant to the military housing privatization initiative, 10 U.S.C. § 2871 et seq., or any successor thereto, and which are provided exclusively or primarily for use by military personnel of the United States and their families.

Twenty-Fourth. For all taxable years commencing after December 31, 2012, except as hereinafter provided, any property constructed or purchased in part with the proceeds of revenue bonds issued on or after July 1, 2013, under the authority of K.S.A. 12-1740 ~~to through~~ 12-1749a, ~~inclusive~~, and amendments thereto, shall be exempt from taxation

to the extent of the value of that portion of the property financed by the revenue bonds and only for a period of 10 calendar years after the calendar year in which the bonds were issued. The exemption of that portion of the property constructed or purchased with the proceeds of revenue bonds shall terminate upon the failure to pay all taxes levied on that portion of the property which is not exempt and the entire property shall be subject to sale in the manner prescribed by K.S.A. 79-2301 et seq., and amendments thereto. Property constructed or purchased in whole or in part with the proceeds of revenue bonds issued on or after January 1, 1995, under the authority of K.S.A. 12-1740 ~~to through~~ 12-1749a, ~~inclusive~~, and amendments thereto, and used in any retail enterprise identified under NAICS sectors 44 and 45, except facilities used exclusively to house the headquarters or back office operations of such retail enterprises identified thereunder, shall not be exempt from taxation. For the purposes of the preceding provision "NAICS" means the North American industry classification system, as developed under the authority of the office of management and budget of the office of the president of the United States. "Headquarters or back office operations" means a facility from which the enterprise is provided direction, management, administrative services, or distribution or warehousing functions in support of transactions made by the enterprise. Property purchased, constructed, reconstructed, equipped, maintained or repaired with the proceeds of industrial revenue bonds issued under the authority of K.S.A. 12-1740 et seq., and amendments thereto, which is located in a redevelopment project area established under the authority of K.S.A. 12-1770 et seq., and amendments thereto, shall not be exempt from taxation. Property purchased, acquired, constructed, reconstructed, improved, equipped, furnished, repaired, enlarged or remodeled with all or any part of the proceeds of revenue bonds issued under authority of K.S.A. 12-1740 ~~to through~~ 12-1749a, ~~inclusive~~, and amendments thereto, for any poultry confinement facility on agricultural land which is owned, acquired, obtained or leased by a corporation, as such terms are defined by K.S.A. 17-5903, and amendments thereto, shall not be exempt from such taxation. Property purchased, acquired, constructed, reconstructed, improved, equipped, furnished, repaired, enlarged or remodeled with all or any part of the proceeds of revenue bonds issued under the authority of K.S.A. 12-1740 ~~to through~~ 12-1749a, ~~inclusive~~, and amendments thereto, for a rabbit confinement facility on agricultural land which is owned, acquired, obtained or leased by a corporation, as such terms are defined by K.S.A. 17-5903, and amendments thereto, shall not be exempt from such taxation.

Twenty-Fifth. For all taxable years commencing after December 31, 2013, any and all utility systems and appurtenances located on United States department of defense military installations in the state of Kansas, which have been acquired after December 31, 2013, pursuant to the military utilities privatization initiative, 10 U.S.C. § 2688 et seq., or any successor thereto, or which have been installed after December 31, 2013, and which are provided exclusively or primarily for use by the military of the United States.

Twenty-Sixth. All land owned by a municipality that is a part of a public levee that is leased pursuant to K.S.A. 13-1243, and amendments thereto.

Except as otherwise specifically provided, the provisions of this section shall apply to all taxable years commencing after December 31, 2010.;"

And by renumbering sections accordingly;

Also on page 4, in line 2, by striking "is" and inserting "and 79-201a are";

On page 1, in the title, in line 2, before "establishing" by inserting "the exemption of state park property from property and ad valorem taxes;"; in line 4, after "32-837" by inserting "and 79-201a"; in line 5, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

KYLE HOFFMAN

KENT THOMPSON

SYDNEY CARLIN

Conferees on part of House

DAN KERSCHEN

BUD ESTES

MARCI FRANCISCO

Conferees on part of Senate

On motion of Rep. Hoffman, the conference committee report on **SB 331** was adopted.

On roll call, the vote was: Yeas 96; Nays 23; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Alford, Aurand, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Elliott, Ellis, Eplee, Finch, Finney, Francis, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thompson, Trimboli, Trimmer, Victors, Ward, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Awerkamp, Bergquist, Burris, Burroughs, B. Carpenter, Corbet, Dove, Esau, Garber, Highland, Hoffman, Houser, Huebert, Jacobs, K. Jones, Mason, R. Powell, Resman, Seiwert, Thimesch, Vickrey, Weber, C., Whitmer.

Present but not voting: None.

Absent or not voting: Arnberger, Delperdang, Frownfelter, Schroeder, Schwab, Sloan.

On motion of Rep. Hineman, the House recessed until 8:00 p.m.

NIGHT SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2280** and has appointed Senators Estes, Olson and Faust-Goudeau as Second conferees on the part of the Senate.

The Senate adopts the Conference Committee report to agree to disagree on **SB 375**,

and has appointed Senators Petersen, Goddard and Pettey as Third conferees on the part of the Senate.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 56** 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. 56, as follows:

On page 1, in line 21, after "of" by inserting "information"; in line 30, after the second comma by inserting "the adjutant general's department,";

On page 3, in line 3, after "established" by inserting "within and as a part of the office of information technology services";

On page 4, in line 7, after "agencies" by inserting "at no cost to the agencies";

On page 5, in line 14, by striking ". Such report shall be made available to the public upon request" and inserting "and submit such report to the house of representatives committee on government, technology and security or its successor committee and the senate committee on ways and means";

On page 6, in line 32, after "act" by inserting ", including cybersecurity fees charged by the KISO,"; also in line 32, after "be" by inserting "fixed by rules and regulations adopted by the agency and shall be"; in line 40, by striking "15" and inserting "17";

On page 7, in line 10, before "one" by inserting "the network manager of the information network of Kansas (INK); one representative with background and knowledge in technology and cybersecurity from the private sector, however, such representative or such representative's employer shall not be an information technology or cybersecurity vendor that does business with the state of Kansas,"; in line 11, by striking all after "the"; in line 12, by striking "technology" and inserting "senate ways and means committee"; also in line 12, after "senate" by inserting "or such member's designee"; in line 13, by striking all before "appointed" and inserting "senate ways and means committee"; in line 14, after "senate" by inserting "or such member's designee"; in line 15, after "committee" by inserting "or its successor committee"; in line 16, after "representatives" by inserting "or such member's designee"; in line 17, after "committee" by inserting "or its successor committee"; in line 18, after "representatives" by inserting "or such member's designee"; in line 19, by striking "two"; in line 21, by striking the first "and" and inserting a comma; in line 22, before "shall" by inserting "and the representative from the private sector"; in line 32, by striking "chairperson" and inserting "executive chief information technology officer";

And your committee on conference recommends the adoption of this report.

TOM SLOAN

GREG LEWIS

PAM CURTIS

Conferees on part of House

CAROLYN MCGINN

RICK BILLINGER

TOM HAWK

Conferees on part of Senate

On motion of Rep. Lewis, the conference committee report on **H Sub for SB 56** was adopted.

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

Yeas: Alcalá, Alford, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeyes, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Arnberger, Frownfelter, Garber, Schroeder, Schwab, Sloan.

REPORT ON ENGROSSED BILLS

HB 2444, HB 2597 reported correctly engrossed April 6, 2018.

HB 2145, HB 2454, HB 2606 reported correctly re-engrossed April 5, 2018.

HB 2232, 2477, HB 2599 reported correctly re-engrossed April 6, 2018.

REPORT ON ENROLLED BILLS

Sub HB 2147, HB 2639 reported correctly enrolled, properly signed and presented to the Governor on April 6, 2018.

REPORT ON ENROLLED RESOLUTIONS

HR 6054 reported correctly enrolled and properly signed on April 6, 2018.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Saturday, April 7, 2018.

Journal of the House

SIXTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Saturday, April 7, 2018, 10:00 a.m.

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

The roll was called with 118 members present.

Rep. Frownfelter was excused on verified illness.

Reps. Arnberger, Eplee, Schroeder, Schwab, Sloan and Williams were excused on excused absence by the Speaker.

Present later: Reps. Arnberger, Eplee and Schroeder.

Excused later: Reps. Brim and Trimboli.

Prayer by Rep. Hibbard:

Our Father in Heaven, we pause this morning to give you thanks for the many blessings you have bestowed upon us. We thank you for the great state of Kansas and all of its beauty and majesty and the opportunity we have in the position we are in to make it even better. We ask for your guidance as we approach the time in this session when the days are long and the decision making becomes difficult and controversial. Please keep us on the path to a workable solution. Guide us today that the work we do will be done in your name and receive your praise. Bless the people of this state, the young and the old, the weak and the strong. Be with those who are troubled that their days may be brighter. May your healing hand touch our chaplain, Eunice Brubaker, as she continues her treatments. All of this we ask in your name and for your sake. Amen.

The Pledge of Allegiance was led by Rep. Neighbor.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

Speaker Ryckman announced the referral of **Sub SB 423** to Committee of the Whole.

INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Hineman, pursuant to House Rule 2311, **Sub SB 423** was advanced to Final Action on Bills and Concurrent Resolutions, subject to amendment and debate. Also, pursuant to subsection (k) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives, the rule was suspended for the purpose of considering the above bill. The motion was adopted.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

On motion of Rep. Patton to amend **Sub SB 423**, Rep. Trimmer requested the amendment be divided. The amendment was divided into three parts.

On Part A of the motion of Rep. Patton, **Sub SB 423** be amended on ACT and workkeys assessments program.....\$2,800,000
Provided, That expenditures shall be made by the above agency from the ACT and workkeys assessments program account to provide the ACT college entrance exam and the three ACT workkeys assessments that are required to earn a national career readiness certificate to each student enrolled in grades nine through 12: *Provided further*, That no student enrolled in grades nine through 12 of any school district shall be required to pay any fees or costs to take such exam and assessments: *And provided further*, That in no event shall any school district be required to provide for more than one exam and three assessments per student: *And provided further*, That the state board of education may enter into any contracts that are necessary to promote statewide cost savings to administer such exams and assessments.

Also, on Part B of the motion of Rep. Patton, **Sub SB 423** be amended Mentor teacher (652-00-1000-0440).....\$500,000

Also, roll call was demanded on Part C of the motion of Rep. Patton to amend **Sub SB 423**, on page 1, following line 12, by inserting:

"WHEREAS, The educational interests of this state concern the areas of social emotional learning, kindergarten readiness, individual plans of study, graduation and postsecondary success; and

WHEREAS, In order to address such varied interests, the public education system in this state must provide support and services for students and their families, both in the classroom and in the community; and

WHEREAS, For school year 2018-2019, the legislature has made provision for instruction and support services for public school students in the classroom in excess of \$4.89 billion in an effort to update the school finance funding level and formula to account for student population and inflation, since the last time the Kansas supreme court found the provision of school finance to be acceptable; and

WHEREAS, The legislature acknowledges that support services in the community are also vital to student achievement; and

WHEREAS, For school year 2018-2019, the legislature has made provision for support services outside of the classroom in excess of \$188.6 million; and

WHEREAS, The support services for students outside of the classroom are provided through a myriad of state agencies and institutions, such as the state department of education, the department for children and families, the department of health and environment, the department of transportation, the office of the attorney general, the state board of regents, the six regents' universities, the state historical society and the

state library; and

WHEREAS, The community support services that are provided address the needs of all students from birth to high school graduate through programs such as newborn screenings, infant and toddler services, pre-k programs, Kansas early head start, Kansas reading success, children's cabinet programs, parent education programs, communities in schools, vocational rehabilitation case services, independent living and life skills services, jobs for America's graduates and excel in career technical education.

Now, therefore:";

Also on page 1, by striking all in lines 14 through 36;

By striking all on pages 2 through 20;

On page 21, by striking all in lines 1 through 25; following line 25, by inserting:
"Section 1.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating	expenditures
(including official hospitality) (652-00-1000-0053).....	\$15,000

Provided, That during the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated for the operating expenditures (including official hospitality) account for fiscal year 2019 by chapter 95 or 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency to implement the jobs for America's graduates - Kansas pilot program: *Provided further*, That such program shall select a total of 75 students for participation in the program with 25 students selected from the Wichita school district (U.S.D. no. 259), 25 students selected from the Topeka school district (U.S.D. no. 501) and 25 students selected from the Kansas City school district (U.S.D. no. 500): *And provided further*, That students shall be selected for participation in the program on or before September 20, 2018: *And provided further*, That the selected students shall enroll in and attend classes at schools operated by such student's resident school district for ½ of such student's total school attendance, and shall enroll in classes provided by a virtual school operated by the southeast Kansas education service center - Greenbush for the remaining ½ of such student's total school attendance: *And provided further*, That expenditures shall be made in an amount not to exceed \$15,000 to acquire laptop computer devices for use by students participating in such pilot program.

State foundation aid (652-00-1000-0820).....\$26,024,200

Special education services aid(652-00-1000-0700).....\$32,400,363

Supplemental state aid (652-00-1000-0840).....\$5,994,000

Mental health intervention team pilot program.....\$4,190,776

Provided, That expenditures shall be made by the above agency to implement the mental health intervention team pilot program so as to improve social-emotional wellness and outcomes for students by increasing schools' access to counselors, social workers and psychologists statewide: *Provided*, That school districts participating in such program shall enter into the necessary memorandums of understanding and other necessary agreements with participating community mental health centers and the appropriate state agencies to implement the pilot program: *Provided further*, That mental health intervention teams shall consist of school liaisons employed by the participating school district, and clinical therapists and case managers employed by the participating community mental health center: *And provided further*, That the following shall participate in the pilot program for fiscal year 2019: (1) 23 schools in the Wichita school district (U.S.D. no. 259); (2) 28 schools in the Topeka school district (U.S.D. no. 501); (3) 10 schools in the Kansas City school district (U.S.D. no. 500); (4) 5 schools in the Parsons school district (U.S.D. no. 503); (5) 4 schools in the Garden City school district (U.S.D. no. 457); and (6) 9 schools served by the central Kansas cooperative in education: *And provided further*, That on or before June 30, 2019, the director of the division of health care finance of the department of health and environment shall certify to the director of the budget and the director of the legislative research department the aggregate amount of expenditures for fiscal year 2019 for treatment and services for students provided under the mental health intervention team pilot program, or provided based on a referral from such program.

MHIT pilot program – online database.....	\$2,500,000
MHIT school liaisons.....	\$3,263,110

Provided, That expenditures shall be made by the above agency for mental health intervention team school liaisons employed by those school districts and education cooperatives participating in the mental health intervention team pilot program.

(b) During fiscal year 2019, upon certification by the commissioner of education that the necessary memorandums of understanding have been executed between the participating school districts and community mental health centers to implement the mental health intervention team pilot program, the director of accounts and reports shall transfer \$1,541,050 from the mental health intervention pilot program account in the state general fund of the department of education to the community mental health center improvement fund of the department for aging and disability services: *Provided*, That moneys transferred pursuant to this subsection shall be expended to provide treatment and services for students under the mental health intervention team pilot program who are uninsured or underinsured.

Sec. 2. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5132 is hereby amended to read as follows: 72-5132. As used in the Kansas school equity and enhancement act, K.S.A. 2017 Supp. 72-5131 et seq., and amendments thereto:

(a) "Adjusted enrollment" means the enrollment of a school district adjusted by adding the following weightings, if any, to the enrollment of a school district: At-risk student weighting; bilingual weighting; career technical education weighting; ~~declining~~

~~enrollment weighting; high-density at-risk student weighting; high enrollment weighting; low enrollment weighting; school facilities weighting; ancillary school facilities weighting; cost-of-living weighting; special education and related services weighting; and transportation weighting.~~

(b) "Ancillary school facilities weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5158, and amendments thereto, on the basis of costs attributable to commencing operation of one or more new school facilities by such school districts.

(c) (1) "At-risk student" means a student who is eligible for free meals under the national school lunch act, and who is enrolled in a school district that maintains an approved at-risk student assistance program.

(2) The term "at-risk student" shall not include any student enrolled in any of the grades one through 12 who is in attendance less than full time, or any student who is over 19 years of age. The provisions of this paragraph shall not apply to any student who has an individualized education program.

(d) "At-risk student weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5151(a), and amendments thereto, on the basis of costs attributable to the maintenance of at-risk educational programs by such school districts.

(e) "Base aid for student excellence" or "BASE aid" means an amount appropriated by the legislature in a fiscal year for the designated year. The amount of BASE aid shall be as follows:

(1) For school year ~~2017-2018, \$4,006~~ 2018-2019, \$4,900;

(2) for school year ~~2018-2019, \$4,128~~ 2019-2020, \$5,061;

(3) for school year 2020-2021, \$5,222;

(4) for school year 2021-2022, \$5,384;

(5) for school year 2022-2023, \$5,545; and

~~(3)(6)~~ (6) for school year ~~2019-2020~~ 2023-2024, and each school year thereafter, the BASE aid shall be the BASE aid amount for the immediately preceding school year plus an amount equal to the average percentage increase in the consumer price index for all urban consumers in the midwest region as published by the bureau of labor statistics of the United States department of labor during the three immediately preceding school years rounded to the nearest whole dollar amount.

(f) "Bilingual weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5150, and amendments thereto, on the basis of costs attributable to the maintenance of bilingual educational programs by such school districts.

(g) "Board" means the board of education of a school district.

(h) "Budget per student" means the general fund budget of a school district divided by the enrollment of the school district.

(i) "Categorical fund" means and includes the following funds of a school district: Adult education fund; adult supplementary education fund; at-risk education fund; bilingual education fund; career and postsecondary education fund; driver training fund; educational excellence grant program fund; extraordinary school program fund; food service fund; parent education program fund; preschool-aged at-risk education fund; professional development fund; special education fund; and summer program fund.

(j) "Cost-of-living weighting" means an addend component assigned to the

enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5159, and amendments thereto, on the basis of costs attributable to the cost of living in such school districts.

(k) "Current school year" means the school year during which state foundation aid is determined by the state board under K.S.A. 2017 Supp. 72-5134, and amendments thereto.

~~(l) "Declining enrollment weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5160, and amendments thereto, on the basis of costs attributable to the declining enrollment of such school districts.~~

~~(m)~~(1) "Enrollment" means:

(1) The number of students regularly enrolled in kindergarten and grades one through 12 in the school district on September 20 of the preceding school year plus the number of preschool-aged at-risk students regularly enrolled in the school district on September 20 of the current school year, except a student who is a foreign exchange student shall not be counted unless such student is regularly enrolled in the school district on September 20 and attending kindergarten or any of the grades one through 12 maintained by the school district for at least one semester or two quarters, or the equivalent thereof.

(2) If the enrollment in a school district in the preceding school year has decreased from enrollment in the second preceding school year, the enrollment of the school district in the current school year means the sum of:

(A) The enrollment in the second preceding school year, excluding students under paragraph (2)(B), minus enrollment in the preceding school year of preschool-aged at-risk students, if any, plus enrollment in the current school year of preschool-aged at-risk students, if any; and

(B) the adjusted enrollment in the second preceding school year of any students participating in the tax credit for low income students scholarship program pursuant to K.S.A. 2017 Supp. 72-4351 et seq., and amendments thereto, in the preceding school year, if any, plus the adjusted enrollment in the preceding school year of preschool-aged at-risk students who are participating in the tax credit for low income students scholarship program pursuant to K.S.A. 2017 Supp. 72-4351 et seq., and amendments thereto, in the current school year, if any.

(3) For any school district that has a military student, as that term is defined in K.S.A. 2017 Supp. 72-5139, and amendments thereto, enrolled in such district, and that received federal impact aid for the preceding school year, if the enrollment in such school district in the preceding school year has decreased from enrollment in the second preceding school year, the enrollment of the school district in the current school year means whichever is the greater of:

(A) The enrollment determined under ~~subsection (m)~~ paragraph (2); or

(B) the sum of the enrollment in the preceding school year of preschool-aged at-risk students, if any, and the arithmetic mean of the sum of:

(i) The enrollment of the school district in the preceding school year minus the enrollment in such school year of preschool-aged at-risk students, if any;

(ii) the enrollment in the second preceding school year minus the enrollment in such school year of preschool-aged at-risk students, if any; and

(iii) the enrollment in the third preceding school year minus the enrollment in such school year of preschool-aged at-risk students, if any.

~~(4)(A) For school year 2017-2018, the enrollment determined under paragraph (1), (2) or (3), except if the school district offers kindergarten on a full-time basis in such school year, students regularly enrolled in kindergarten in the school district in the preceding school year shall be counted as one student regardless of actual attendance during such preceding school year.~~

~~(B) For school year 2018-2019 and each school year thereafter, The enrollment determined under paragraph (1), (2) or (3), except if the school district begins to offer kindergarten on a full-time basis in such school year, students regularly enrolled in kindergarten in the school district in the preceding school year shall be counted as one student regardless of actual attendance during such preceding school year.~~

~~(m)~~ (n) "February 20" has its usual meaning, except that in any year in which February 20 is not a day on which school is maintained, it means the first day after February 20 on which school is maintained.

~~(n)~~ (o) "Federal impact aid" means an amount equal to the federally qualified percentage of the amount of moneys a school district receives in the current school year under the provisions of title I of public law 874 and congressional appropriations therefor, excluding amounts received for assistance in cases of major disaster and amounts received under the low-rent housing program. The amount of federal impact aid shall be determined by the state board in accordance with terms and conditions imposed under the provisions of the public law and rules and regulations thereunder.

~~(o)~~ (p) "General fund" means the fund of a school district from which operating expenses are paid and in which is deposited all amounts of state foundation aid provided under this act, payments under K.S.A. 2017 Supp. 72-528, and amendments thereto, payments of federal funds made available under the provisions of title I of public law 874, except amounts received for assistance in cases of major disaster and amounts received under the low-rent housing program and such other moneys as are provided by law.

~~(p)~~ (q) "General fund budget" means the amount budgeted for operating expenses in the general fund of a school district.

~~(q)~~ (r) "High-density at-risk student weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5151(b), and amendments thereto, on the basis of costs attributable to the maintenance of at-risk educational programs by such school districts.

~~(r)~~ (s) "High enrollment weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5149(b), and amendments thereto, on the basis of costs attributable to maintenance of educational programs by such school districts.

~~(s)~~ (t) "Juvenile detention facility" means the same as such term is defined in K.S.A. 2017 Supp. 72-1173, and amendments thereto.

~~(t)~~ (u) "Local foundation aid" means the sum of the following amounts:

(1) The amount of the proceeds from the tax levied under the authority of K.S.A. 2017 Supp. 72-5147, and amendments thereto, that is levied to finance that portion of the school district's local option budget that is required pursuant to K.S.A. 2017 Supp. 72-5143(a), and amendments thereto, and not financed from any other source provided by law;

(2) an amount equal to that portion of the school district's supplemental state aid determined pursuant to K.S.A. 2017 Supp. 72-5145, and amendments thereto, to

equalize that portion of the school district's local option budget that is required pursuant to K.S.A. 2017 Supp. 72-5143(a), and amendments thereto, and not financed from any other source provided by law:

(3) an amount equal to any unexpended and unencumbered balance remaining in the general fund of the school district, except moneys received by the school district and authorized to be expended for the purposes specified in K.S.A. 2017 Supp. 72-5168, and amendments thereto;

~~(2)~~(4) an amount equal to any remaining proceeds from taxes levied under authority of K.S.A. 72-7056 and 72-7072, and amendments thereto, prior to their repeal;

~~(3)~~(5) an amount equal to the amount deposited in the general fund in the current school year from moneys received in such school year by the school district under the provisions of K.S.A. 2017 Supp. 72-3123(a), and amendments thereto;

~~(4)~~(6) an amount equal to the amount deposited in the general fund in the current school year from moneys received in such school year by the school district pursuant to contracts made and entered into under authority of K.S.A. 2017 Supp. 72-3125, and amendments thereto;

~~(5)~~(7) an amount equal to the amount credited to the general fund in the current school year from moneys distributed in such school year to the school district under the provisions of articles 17 and 34 of chapter 12 of the Kansas Statutes Annotated, and amendments thereto, and under the provisions of articles 42 and 51 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto;

~~(6)~~(8) an amount equal to the amount of payments received by the school district under the provisions of K.S.A. 2017 Supp. 72-3423, and amendments thereto;

~~(7)~~(9) an amount equal to the amount of any grant received by the school district under the provisions of K.S.A. 2017 Supp. 72-3425, and amendments thereto; and

~~(8)~~(10) an amount equal to 70% of the federal impact aid of the school district.

~~(w)~~(u) "Low enrollment weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5149(a), and amendments thereto, on the basis of costs attributable to maintenance of educational programs by such school districts.

~~(w)~~(v) "Operating expenses" means the total expenditures and lawful transfers from the general fund of a school district during a school year for all purposes, except expenditures for the purposes specified in K.S.A. 2017 Supp. 72-5168, and amendments thereto.

~~(x)~~(w) "Preceding school year" means the school year immediately before the current school year.

~~(y)~~(x) "Preschool-aged at-risk student" means an at-risk student who has attained the age of ~~four~~ three years, is under the age of eligibility for attendance at kindergarten, and has been selected by the state board in accordance with guidelines governing the selection of students for participation in head start programs.

~~(z)~~(y) "Preschool-aged exceptional children" means exceptional children, except gifted children, who have attained the age of three years but are under the age of eligibility for attendance at kindergarten. The terms "exceptional children" and "gifted children" have the same meaning as those terms are defined in K.S.A. 2017 Supp. 72-3404, and amendments thereto.

~~(aa)~~(z) "Psychiatric residential treatment facility" means the same as such term is defined in K.S.A. 2017 Supp. 72-1173, and amendments thereto.

~~(bb)~~(aa) "School district" means a school district organized under the laws of this state that is maintaining public school for a school term in accordance with the provisions of K.S.A. 2017 Supp. 72-3115, and amendments thereto.

~~(ee)~~(bb) "School facilities weighting" means an added component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5156, and amendments thereto, on the basis of costs attributable to commencing operation of one or more new school facilities by such school districts.

~~(dd)~~(cc) "School year" means the 12-month period ending June 30.

~~(ee)~~(dd) "September 20" has its usual meaning, except that in any year in which September 20 is not a day on which school is maintained, it means the first day after September 20 on which school is maintained.

~~(ff)~~(cc) "Special education and related services weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5157, and amendments thereto, on the basis of costs attributable to the maintenance of special education and related services by such school districts.

~~(gg)~~(ff) "State board" means the state board of education.

~~(hh)~~(gg) "State foundation aid" means the amount of aid distributed to a school district as determined by the state board pursuant to K.S.A. 2017 Supp. 72-5134, and amendments thereto.

~~(ii)~~(hh) (1) "Student" means any person who is regularly enrolled in a school district and attending kindergarten or any of the grades one through 12 maintained by the school district or who is regularly enrolled in a school district and attending kindergarten or any of the grades one through 12 in another school district in accordance with an agreement entered into under authority of K.S.A. 2017 Supp. 72-13,101, and amendments thereto, or who is regularly enrolled in a school district and attending special education services provided for preschool-aged exceptional children by the school district.

(2) (A) Except as otherwise provided in this subsection, the following shall be counted as one student:

(i) A student in attendance full-time; and

(ii) a student enrolled in a school district and attending special education and related services, provided for by the school district.

(B) The following shall be counted as $\frac{1}{2}$ student:

(i) A student enrolled in a school district and attending special education and related services for preschool-aged exceptional children provided for by the school district; and

(ii) a preschool-aged at-risk student enrolled in a school district and receiving services under an approved at-risk student assistance plan maintained by the school district.

(C) A student in attendance part-time shall be counted as that proportion of one student (to the nearest $\frac{1}{10}$) that the student's attendance bears to full-time attendance.

(D) A student enrolled in and attending an institution of postsecondary education that is authorized under the laws of this state to award academic degrees shall be counted as one student if the student's postsecondary education enrollment and attendance together with the student's attendance in either of the grades 11 or 12 is at least $\frac{5}{6}$ time, otherwise the student shall be counted as that proportion of one student (to the nearest $\frac{1}{10}$) that the total time of the student's postsecondary education attendance

and attendance in grades 11 or 12, as applicable, bears to full-time attendance.

(E) A student enrolled in and attending a technical college, a career technical education program of a community college or other approved career technical education program shall be counted as one student, if the student's career technical education attendance together with the student's attendance in any of grades nine through 12 is at least $\frac{5}{6}$ time, otherwise the student shall be counted as that proportion of one student (to the nearest $\frac{1}{10}$) that the total time of the student's career technical education attendance and attendance in any of grades nine through 12 bears to full-time attendance.

(F) A student enrolled in a school district and attending a non-virtual school and also attending a virtual school shall be counted as that proportion of one student (to the nearest $\frac{1}{10}$) that the student's attendance at the non-virtual school bears to full-time attendance.

(G) A student enrolled in a school district and attending special education and related services provided for by the school district and also attending a virtual school shall be counted as that proportion of one student (to the nearest $\frac{1}{10}$) that the student's attendance at the non-virtual school bears to full-time attendance.

(H) (i) Except as provided in clause (ii), a student enrolled in a school district who is not a resident of Kansas shall be counted as follows:

- (a) For school-years ~~year 2017-2018 and 2018-2019~~, one student;
 - (b) for school-year ~~years~~ 2019-2020 and 2020-2021, $\frac{3}{4}$ of a student; and
 - (c) for school year 2021-2022 and each school year thereafter, $\frac{1}{2}$ of a student.
- (ii) This subparagraph (H) shall not apply to:

(a) A student whose parent or legal guardian is an employee of the school district where such student is enrolled; or

(b) a student who attended public school in Kansas during school year 2016-2017 and who attended public school in Kansas during the immediately preceding school year.

(3) The following shall not be counted as a student:

(A) An individual residing at the Flint Hills job corps center;

(B) except as provided in ~~subsection (ii) paragraph~~ (2), an individual confined in and receiving educational services provided for by a school district at a juvenile detention facility; and

(C) an individual enrolled in a school district but housed, maintained and receiving educational services at a state institution or a psychiatric residential treatment facility.

(4) A student enrolled in virtual school pursuant to K.S.A. 72-3711 et seq., and amendments thereto, shall be counted in accordance with the provisions of K.S.A. 2017 Supp. 72-3715, and amendments thereto.

~~(jj)~~(ii) "Total foundation aid" means an amount equal to the product obtained by multiplying the BASE aid by the adjusted enrollment of a school district.

~~(kk)~~(jj) "Transportation weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5148, and amendments thereto, on the basis of costs attributable to the provision or furnishing of transportation.

~~(ll)~~(kk) "Virtual school" means the same as such term is defined in K.S.A. 2017 Supp. 72-3712, and amendments thereto.

Sec. 3. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5133 is hereby amended to read as follows: 72-5133. (a) The state school district finance fund, established by K.S.A. 1991 Supp. 72-7081, prior to its repeal, is hereby continued in existence and

shall consist of: (1) All moneys credited to such fund under K.S.A. 2017 Supp. 72-6463 through 72-6481, prior to their expiration July 1, 2017; and (2) all amounts transferred to such fund under K.S.A. 2017 Supp. 72-5136, 72-5142, 72-5143, 72-5158, 72-5159 and 72-5160, and amendments thereto.

(b) The state school district finance fund shall be used for the purpose of school district finance and for no other governmental purpose. It is the intent of the legislature that the fund shall remain intact and inviolate for such purpose, and moneys in the fund shall not be subject to the provisions of K.S.A. 75-3722, 75-3725a and 75-3726a, and amendments thereto.

(c) Amounts in the state school district finance fund shall be allocated and distributed to school districts as a portion of state foundation aid provided for under this act.

Sec. 4. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5143 is hereby amended to read as follows: 72-5143. (a) In each school year, the board of education of a school district ~~may shall~~ adopt, by resolution, a local option budget ~~that does not exceed the state prescribed percentage equal to 15% of the school district's total foundation aid.~~

(b) ~~Subject to the limitations of subsection (a), in each school year, if~~ the board of education of a school district desires local option budget authority above the amount required under subsection (a), the board may adopt, by resolution, a local option budget in an amount that does not exceed:

~~(1) The amount that the board was authorized to adopt under any resolution adopted pursuant to K.S.A. 2017 Supp. 72-6471, prior to its expiration; or~~

~~(2) the state-wide average for the preceding school year as determined by the state board pursuant to subsection (i) 27.5% of the school district's total foundation aid.~~ The adoption of a resolution pursuant to this section shall require a majority vote of the members of the board. Such resolution shall be effective upon adoption and shall require no other procedure, authorization or approval.

(c) If the board of a school district ~~desires to increase its~~ local option budget authority above the amount authorized under subsection (b), the board may adopt, by resolution, such budget in an amount not to exceed the state prescribed percentage. The adoption of a resolution pursuant to this subsection shall require a majority vote of the members of the board. The resolution shall be published at least once in a newspaper having general circulation in the school district. The resolution shall be published in substantial compliance with the following form:

Unified School District No. _____,
_____ County, Kansas.

RESOLUTION

Be It Resolved that:

The board of education of the above-named school district shall be authorized to adopt a local option budget in each school year in an amount not to exceed ____% of the amount of total foundation aid. The local option budget authorized by this resolution may be adopted, unless a petition in opposition to the same, signed by not less than ~~5%~~ 10% of the qualified electors of the school district, is filed with the county election officer of the home county of the school district within ~~30~~ 40 days after publication of this resolution. If a petition is filed, the county election officer shall submit the question of whether adoption of the local option budget shall be authorized to the electors of the school district at an election called for the purpose or at the next general election, as is

specified by the board of education of the school district.

CERTIFICATE

This is to certify that the above resolution was duly adopted by the board of education of unified school district No. _____, _____ County, Kansas, on the _____ day of _____, _____.

Clerk of the board of education.

All of the blanks in the resolution shall be filled appropriately. If a sufficient petition is not filed, the board may adopt a local option budget. If a sufficient petition is filed, the board may notify the county election officer of the date of an election to be held to submit the question of whether adoption of a local option budget shall be authorized. Any such election shall be noticed, called and held in the manner provided by K.S.A. 10-120, and amendments thereto. If the board fails to notify the county election officer within 30 days after a sufficient petition is filed, the resolution shall be deemed abandoned and no like resolution shall be adopted by the board within the nine months following publication of the resolution.

(d) Unless specifically stated otherwise in the resolution, the authority to adopt a local option budget shall be continuous and permanent. ~~The board of any school district that is authorized to adopt a local option budget may choose not to adopt such a budget or may adopt a budget in an amount less than the amount authorized. If the board of any school district whose authority to adopt a local option budget is not continuous and permanent refrains from adopting a local option budget, the authority of such school district to adopt a local option budget shall not be extended by such refrainment beyond the period specified in the resolution authorizing adoption of such budget.~~

(e) The board of any school district may initiate procedures to renew or increase the authority to adopt a local option budget at any time during a school year after the tax levied pursuant to K.S.A. 2017 Supp. 72-5147, and amendments thereto, is certified to the county clerk under any existing authorization.

(f) (1) Except as provided in paragraph (2), the board of any school district authorized to adopt a local option budget prior to July 1, 2017, under a resolution that authorized the adoption of such budget in accordance with the provisions of K.S.A. 2017 Supp. 72-6471, prior to its expiration July 1, 2017, may continue to operate under such resolution for the period of time specified in the resolution if such resolution adopted a local option budget equal to or greater than the amount required in subsection (a), or may abandon the resolution and operate under the provisions of this section. Any such school district shall operate under the provisions of this section after the period of time specified in any previously adopted resolution has expired.

(2) Any resolution adopted prior to July 1, 2017, pursuant to K.S.A. 72-6433(e)(2), prior to its repeal, that authorized the adoption of a local option budget and that was not subsequently submitted to and approved by a majority of the qualified electors of the school district voting at an election called and held thereon shall expire on June 30, 2018, and shall have no force and effect during school year 2018-2019 or any subsequent school year.

(g) Any resolution adopted pursuant to this section may revoke or repeal any resolution previously adopted by the board. If the resolution does not revoke or repeal previously adopted resolutions, all resolutions that are in effect shall expire on the same date. The maximum amount of the local option budget of a school district under all

resolutions in effect shall not exceed the state prescribed percentage in any school year.

(h) For school year 2019-2020 and each school year thereafter, the board of any school district that desires to increase its local option budget authority for the immediately succeeding school year shall submit written notice of such intent to the state board by April 1 of the current school year. Such notice shall include the local option budget authority, expressed as a percentage of the school district's total foundation aid, to be adopted for the immediately succeeding school year. The board of a school district shall not adopt a local option budget in excess of the authority stated in a notice submitted pursuant to this subsection.

~~(h)(i)~~ (1) There is hereby established in each school district that adopts a local option budget a supplemental general fund, which shall consist of all amounts deposited therein or credited thereto according to law.

(2) (A) Of the moneys deposited in or otherwise credited to the supplemental general fund of a school district pursuant to K.S.A. 2017 Supp. 72-5147, and amendments thereto, an amount that is proportional to that amount of such school district's total foundation aid attributable to the at-risk student weighting as compared to such district's total foundation aid shall be transferred to the at-risk education fund of such school district and shall be expended in accordance with K.S.A. 2017 Supp. 72-5153, and amendments thereto.

(B) Of the moneys deposited in or otherwise credited to the supplemental general fund of a school district pursuant to K.S.A. 2017 Supp. 72-5147, and amendments thereto, an amount that is proportional to that amount of such school district's total foundation aid attributable to the bilingual weighting as compared to such district's total foundation aid shall be transferred to the bilingual education fund of such school district and shall be expended in accordance with K.S.A. 2017 Supp. 72-3613, and amendments thereto.

(3) Subject to the limitations imposed under ~~subsection (h)(3) paragraph (4)~~, amounts in the supplemental general fund may be expended for any purpose for which expenditures from the general fund are authorized or may be transferred to any categorical fund of the school district. Amounts in the supplemental general fund attributable to any percentage over 25% of total foundation aid determined for the current school year may be transferred to the capital improvements fund of the school district and the capital outlay fund of the school district if such transfers are specified in the resolution authorizing the adoption of a local option budget in excess of 25%.

~~(3)(4)~~ Amounts in the supplemental general fund may not be expended for the purpose of making payments under any lease-purchase agreement involving the acquisition of land or buildings that is entered into pursuant to the provisions of K.S.A. 2017 Supp. 72-1149, and amendments thereto.

~~(4)(5)~~ (A) Except as provided in ~~subsection (h)(4)(B) subparagraph (B)~~, any unexpended moneys remaining in the supplemental general fund of a school district at the conclusion of any school year in which a local option budget is adopted shall be maintained in such fund.

(B) If the school district received supplemental state aid in the school year, the state board shall determine the ratio of the amount of supplemental general state aid received to the amount of the local option budget of the school district for the school year and multiply the total amount of the unexpended moneys remaining by such ratio. An amount equal to the amount of the product shall be transferred to the general fund of the

school district or remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of any such remittance, the state treasurer shall deposit the same in the state treasury to the credit of the state school district finance fund.

~~(i) Each year, the state board shall determine the statewide average percentage of local option budgets legally adopted by school districts for the preceding school year.~~

(j) The provisions of this section shall be subject to the provisions of K.S.A. 2017 Supp. 72-5144, and amendments thereto.

(k) As used in this section:

(1) "Authorized to adopt a local option budget" means that a school district has adopted a resolution pursuant to subsection (c).

(2) "State prescribed percentage" means ~~33%~~ 30.5% of the total foundation aid of the school district in the current school year.

(3) For purposes of determining the school district's local option budget under subsections (a), (b) and (c), "total foundation aid" means the same as such term is defined in K.S.A. 2017 Supp. 72-5132, and amendments thereto, except the state aid for special education and related services shall be divided by an amount equal to 85% of the BASE aid amount, and the resulting quotient shall be used in determining the school district's total foundation aid.

Sec. 5. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5145 is hereby amended to read as follows: 72-5145. (a) In each school year, each school district that has adopted a local option budget is eligible to receive supplemental state aid. Except as provided by K.S.A. 2017 Supp. 72-5146, and amendments thereto, supplemental state aid shall be determined by the state board as provided in subsection (b).

(b) The state board shall:

~~(1)(A) For school year 2017-2018, determine the amount of the assessed valuation per student in the preceding school year of each school district; and~~

~~(B) for school year 2018-2019 and each school year thereafter, Determine the average assessed valuation per student of each school district by adding the assessed valuation per student for each of the three immediately preceding school years and dividing the resulting sum by three;~~

(2) rank the school districts from low to high on the basis of the amounts of assessed valuation per student determined under subsection (b)(1);

(3) identify the amount of the assessed valuation per student located at the 81.2 percentile of the amounts ranked under subsection (b)(2);

(4) divide the assessed valuation per student of the school district as determined under subsection (b)(1) by the amount identified under subsection (b)(3); and

(5) (A) if the quotient obtained under subsection (b)(4) equals or exceeds one, the school district shall not receive supplemental state aid; or

(B) if the quotient obtained under subsection (b)(4) is less than one, subtract the quotient obtained under subsection (b)(4) from one, and multiply the difference by the amount of the local option budget of the school district ~~for the immediately preceding school year~~. The resulting product is the amount of supplemental state aid the school district is to receive for the school year.

(c) Payments of supplemental state aid shall be distributed to school districts on the dates prescribed by the state board. The state board shall certify to the director of accounts and reports the amount due each school district, and the director of accounts

and reports shall draw a warrant on the state treasurer payable to the treasurer of the school district. Upon receipt of the warrant, the treasurer of the school district shall credit the amount thereof to the supplemental general fund of the school district to be used for the purposes of such fund.

(d) For the purposes of determining the total amount of state moneys paid to school districts, all moneys appropriated as supplemental state aid shall be deemed to be state moneys for educational and support services for school districts.

Sec. 6. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5148 is hereby amended to read as follows: 72-5148. (a) ~~(1)~~ The transportation weighting of each school district shall be determined by the state board as follows:

~~(1) Determine the total expenditures of the school district during the preceding school year from all funds for transporting students of public and nonpublic schools on regular school routes;~~

~~(2) determine the sum of: (A) The number of students who were included in the enrollment of the school district in the preceding school year who resided less than $2\frac{1}{2}$ miles by the usually traveled road from the school building such students attended and for whom transportation was made available by the school district; and (B) the number of nonresident students who were included in the enrollment of the school district for the preceding school year and for whom transportation was made available by the school district;~~

~~(3) determine the number of students who were included in the enrollment of the district in the preceding school year who resided $2\frac{1}{2}$ miles or more by the usually traveled road from the school building such students attended and for whom transportation was made available by the school district;~~

~~(4) multiply the number of students determined under subsection (a)(3) by 2.8;~~

~~(5) divide the amount determined under subsection (a)(2) by the product obtained under subsection (a)(4);~~

~~(6) add one to the quotient obtained under subsection (a)(5);~~

~~(7) multiply the sum obtained under subsection (a)(6) by the amount determined under subsection (a)(3);~~

~~(8) divide the amount determined under subsection (a)(1) by the product obtained under subsection (a)(7). The resulting quotient is the per-student cost of transportation;~~

~~(9) on a density-cost graph, plot the per-student cost of transportation for each school district;~~

~~(10) construct a curve of best fit for the points so plotted;~~

~~(11) locate the index of density for the school district on the base line of the density-cost graph and from the point on the curve of best fit directly above this point of index of density follow a line parallel to the base line to the point of intersection with the vertical line, which point is the formula per-student cost of transportation of the school district;~~

~~(12) divide the formula per-student cost of transportation of the school district by the BASE aid; and~~

~~(13) multiply the quotient obtained under subsection (a)(12) by the number of students who are included in the enrollment of the school district, are residing $2\frac{1}{2}$ miles or more by the usually traveled road to the school building they attend, and for whom transportation is being made available by, and at the expense of, the district.~~

~~(A) Divide the BASE aid amount for the current school year by the BASE aid~~

amount for school year 2018-2019;

(B) multiply the number of transported students by the per capita allowance that corresponds to the density figure for the school district as determined in subsection (a) (2);

(C) multiply the product obtained under subsection (a)(1)(B) by 1.00;

(D) multiply the product obtained under subsection (a)(1)(C) by the quotient obtained under subsection (a)(1)(A);

(E) divide the product obtained under subsection (a)(1)(D) by the current year BASE amount. The result is the transportation weighting of the school district.

(2) The per capita allowance shall be determined using the following chart:

<u>Density Figure Range</u>	<u>Per Capita Allowance</u>
<u>0.000 - 0.059</u>	<u>\$1,620</u>
<u>0.060 - 0.069</u>	<u>\$1,580</u>
<u>0.070 - 0.079</u>	<u>\$1,540</u>
<u>0.080 - 0.089</u>	<u>\$1,500</u>
<u>0.090 - 0.099</u>	<u>\$1,480</u>
<u>0.100 - 0.109</u>	<u>\$1,450</u>
<u>0.110 - 0.119</u>	<u>\$1,430</u>
<u>0.120 - 0.129</u>	<u>\$1,410</u>
<u>0.130 - 0.139</u>	<u>\$1,390</u>
<u>0.140 - 0.149</u>	<u>\$1,370</u>
<u>0.150 - 0.159</u>	<u>\$1,350</u>
<u>0.160 - 0.169</u>	<u>\$1,340</u>
<u>0.170 - 0.179</u>	<u>\$1,320</u>
<u>0.180 - 0.199</u>	<u>\$1,300</u>
<u>0.200 - 0.209</u>	<u>\$1,290</u>
<u>0.210 - 0.219</u>	<u>\$1,270</u>
<u>0.220 - 0.239</u>	<u>\$1,250</u>
<u>0.240 - 0.269</u>	<u>\$1,230</u>
<u>0.270 - 0.289</u>	<u>\$1,210</u>
<u>0.290 - 0.319</u>	<u>\$1,190</u>
<u>0.320 - 0.349</u>	<u>\$1,170</u>
<u>0.350 - 0.389</u>	<u>\$1,150</u>
<u>0.390 - 0.429</u>	<u>\$1,130</u>
<u>0.430 - 0.469</u>	<u>\$1,110</u>
<u>0.470 - 0.519</u>	<u>\$1,090</u>
<u>0.520 - 0.579</u>	<u>\$1,070</u>
<u>0.580 - 0.639</u>	<u>\$1,050</u>
<u>0.640 - 0.709</u>	<u>\$1,030</u>
<u>0.710 - 0.789</u>	<u>\$1,010</u>
<u>0.790 - 0.879</u>	<u>\$990</u>
<u>0.880 - 0.989</u>	<u>\$970</u>
<u>0.990 - 1.109</u>	<u>\$950</u>
<u>1.110 - 1.249</u>	<u>\$930</u>
<u>1.250 - 1.399</u>	<u>\$910</u>
<u>1.400 - 1.589</u>	<u>\$890</u>
<u>1.590 - 1.799</u>	<u>\$870</u>

<u>1.800 - 2.039</u>	<u>\$850</u>
<u>2.040 - 2.319</u>	<u>\$830</u>
<u>2.320 - 2.659</u>	<u>\$810</u>
<u>2.660 - 3.049</u>	<u>\$790</u>
<u>3.050 - 3.509</u>	<u>\$770</u>
<u>3.510 - 4.049</u>	<u>\$750</u>
<u>4.050 - 4.699</u>	<u>\$730</u>
<u>4.700 - 5.469</u>	<u>\$710</u>
<u>5.470 - 6.399</u>	<u>\$690</u>
<u>6.400 - 7.519</u>	<u>\$670</u>
<u>7.520 - 8.879</u>	<u>\$650</u>
<u>8.880 - 10.549</u>	<u>\$630</u>
<u>10.550 - 12.589</u>	<u>\$610</u>
<u>12.590 - 15.129</u>	<u>\$590</u>
<u>15.130 - 18.289</u>	<u>\$570</u>
<u>18.290 +</u>	<u>\$550</u>

(b) (1) For school years 2017-2018 through 2020-2021, the transportation weighting of the school district shall be either the product determined under subsection ~~(a)(13)~~ (a)(1)(E), or that portion of such school district's general state aid for school year 2016-2017 that was attributable to the school district's transportation weighting, whichever is greater.

(2) For school year 2021-2022, and each school year thereafter, the transportation weighting of the school district shall be the product determined under subsection ~~(a)(13)~~ (a)(1)(E).

(3) In no event shall the transportation weighting of the school district result in the portion of such school district's state foundation aid attributable to the transportation weighting being in excess of 110% of such school district's total expenditures from all funds for transporting students for the immediately preceding school year.

(c) For the purpose of providing accurate and reliable data on student transportation, the state board is authorized to adopt rules and regulations prescribing procedures that school districts shall follow in reporting pertinent information, including uniform reporting of expenditures for transportation.

(d) As used in this section:

(1) ~~"Curve of best fit" means the curve on a density-cost graph drawn so the sum of the distances squared from such line to each of the points plotted on the graph is the least possible.~~

~~(2) "Density-cost graph" means a drawing having: (A) A horizontal or base line divided into equal intervals of density, beginning with zero on the left; and (B) a scale for per-student cost of transportation to be shown on a line perpendicular to the base line at the left end thereof, such scale to begin with zero dollars at the base line ascending by equal per-student cost intervals.~~

~~(3) "Index of density" means the number of students who are included in the enrollment of a school district in the current school year, are residing the designated distance or more by the usually traveled road from the school building they attend, and for whom transportation is being made available on regular school routes by the school district, divided by the number of square miles of territory in the school district~~ "Density figure" means the area of the school district in square miles divided by the

number of transported students.

(2) "Transported students" means the number of students who were included in the enrollment of the school district in the preceding year who resided $2\frac{1}{2}$ miles or more by the usually traveled road from the school building such students attended and for whom transportation was made available.

Sec. 7. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5149 is hereby amended to read as follows: 72-5149. (a) 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 ~~(e)(D)~~ (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.

Sec. 8. K.S.A. 2017 Supp. 72-5150 is hereby amended to read as follows: 72-5150. The bilingual weighting of each school district shall be determined by the state board as follows:

(a) Determine the full-time equivalent enrollment in approved programs of bilingual education ~~during the preceding school year~~ and multiply such enrollment by 0.395;

(b) determine the number of students enrolled in approved programs of bilingual education ~~during the preceding school year~~ and multiply such enrollment by 0.185; and

(c) the bilingual weighting shall be either the amount determined under subsection (a) or (b), whichever is greater.

Sec. 9. On and after July 1, 2018, K.S.A. 2017 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) for a school district with an enrollment that consists of 10% or more at-risk students, multiply the number determined under subsection (a)(1) by 0.484. The resulting sum is the at-risk student weighting of the school district; or~~

~~(3) for a school district with an enrollment that consists of less than 10% at-risk students, multiply the number of students equal to 10% of such school district's enrollment by 0.484. The resulting sum is the at-risk student weighting of the school district. A school district whose at-risk student weighting is determined pursuant to this paragraph shall submit a report to the state board in such form and manner as required by the state board that identifies those students enrolled in such school district who are receiving at-risk program services and the criteria each such student satisfies in order to receive at-risk program services. The state board shall adopt rules and regulations that establish the criteria for eligibility for at-risk program services. The provisions of this paragraph shall only apply to those school districts that offer instruction in kindergarten and grades one through 12.~~

(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 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) Commencing in school year 2018-2019, school districts that qualify to receive the high-density at-risk weighting pursuant to this section shall spend any money attributable to the school district's high-density at-risk weighting on the at-risk best practices developed by the state board pursuant to K.S.A. 2017 Supp. 72-5153(d), and

amendments thereto. If a school district that qualifies for the high-density at-risk weighting does not spend such money on such best practices, the state board shall notify the school district that it shall either spend such money on such best practices or shall show improvement within five years of notification. Improvement shall include, but not be limited to, the following: (A) The percentage of students at grade level on state math and English language arts assessments; (B) the percentage of students that are college and career ready on state math and English language arts assessments; (C) the average composite ACT score; or (D) the four-year graduation rate. If a school district does not spend such money on such best practices and does not show improvement within five years, the school district shall not qualify to receive the high-density at-risk weighting in the succeeding school year.

(5) The provisions of this subsection shall expire on July 1, ~~2019~~ 2020.

Sec. 10. K.S.A. 2017 Supp. 72-5155 is hereby amended to read as follows: 72-5155. ~~(a)~~ The career technical education weighting of each school district shall be determined by the state board by multiplying the full-time equivalent enrollment in approved career technical education programs ~~during the preceding school year~~ by 0.5. The resulting product is the career technical education weighting of the school district.

~~(b) The provisions of this section shall expire on July 1, 2019.~~

Sec. 11. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5170 is hereby amended to read as follows: 72-5170. (a) (1) In order to accomplish the mission for Kansas education, the state board shall design and adopt a school district accreditation system based upon improvement in performance that equals or exceeds the educational goal set forth in K.S.A. 2017 Supp. 72-3218(c), and amendments thereto, and is measurable. The state board shall hold all school districts accountable to the Kansans can outcomes, or any successor outcomes established by the state board, through the Kansas education systems accreditation rules and regulations, or any successor accreditation system adopted by the state board. The state board shall establish rigorous accountability measures in the areas of social emotional learning, kindergarten readiness, individual plans of study, graduation and postsecondary success. The state board also shall ensure that all school districts and the public schools operated by such districts have programs and initiatives in place for providing those educational capacities set forth in K.S.A. 2017 Supp. 72-3218(c), and amendments thereto. On or before January 15, 2018, and each January 15 thereafter, the state board shall prepare and submit a report on the school district accreditation system to the governor and the legislature.

(2) The accountability measures established pursuant to paragraph (1) shall be applied both at the district level and at the school level. Such accountability measures shall be reported by the state board for each school district and each school by publication on the internet website of the state department of education. Each school district also shall report such accountability measures for such school district and each school operated by such district by publication on such school district's internet website.

(3) If a school district is not fully accredited and a corrective action plan is required by the state board, such corrective action plan, and any subsequent reports prepared by the state board regarding the progress of such school district in implementing and executing such corrective action plan, shall be published on the state department of education's internet website and such school district's internet website.

(4) If a school district is not accredited, the superintendent, or the superintendent's designee, shall appear before the committee on education of the house of

representatives and the committee on education of the senate during the regular legislative session that occurs during the same school year in which such school district is not accredited. Such school district shall provide a report to such committees on the challenges and obstacles that are preventing such school district from becoming accredited.

(b) The state board shall establish curriculum standards that reflect high academic standards for the core academic areas of mathematics, science, reading, writing and social studies. The curriculum standards shall be reviewed at least every seven years. Nothing in this subsection shall be construed in any manner so as to impinge upon any school district's authority to determine its own curriculum.

(c) The state board shall provide for statewide assessments in the core academic areas of mathematics, science, reading, writing and social studies. The board shall ensure compatibility between the statewide assessments and the curriculum standards established pursuant to subsection (b). Such assessments shall be administered at three grade levels, as determined by the state board. The state board shall determine performance levels on the statewide assessments, the achievement of which represents high academic standards in the academic area at the grade level to which the assessment applies. The state board should specify high academic standards both for individual performance and school performance on the assessments.

(d) Each school year, on such date as specified by the state board, each school district shall submit the Kansas education system accreditation report to the state board in such form and manner as prescribed by the state board.

(e) Whenever the state board determines that a school district has failed either to meet the accreditation requirements established by rules and regulations or standards adopted by the state board or provide curriculum based on state standards and courses required by state law, the state board shall so notify the school district. Such notice shall specify the accreditation requirements that the school district has failed to meet and the curriculum that it has failed to provide. Upon receipt of such notice, the board of education of such school district is encouraged to reallocate the resources of the school district to remedy all deficiencies identified by the state board.

(f) Each school in every school district shall establish a school site council composed of the principal and representatives of teachers and other school personnel, parents of students attending the school, the business community and other community groups. School site councils shall be responsible for providing advice and counsel in evaluating state, school district, and school site performance goals and objectives and in determining the methods that should be employed at the school site to meet these goals and objectives. Site councils may make recommendations and proposals to the school board regarding budgetary items and school district matters, including, but not limited to, identifying and implementing the best practices for developing efficient and effective administrative and management functions. Site councils also may help school boards analyze the unique environment of schools, enhance the efficiency and maximize limited resources, including outsourcing arrangements and cooperative opportunities as a means to address limited budgets.

Sec. 12. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5171 is hereby amended to read as follows: 72-5171. (a) On or before January 15 of each year, the state department of education shall prepare and submit reports on school district funding for each school district to the governor and the legislature.

(b) Each report shall contain the information described in subsection (c) for the school district in terms of actual dollar amounts for the second and immediately preceding school years and budgeted dollar amounts for the current school year.

(c) Each report shall contain the following information for the school district:

(1) Full-time equivalent enrollment;

(2) demographic information, including, but not limited to, gender, race, ethnicity, students who are economically disadvantaged, migrants, English language learners and students with disabilities;

(3) total general and supplemental general funds, including a showing of funding provided by federal sources, state sources and local sources, and total funds per student;

(4) total capital outlay funds, including a showing of such funding provided by federal sources, state sources and local sources, and capital outlay funds per student;

(5) total bond and interest funds, including a showing of such funding provided by federal sources, state sources and local sources, and bond and interest funds per student;

(6) total of all other funds not described in paragraphs (3), (4) and (5), excluding fund transfers, including a showing of such funding provided by federal sources, state sources and local sources, and total funds per student;

(7) total funds per student of all funds described in paragraphs (3) through (6);

(8) general fund moneys attributable to the following:

(A) BASE aid;

(B) high enrollment weighting;

(C) low enrollment weighting;

(D) school facilities weighting;

(E) transportation weighting;

(F) at-risk student weighting;

(G) preschool-aged at-risk student weighting;

(H) high-density at-risk student weighting;

(I) career technical education weighting;

(J) special education and related services weighting;

(K) bilingual weighting;

(L) ancillary school facilities weighting;

(M) cost-of-living weighting;

(N) declining enrollment weighting; and

(O) virtual school state aid;

(9) total expenditures on the following:

(A) At-risk education programs and services;

(B) preschool-aged at-risk education programs and services;

(C) bilingual education programs and services;

(D) career and technical education programs and services;

(E) special education and related services; and

(F) virtual school programs and services; ~~and~~

(10) total expenditures from the special retirement contributions fund;

(11) expenditures and fund transfers from the supplemental general fund for those programs and services set forth in paragraph (9) and any other accounting category for which there is an expenditure or transfer from such fund; and

(12) general obligation bond indebtedness.

(d) The state board shall provide uniform guidelines for what constitutes total

expenditures for the programs and services listed under subsection (c)(9).

Sec. 13. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5173 is hereby amended to read as follows: 72-5173. The legislative post audit committee shall direct the legislative division of post audit to conduct the following performance audits in the fiscal year specified:

(a) A performance audit of transportation services funding. The audit should include a comparison of the amount of transportation services funding school districts receive to the cost of providing transportation services. This performance audit shall be conducted during fiscal year 2018, and the final audit report shall be submitted to the legislature on or before January 15, 2018.

(b) A performance audit of at-risk education funding. The audit should evaluate the method of counting students for at-risk education funding, the level of the at-risk student weighting and high-density at-risk student weighting under the act and how school districts are expending moneys provided for at-risk education. This performance audit shall be conducted during fiscal year 2020, and the final audit report shall be submitted to the legislature on or before January 15, 2020.

(c) A performance audit of bilingual education funding. The audit should evaluate the method of counting students for bilingual education funding, the level of the bilingual weighting under the act and how school districts are expending moneys provided for bilingual education. This performance audit shall be conducted during fiscal year ~~2023~~ 2022, and the final audit report shall be submitted to the legislature on or before January 15, ~~2023~~ 2022.

(d) A study of statewide virtual school programs administered in other states. The study shall include, but not be limited to, the following:

(1) The aggregate cost incurred by each state administering a virtual school program, and the cost incurred by individual school districts or schools within each state;

(2) the resources necessary for the implementation of each virtual school program, including, but not limited to, personnel, equipment, software and facility usage;

(3) the scope of each virtual school program; and

(4) the effectiveness of each virtual school program with respect to student performance and outcomes.

The audit shall be conducted during fiscal year ~~2024~~ 2023, and the final audit report shall be submitted to the legislature on or before January 15, ~~2024~~ 2023.

(e) (1) A performance audit to provide a reasonable estimate of the cost of providing educational opportunities for every public school student in Kansas to achieve the performance outcome standards adopted by the state board of education. This performance audit shall be conducted ~~three~~ two times as follows:

(A) During fiscal year 2019, and the final report submitted to the legislature on or before January 15, 2019;

~~(B)~~ during fiscal year ~~2022~~ 2021, and the final report submitted to the legislature on or before January 15, ~~2022~~ 2021; and

~~(C)~~ ~~(B)~~ during fiscal year ~~2025~~ 2024, and the final report submitted to the legislature on or before January 15, ~~2025~~ 2024.

(2) Each performance audit required under this subsection shall:

(A) Include reasonable estimates of the costs of providing specialized education services as required by law, including, but not limited to, ~~special education and related~~

services; bilingual education and at-risk programs; and

(B) account for other factors which may contribute to variations in costs incurred by school districts, including, but not limited to, total district enrollment and geographic location within the state.

(3) In conducting each performance audit required under this subsection:

(A) Any examination of historical data and expenditures shall correct any recognized inadequacy of such data or expenditure through a statistically valid method of extrapolation; and

(B) subject to the limitations of the division of legislative post audit budget and appropriations therefor, the legislative post auditor may enter into contracts with consultants as the post auditor deems necessary.

~~(f) A performance audit to identify best practices in successful schools. The audit should include a comparison of the educational methods and other practices of demographically similar school districts that achieve significantly different student outcomes based on performance outcome standards adopted by the state board of education. This performance audit shall be conducted during fiscal year 2021, and the final audit report shall be submitted to the legislature on or before January 15, 2021. The audit shall be conducted a second time during fiscal year 2026, and the final audit report shall be submitted to the legislature on or before January 15, 2026 provide a reasonable estimate of the costs of providing special education and related services, including, but not limited to, other factors which may contribute to variations in costs incurred by school districts. This performance audit shall be conducted during fiscal year 2019, and the final audit report shall be submitted to the legislature on or before January 15, 2019.~~

Sec. 14. On and after July 1, 2018, K.S.A. 2017 Supp. 72-53,113 is hereby amended to read as follows: 72-53,113. (a) The board of education of any school district may make an annual tax levy at a mill rate not to exceed the statutorily prescribed mill rate upon the taxable tangible property in the school district for the purposes specified in this act and, with respect to any redevelopment district established prior to July 1, 2017, pursuant to K.S.A. 12-1771, and amendments thereto, for the purpose of paying a portion of the principal and interest on bonds issued by cities under the authority of K.S.A. 12-1774, and amendments thereto, for the financing of redevelopment projects upon property located within the school district. No levy shall be made under this act until a resolution is adopted by the board of education in the following form:

Unified School District No. _____,
_____ County, Kansas.

RESOLUTION

Be It Resolved that:

The above-named school board shall be authorized to make an annual tax levy in an amount not to exceed _____ mills upon the taxable tangible property in the school district for the purpose of acquisition, construction, reconstruction, repair, remodeling, additions to, furnishing, maintaining and equipping of school district property and equipment necessary for school district purposes, including: (1) Computer software; (2) performance uniforms; (3) housing and boarding pupils enrolled in an area vocational school operated under the board; (4) architectural expenses; (5) building sites; (6) undertaking and maintenance of asbestos control projects; (7) school buses; and (8) utility expenses; (9) property and casualty insurance; and (10) other fixed assets, and

with respect to any redevelopment district established prior to July 1, 2017, pursuant to K.S.A. 12-1771, and amendments thereto, for the purpose of paying a portion of the principal and interest on bonds issued by cities under the authority of K.S.A. 12-1774, and amendments thereto, for the financing of redevelopment projects upon property located within the school district. The tax levy authorized by this resolution may be made, unless a petition in opposition to the same, signed by not less than 10% of the qualified electors of the school district, is filed with the county election officer of the home county of the school district within 40 calendar days after the last publication of this resolution. In the event a petition is filed, the county election officer shall submit the question of whether the tax levy shall be authorized to the electors in the school district at an election called for that purpose or at the next general election, as is specified by the board of education of the above school district.

CERTIFICATE

This is to certify that the above resolution was duly adopted by the board of education of Unified School District No. _____, _____ County, Kansas, on the ____ day of _____, _____.

Clerk of the board of education.

All of the blanks in the above resolution shall be appropriately filled. The blank preceding the word "mills" shall be filled with a specific number. The resolution shall be published once a week for two consecutive weeks in a newspaper having general circulation in the school district. If no petition as specified above is filed in accordance with the provisions of the resolution, the board of education may make the tax levy specified in the resolution. If a petition is filed as provided in the resolution, the board of education may notify the county election officer of the date of an election to be held to submit the question of whether the tax levy shall be authorized. If the board of education fails to notify the county election officer within 60 calendar days after a petition is filed, the resolution shall be deemed abandoned and no like resolution shall be adopted by the board of education within the nine months following the first publication of the resolution.

(b) As used in this act:

(1) "Unconditionally authorized to make a capital outlay tax levy" means that the school district has adopted a resolution under this section, has published the same, and either that the resolution was not protested or that it was protested and an election has been held by which the tax levy specified in the resolution was approved;

(2) "statutorily prescribed mill rate" means: (A) Eight mills; (B) the mill levy rate in excess of eight mills if the resolution fixing such rate was approved at an election prior to the effective date of this act; or (C) the mill levy rate in excess of eight mills if no petition or no sufficient petition was filed in protest to a resolution fixing such rate in excess of eight mills and the protest period for filing such petition has expired;

(3) "asbestos control project" means any activity which is necessary or incidental to the control of asbestos-containing material in buildings of school districts and includes, but not by way of limitation, any activity undertaken for the removal or encapsulation of asbestos-containing material, for any remodeling, renovation, replacement, rehabilitation or other restoration necessitated by such removal or encapsulation, for conducting inspections, reinspections and periodic surveillance of buildings, performing response actions, and developing, implementing and updating operations and

maintenance programs and management plans;

(4) "asbestos" means the asbestiform varieties of chrysotile (serpentine), crocidolite (riebeckite), amosite (cummingtonitegrunerite), anthophyllite, tremolite, and actinolite; and

(5) "asbestos-containing material" means any material or product which contains more than 1% asbestos.

Sec. 15. On and after July 1, 2018, K.S.A. 2017 Supp. 72-53,116 is hereby amended to read as follows: 72-53,116. (a) Any moneys in the capital outlay fund of any school district and any moneys received from issuance of bonds under K.S.A. 2017 Supp. 72-53,117 or 72-53,122, and amendments thereto, may be used for the purpose of the acquisition, construction, reconstruction, repair, remodeling, additions to, furnishing, maintaining and equipping of school district property and equipment necessary for school district purposes, including: (1) Computer software; (2) performance uniforms; (3) housing and boarding pupils enrolled in an area vocational school operated under the board of education; (4) architectural expenses; (5) building sites; (6) undertaking and maintenance of asbestos control projects; (7) school buses; and (8) utility expenses; (9) property and casualty insurance; and (10) other fixed assets.

(b) The board of education of any school district is hereby authorized to invest any portion of the capital outlay fund of the school district which is not currently needed in investments authorized by K.S.A. 12-1675, and amendments thereto, in the manner prescribed therein, or may invest the same in direct obligations of the United States government maturing or redeemable at par and accrued interest within three years from date of purchase, the principal and interest whereof is guaranteed by the government of the United States. All interest received on any such investment shall upon receipt thereof be credited to the capital outlay fund.

Sec. 16. On and after July 1, 2018, K.S.A. 2017 Supp. 72-5461 is hereby amended to read as follows: 72-5461. (a) Upon receiving an application under K.S.A. 2017 Supp. 72-5460, and amendments thereto, the state board of education shall review the application and examine the evidence furnished in support of the application.

(b) (1) Commencing in school year 2017-2018, the state board of education shall not approve any application submitted during the current school year if such approval would result in the aggregate amount of all general obligation bonds approved by the state board for such school year exceeding the aggregate principal amount of all general obligation bonds retired in the immediately preceding school year adjusted for inflation pursuant to paragraph (4). For any application submitted during the current school year in excess of \$175,000,000, the state board shall apply only an amount of \$175,000,000 of such application when determining whether the aggregate principal amount of all general obligation bonds retired in the immediately preceding school year has been exceeded. In determining whether to approve an application, the state board shall prioritize applications in accordance with the priorities set forth as follows in order of highest priority to lowest priority:

(A) Safety of the current facility and disability access to such facility as demonstrated by a state fire marshal report, an inspection under the Americans with disabilities act, 42 U.S.C. § 12101 et seq., or other similar evaluation;

(B) enrollment growth and imminent overcrowding as demonstrated by successive increases in enrollment of the school district in the immediately preceding three school years;

(C) impact on the delivery of educational services as demonstrated by restrictive inflexible design or limitations on installation of technology; and

(D) energy usage and other operational inefficiencies as demonstrated by a district-wide energy usage analysis, district-wide architectural analysis or other similar evaluation.

(2) The state board shall not consider a school district's eligibility for capital improvement state aid, or the amount of capital improvement state aid a school district would be eligible to receive, in determining whether to approve such district's application.

(3) The provisions of subsection (b)(1) shall not apply to school districts that have not issued any general obligation bonds in the 25 years prior to the current school year.

(4) The state board shall adjust the aggregate principal amount of all general obligation bonds retired in the immediately preceding school year by adding an amount equal to the five-year compounded percentage increase in the producer price index industry data for new school building construction as published by the bureau of labor statistics of the United States department of labor for the five immediately preceding school years.

(c) After reviewing the application and examining the supportive evidence, the state board of education shall issue an order either granting or denying the application. If the application is approved, the applicant board of education shall request the county election officer to hold an election to vote upon the question of issuing the increased amount of bonds in the manner provided by law.

(d) Any application that is denied pursuant to subsection (b) may be tentatively approved by the state board of education for the immediately succeeding school year. The amount of general obligation bonds approved in any such application shall be counted first towards the aggregate amount of all general obligation bonds approved by the state board for such school year.

(e) Commencing in school year 2017-2018, the state board of education shall determine the aggregate principal amount of general obligation bonds retired in the immediately preceding school year.

(f) The provisions of subsections (b), (d) and (e) shall expire on June 30, 2022.

Sec. 17. K.S.A. 2017 Supp. 72-5150 and 72-5155 are hereby repealed.

Sec. 18. On and after July 1, 2018, K.S.A. 2017 Supp. 72-1171, 72-5132, 72-5133, 72-5143, 72-5144, 72-5145, 72-5148, 72-5149, 72-5151, 72-5170, 72-5171, 72-5173, 72-53,113, 72-53,116, 72-5461, 72-6463, 72-6464, 72-6465, 72-6466, 72-6467, 72-6468, 72-6469, 72-6470, 72-6471, 72-6472, 72-6473, 72-6474, 72-6475, 72-6477, 72-6478, 72-6479, 72-6480 and 72-6481 are hereby repealed.";

Also on page 21, in line 27, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking all after the second semicolon; by striking lines 3 through 10; in line 11, by striking all before the period and inserting "making and concerning appropriations for the fiscal year ending June 30, 2019, for the department of education; amending K.S.A. 2017 Supp. 72-5132, 72-5133, 72-5143, 72-5145, 72-5148, 72-5149, 72-5150, 72-5151, 72-5155, 72-5170, 72-5171, 72-5173, 72-53,113, 72-53,116 and 72-5461 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 72-1171, 72-5144, 72-6463, 72-6464, 72-6465, 72-6466, 72-6467,

72-6468, 72-6469, 72-6470, 72-6471, 72-6472, 72-6473, 72-6474, 72-6475, 72-6477, 72-6478, 72-6479, 72-6480 and 72-6481"

On roll call, the vote was: Yeas 76; Nays 44; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcala, Alford, Arnberger, Aurand, Baker, Ballard, Barker, Becker, Bishop, Brim, Clark, Clayton, Concannon, Cox, Crum, S., E. Davis, Deere, Dierks, Dietrich, Elliott, Ellis, Eplee, Finch, Finney, Francis, Gallagher, Gartner, Good, Hawkins, Hibbard, Highberger, Hineman, Holscher, Horn, Huebert, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Ralph, Rooker, Ruiz, Ryckman, Schreiber, Smith, A., Stogsdill, S. Swanson, Tarwater, Thompson, Trimmer, Ward, Waymaster, Weigel, Wheeler.

Nays: Awerkamp, Bergquist, Blex, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Corbet, Curtis, Delperdang, Dove, Esau, Garber, Helgerson, Henderson, Highland, Hodge, Hoffman, Houser, Humphries, Jacobs, K. Jones, Landwehr, Mason, Miller, Osterman, R. Powell, Rahjes, Resman, Sawyer, Seiwert, Smith, E., Sutton, Thimesch, Trimboli, Vickrey, Victors, Weber, C., Whipple, Whitmer, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Frownfelter, Schroeder, Schwab, Sloan, K. Williams.

Patton amendment, Part C, was adopted.

Also, roll call was demanded on motion of Rep. Trimmer to amend **Sub SB 423** by amending the amendment designated as fa_2018_sb423_h_4183, as adopted by the Committee of the Whole on April 7, 2018, in section 1, in the appropriation for the state foundation aid account (652-00-1000-0820) in the state general fund for the department of education, by adding \$135,525,000 to the dollar amount and by adjusting such dollar amount accordingly;

In the amendments to K.S.A. 2017 Supp. 72-5132(e)(1), by striking "\$4,900" and inserting "\$4,850";

In the amendments to K.S.A. 2017 Supp. 72-5132(e)(2), by striking "\$5,061" and inserting "\$5,067";

In the amendments to K.S.A. 2017 Supp. 72-5132(e)(3), by striking "\$5,222" and inserting "\$5,283";

In the amendments to K.S.A. 2017 Supp. 72-5132(e)(4), by striking "\$5,384" and inserting "\$5,500";

In the amendments to K.S.A. 2017 Supp. 72-5132(e)(5), by striking "\$5,545" and inserting "\$5,716";

In the amendments to K.S.A. 2017 Supp. 72-5143(a), by striking "15%" and inserting "10%"

On roll call, the vote was: Yeas 41; Nays 78; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcala, Ballard, Bishop, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Finney, Gartner, Good, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Ruiz, Sawyer, Stogsdill, Trimmer, Victors, Ward,

Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer.

Present but not voting: None.

Absent or not voting: Frownfelter, Schroeder, Schwab, Sloan, Trimboli, K. Williams.

The motion of Rep. Trimmer to amend did not prevail.

Also, roll call was demanded on motion of Rep. Pittman to amend **Sub SB 423** by amending the amendment designated as fa_2018_sb423_h_4183, as adopted by the Committee of the Whole on April 7, 2018, in section 1, in the appropriation for the special education services aid account (652-00-1000-0700) account in the state general fund for the department of education, by adding \$10,000,000 to the dollar amount and by adjusting such dollar amount accordingly;

Following section 1, by inserting:

"Sec. 2.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Special education services aid (652-00-1000-0700).....\$20,000,000

Sec. 3.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency (a) from the state general fund for the fiscal year ending June 30, 2021, the following:

Special education services aid (652-00-1000-0700).....\$30,000,000

Sec. 4.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2022, the following:

Special education services aid (652-00-1000-0700).....\$40,000,000

Sec. 5.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Special education services aid (652-00-1000-0700).....\$40,000,000";

And by renumbering sections accordingly;

In the title, by striking "year" and inserting "years"; also in the title, after "June 30, 2019," by inserting "June 30, 2020, June 30, 2021, June 30, 2022, and June 30, 2023"

On roll call, the vote was: Yeas 43; Nays 75; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Ballard, Bishop, Burroughs, Carlin, Carmichael, B. Carpenter, Clayton, Crum, S., Curtis, Deere, Finney, Gartner, Good, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Ruiz, Sawyer, Stogsdill, S. Swanson, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, Claeys, Clark, Concannon, Corbet, Cox, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer.

Present but not voting: None.

Absent or not voting: Frownfelter, Huebert, Schroeder, Schwab, Sloan, Trimboli, K. Williams.

The motion of Rep. Pittman to amend did not prevail.

Sub SB 423, AN ACT concerning education; relating to the instruction and financing thereof; Kansas school equity and enhancement act; BASE aid amount; enrollment weighting; preschool-aged at-risk students; consolidated school district total foundation aid; local option budget alternative calculation; funding reports; performance audits; bond authority; making and concerning appropriations for the fiscal years ending June 30, 2019, June 30, 2020, and June 30, 2021, for the department of education; making and concerning appropriations for the fiscal year ending June 30, 2019, for the state board of regents; amending K.S.A. 2017 Supp. 72-5132, 72-5141, 72-5144, 72-5149, 72-5155, 72-5171, 72-5173 and 72-5461 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 63; Nays 56; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alford, Arnberger, Aurand, Baker, Barker, Becker, Brim, Clark, Clayton, Concannon, Cox, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Finch, Francis, Gallagher, Gartner, Good, Hawkins, Hibbard, Hineman, Hoffman, Holscher, Huebert, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mastroni, Murnan, Orr, F. Patton, Phelps, Phillips, Pittman, Proehl, Rafie, Rahjes, Ralph, Rooker, Ryckman, Schreiber, Smith, A., S. Swanson, Tarwater, Thompson, Trimmer, Waymaster, Wheeler.

Nays: Alcalá, Averkamp, Ballard, Bergquist, Bishop, Blex, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Corbet, Crum, S., Curtis, Esau, Finney, Garber, Helgerson, Henderson, Highberger, Highland, Hodge, Horn, Houser, Humphries, Jacobs, K. Jones, Kuether, Lusk, Mason, Miller, Neighbor, Ohaebosim, Osterman, Ousley, Parker, R. Powell, Probst, Resman, Ruiz, Sawyer, Seiwert, Smith, E., Stogsdill, Sutton, Thimesch, Vickrey, Victors, Ward, Weber, C., Weigel, Whipple, Whitmer, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Frownfelter, Schroeder, Schwab, Sloan, Trimboli, K. Williams.

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote no on **SB 423**. I am voting no because the increased funding is without accountability measures established by the legislature. Also, the mental health crisis is a statewide problem, not a specific area problem and should be dealt with on a statewide basis. The funding plan going out five years is irresponsible and attempts to control future legislature's appropriation process and will be seen as a promissory note begging for a court case if the funding is not met. — RON HIGHLAND, CHUCK WEBER, RANDY GARBER, KEITH ESAU

MR. SPEAKER: I vote no on **SB 423**. Nearly a decade has passed without constitutional funding levels. Rather than finding a bipartisan, constitutional solution for the children of Kansas, we are advancing another bill that is likely inadequate. Attempts to fix this have been rejected. How long must we wait? How long must my students wait for adequately funded schools? Now is the time to get this right. Mr. Speaker, I vote no. — BRETT PARKER, NANCY LUSK, STEVE CRUM, CINDY NEIGHBOR, JARROD OUSLEY, JERRY W. STOGSDILL, LOUIS RUIZ, SYDNEY CARLIN

MR. SPEAKER: The current educational system is broken. Student-based budgeting that focuses on student performance, gives financial incentives for schools that meet outcome goals, and allows students an escape from chronically low-performing schools—this would be a step in the right direction that actually addresses the quality of our students' education. We are not willing to take a stand as a legislature, allowing the court demand more money be invested in a broken system, exercising policy-making power it does not have. Mr. Speaker, for these and a multitude of other problematic issues with the current educational system, I vote No on **SB 423**. — RANDY POWELL

MR. SPEAKER: I vote no on **SB 423** because it fails to meet our constitutional and moral obligation to suitably fund the public schools. I therefore vote No on **SB 423**. — JOHN CARMICHAEL

MR. SPEAKER: I VOTE YES ON **SB 423**. Although I believe the fiscal note is too high, it's also time to put an end to this litigation. I was sent here from the 112th District to be a problem solver. I don't want to be the problem, I want to be a part of the solution. This is a compromise. I've had the chance to work within 3 different school districts. I've personally seen how rural school districts are struggling. I am a fiscal conservative, but I also want to help hurting districts and put an end to this issue. It's time to be problem solvers. — TORY MARIE ARNBERGER

MR. SPEAKER: While I have serious doubts that the funding levels in **SB 423** will be found constitutional by the Kansas Supreme Court, I vote yes on this bill. The only way to find a true solution to this issue would have been to work together, but I also believe we must work to move the process forward. Thank you, Mr. Speaker – EBER PHELPS, JIM GARTNER, CINDY HOLSCHER

MR. SPEAKER: I vote no on **SB 423**. The Kansas Supreme Court made it clear in October last year that we as a legislature had to get school funding right this time. I am glad that we are finally addressing the issue, but I cannot support a bill that does not solve the problem. I cannot vote for another band-aid fix that will most likely be found unconstitutional, just to bring us back here for special session when the Court makes its ruling. – ANNIE KUETHER, GAIL FINNEY, JOHN ALCALA, BRODERICK HENDERSON, ELIZABETH BISHOP, KC OHAEBOSIM, EILEEN HORN, TIM C. HODGE, PAM CURTIS, PONKA-WE VICTORS, JASON PROBST, HENRY HELGERSON

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2795, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2018, and June 30, 2019, for the department of administration, by Committee on Appropriations.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **S Sub for HB 2028**.

The Senate adopts the Conference Committee report on **S Sub for S Sub for HB 2386**.

The Senate adopts the Conference Committee report on **HB 2476**.

The Senate adopts the Conference Committee report on **HB 2482**.

The Senate adopts the Conference Committee report on **HB 2542**.

The Senate adopts the Conference Committee report on **Sub HB 2556**.

The Senate adopts the Conference Committee report on **HB 2583**.

The Senate adopts the Conference Committee report on **S Sub for HB 2600**.

The Senate adopts the Conference Committee report on **Sub HB 2602**.

The Senate adopts the Conference Committee report on **S Sub for HB 2701**.

The Senate concurs in House amendments to **SB 263**.

The Senate concurs in House amendments to **SB 275**, and requests return of the bill.

On motion of Rep. Hineman, the House recessed until 4:00 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 335**, **S Sub for HB 2028**, **HB 2482**, **S Sub for HB 2600**, **Sub HB 2602**, **S Sub for HB 2701**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 335** 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 48, following line 38, by inserting:

"Sec. 26. K.S.A. 2017 Supp. 9-512 is hereby amended to read as follows: 9-512. (a) The commissioner, after notice and an opportunity for hearing, may issue an order to address any violation of this act or rules and regulations adopted pursuant thereto:

(1) Assessing a fine against any person who violates this act, or rules and regulations adopted thereto, in an amount not to exceed \$5,000 per violation;

(2) assessing the agency's operating costs and expenses for investigating and enforcing this act;

(3) requiring the person to pay restitution for any loss arising from the violation or requiring the person to disgorge any profits arising from the violation;

(4) barring the person from future application for licensure pursuant to the act; and

(5) requiring such affirmative action as in the judgment of the commissioner which will carry out the purposes of this act.

(b) The commissioner may enter into a consent order at any time with a person to resolve a matter arising under this act, rules and regulations adopted thereto, or an order issued pursuant to this act.

(c) The commissioner may enter into an informal agreement at any time with a person to resolve a matter arising under this act, rules and regulations adopted pursuant thereto, or an order issued pursuant to this act. The adoption of an informal agreement authorized by this subsection shall not be subject to the provisions of K.S.A. 77-501 et seq., and amendments thereto, or K.S.A. 77-601 et seq., and amendments thereto. Any informal agreement authorized by this subsection shall not be considered an order or other agency action, and shall be considered confidential examination material pursuant to K.S.A. 9-513c, and amendments thereto. All such examination material shall also be confidential by law and privileged, shall not be subject to the open records act, K.S.A. 45-215 et seq., and amendments thereto, shall not be subject to subpoena and shall not be subject to discovery or admissible in evidence in any private civil action. The provisions of this subsection 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.

~~(e)~~(d) Any person who knowingly violates any provision of this act shall be guilty of a severity level 9, nonperson felony. Each transaction in violation of this act and each day that a violation continues shall be a separate offense. Whenever a corporation violates any provision of this act, such violation shall be attributed to individual directors, officers and agents who have authorized, ordered or performed any of the acts constituting such violation.

~~(d)~~(c) A corporation and its directors, officers and agents may each be prosecuted separately for violations of this act and the acquittal or conviction of one such director, officer or agent shall not abate the prosecution of the others.

~~(e)~~(f) Whenever it appears that a person has violated, or is likely to violate, this act,

rules and regulations adopted thereunder, or an order issued pursuant to this act, then the commissioner may bring an action for injunctive relief to enjoin the violation or enforce compliance, regardless of whether or not criminal proceedings have been instituted. Any person who engages in activities that are regulated and require a license under this act shall be considered to have consented to the jurisdiction of the courts of this state for all actions arising under this act.

Sec. 27. K.S.A. 2017 Supp. 9-513 is hereby amended to read as follows: 9-513. The commissioner ~~and the commissioner's designees shall rely on the deputy commissioner of the banking division established pursuant to K.S.A. 75-3135, and amendments thereto, and such deputy's staff~~ to administer, interpret and enforce this act for the purpose of protecting the citizens of this state, against financial loss, who purchase payment instruments or who give money or control of their funds or credit into the custody of another person for transmission, regardless of whether the transmitter has any office, facility, agent or other physical presence in the state.";

On page 49, in line 28, after "Supp." by inserting "9-512, 9-513,";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the second semicolon by inserting "updating the Kansas money transmitter act,"; in line 4, after "Supp." by inserting "9-512, 9-513,";

And your committee on conference recommends the adoption of this report.

JIM KELLY

RANDY POWELL

GAIL FINNEY

Conferees on part of House

JEFF LONGBINE

RICK BILLINGER

LYNN ROGERS

Conferees on part of Senate

On motion of Rep. Kelly, the conference committee report on **SB 335** was adopted.

On roll call, the vote was: Yeas 116; Nays 4; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, Winn, Wolfe Moore.

Nays: Burris, Hodge, Miller, Ward.

Present but not voting: None.

Absent or not voting: Brim, Frownfelter, Schwab, Sloan, K. Williams.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2028** 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 12 through 36;

By striking all on pages 2 through 24;

On page 25, by striking all in lines 1 through 40 and inserting the following:

"New Section 1. (a) Sections 1 through 6, and amendments thereto, shall be known and may be cited as the Kansas telemedicine act.

(b) This section shall take effect on and after January 1, 2019.

New Sec. 2. (a) For purposes of Kansas telemedicine act:

(1) "Distant site" means a site at which a healthcare provider is located while providing healthcare services by means of telemedicine.

(2) "Healthcare provider" means a physician, licensed physician assistant, licensed advanced practice registered nurse or person licensed, registered, certified or otherwise authorized to practice by the behavioral sciences regulatory board.

(3) "Originating site" means a site at which a patient is located at the time healthcare services are provided by means of telemedicine.

(4) "Physician" means a person licensed to practice medicine and surgery by the state board of healing arts.

(5) "Telemedicine," including "telehealth," means the delivery of healthcare services or consultations while the patient is at an originating site and the healthcare provider is at a distant site. Telemedicine shall be provided by means of real-time two-way interactive audio, visual, or audio-visual communications, including the application of secure video conferencing or store-and-forward technology to provide or support healthcare delivery, that facilitate the assessment, diagnosis, consultation, treatment, education and care management of a patient's healthcare. "Telemedicine" does not include communication between:

(A) Healthcare providers that consist solely of a telephone voice-only conversation, email or facsimile transmission; or

(B) a physician and a patient that consists solely of an email or facsimile transmission.

(b) This section shall take effect on and after January 1, 2019.

New Sec. 3. (a) The same requirements for patient privacy and confidentiality under the health insurance portability and accountability act of 1996 and 42 C.F.R. § 2.13, as applicable, that apply to healthcare services delivered via in-person contact shall also apply to healthcare services delivered via telemedicine. Nothing in this section shall supersede the provisions of any state law relating to the confidentiality, privacy, security or privileged status of protected health information.

(b) Telemedicine may be used to establish a valid provider-patient relationship.

(c) The same standards of practice and conduct that apply to healthcare services delivered via in-person contact shall also apply to healthcare services delivered via

telemedicine.

(d) (1) A person authorized by law to provide and who provides telemedicine services to a patient shall provide the patient with guidance on appropriate follow-up care.

(2) (A) Except when otherwise prohibited by any other provision of law, when the patient consents and the patient has a primary care or other treating physician, the person providing telemedicine services shall send within three business days a report to such primary care or other treating physician of the treatment and services rendered to the patient in the telemedicine encounter.

(B) A person licensed, registered, certified or otherwise authorized to practice by the behavioral sciences regulatory board shall not be required to comply with the provisions of subparagraph (A).

(e) This section shall take effect on and after January 1, 2019.

New Sec. 4. (a) The provisions of this section shall apply to 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 that provides coverage for accident and health services and that is delivered, issued for delivery, amended or renewed on or after January 1, 2019. The provisions of this section shall also apply to the Kansas medical assistance program.

(b) No individual or group health insurance policy, medical service plan, contract, hospital service corporation contract, hospital and medical service corporation contract, fraternal benefit society, health maintenance organization or the Kansas medical assistance program shall exclude an otherwise covered healthcare service from coverage solely because such service is provided through telemedicine, rather than in-person contact, or based upon the lack of a commercial office for the practice of medicine, when such service is delivered by a healthcare provider.

(c) The insured's medical record shall serve to satisfy all documentation for the reimbursement of all telemedicine healthcare services, and no additional documentation outside of the medical record shall be required.

(d) Payment or reimbursement of covered healthcare services delivered through telemedicine may be established by an insurance company, nonprofit health service corporation, nonprofit medical and hospital service corporation or health maintenance organization in the same manner as payment or reimbursement for covered services that are delivered via in-person contact are established.

(e) Nothing in this section shall be construed to:

(1) Prohibit an 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 that provides coverage for telemedicine or the Kansas medical assistance program from providing coverage for only those services that are medically necessary, subject to the terms and conditions of the covered individual's health benefits plan;

(2) mandate coverage for a healthcare service delivered via telemedicine if such healthcare service is not already a covered healthcare service, when delivered by a healthcare provider subject to the terms and conditions of the covered individual's health benefits plan; or

(3) allow an 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 that provides coverage for telemedicine or the Kansas medical assistance program to require a covered individual to use telemedicine or in lieu of receiving an in-person healthcare service or consultation from an in-network provider.

(f) The provisions of K.S.A. 40-2248 and 40-2249a, and amendments thereto, shall not apply to this section.

(g) This section shall take effect on and after January 1, 2019.

New Sec. 5. (a) The state board of healing arts, following consultation with the state board of pharmacy and the board of nursing, shall adopt rules and regulations relating to the prescribing of drugs, including controlled substances, via telemedicine. Such rules and regulations shall be adopted by December 31, 2018.

(b) The state board of healing arts shall adopt such rules and regulations as may be necessary to effectuate the provisions of Kansas telemedicine act. Such rules and regulation shall be adopted by December 31, 2018.

(c) The behavioral sciences regulatory board shall adopt such rules and regulations as may be necessary to effectuate the provisions of Kansas telemedicine act. Such rules and regulations shall be adopted by December 31, 2018.

New Sec. 6. Nothing in the Kansas telemedicine act shall be construed to authorize the delivery of any abortion procedure via telemedicine.

New Sec. 7. (a) On and after January 1, 2019, the department of health and environment and any managed care organization providing state medicaid services under the Kansas medical assistance program shall provide coverage for speech-language pathology services and audiology services provided by a licensed speech-language pathologist or audiologist licensed by the Kansas department for aging and disability services by means of telehealth, as defined in section 2, and amendments thereto, if such services would be covered by the Kansas medical assistance program when delivered via in-person contact.

(b) The department of health and environment shall implement and administer this section consistent with applicable federal laws and regulations and shall submit to the United States centers for medicare and medicaid services any state medicaid plan amendment, waiver request or other approval request necessary to implement this section.

(c) The department of health and environment shall adopt rules and regulations as may be necessary to implement and administer this section. Such rules and regulations shall be adopted on or before December 31, 2018.

(d) On or before January 13, 2020, the department of health and environment shall prepare an impact report that assesses the social and financial effects of the coverage mandated by this section, including the impacts listed in K.S.A. 40-2249(a) and (b), and amendments thereto, and shall submit such report to the legislature and the house of representatives standing committee on health and human services, the house of representatives standing committee on insurance, the senate standing committee on public health and welfare and the senate standing committee on financial institutions and insurance.

Sec. 8. K.S.A. 2017 Supp. 40-2,103 is hereby amended to read as follows: 40-2,103. The requirements of K.S.A. 40-2,100, 40-2,101, 40-2,102, 40-2,104, 40-2,105, 40-2,114, 40-2,160, 40-2,165 through 40-2,170, ~~inclusive~~, 40-2250, K.S.A. 2017 Supp.

40-2,105a, 40-2,105b, 40-2,184, 40-2,190 ~~and~~, 40-2,194, and sections 1 through 6, and amendments thereto, shall apply to all insurance policies, subscriber contracts or certificates of insurance delivered, renewed or issued for delivery within or outside of this state or used within this state by or for an individual who resides or is employed in this state.

Sec. 9. K.S.A. 2017 Supp. 40-19c09 is hereby amended to read as follows: 40-19c09. (a) Corporations organized under the nonprofit medical and hospital service corporation act shall be subject to the provisions of the Kansas general corporation code, articles ~~60 to through 74, inclusive~~, of chapter 17 of the Kansas Statutes Annotated, and amendments thereto, applicable to nonprofit corporations, to the provisions of K.S.A. 40-214, 40-215, 40-216, 40-218, 40-219, 40-222, 40-223, 40-224, 40-225, 40-229, 40-230, 40-231, 40-235, 40-236, 40-237, 40-247, 40-248, 40-249, 40-250, 40-251, 40-252, 40-2,100, 40-2,101, 40-2,102, 40-2,103, 40-2,104, 40-2,105, 40-2,116, 40-2,117, 40-2,125, 40-2,153, 40-2,154, 40-2,160, 40-2,161, 40-2,163 through 40-2,170, ~~inclusive~~, 40-2a01 et seq., 40-2111 ~~to through~~ 40-2116, ~~inclusive~~, 40-2215 ~~to through~~ 40-2220, ~~inclusive~~, 40-2221a, 40-2221b, 40-2229, 40-2230, 40-2250, 40-2251, 40-2253, 40-2254, 40-2401 ~~to through~~ 40-2421, ~~inclusive~~, and 40-3301 ~~to through~~ 40-3313, ~~inclusive~~, and K.S.A. 2017 Supp. 40-2,105a, 40-2,105b, 40-2,184, 40-2,190 and, 40-2,194, and sections 1 through 6, and amendments thereto, except as the context otherwise requires, and shall not be subject to any other provisions of the insurance code except as expressly provided in this act.

(b) No policy, agreement, contract or certificate issued by a corporation to which this section applies shall contain a provision which excludes, limits or otherwise restricts coverage because medicaid benefits as permitted by title XIX of the social security act of 1965 are or may be available for the same accident or illness.

(c) Violation of subsection (b) shall be subject to the penalties prescribed by K.S.A. 40-2407 and 40-2411, and amendments thereto.

Sec. 10. K.S.A. 2017 Supp. 40-2,103 and 40-19c09 are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "ACT"; by striking lines 2 through 8; in line 9, by striking all before the period and inserting "concerning health and healthcare; relating to the practice of telemedicine; Kansas medical assistance program; enacting the Kansas telemedicine act; amending K.S.A. 2017 Supp. 40-2,103 and 40-19c09 and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

VICKI SCHMIDT
BARBARA BOLLIER
LAURA KELLY

Conferees on part of Senate

DANIEL R. HAWKINS
SUSAN CONCANNON
MONICA MURNAN

Conferees on part of House

On motion of Rep. Hawkins to adopt the conference committee report on **S Sub for HB 2028**, Rep. Barker offered a substitute motion to not adopt the conference

committee report and that a new conference committee be appointed.

The substitute motion of Rep. Barker prevailed and Speaker Ryckman appointed Reps. Hawkins, Concannon and Murnan as second conferees on the part of the House.

On roll call, the vote was: Yeas 75; Nays 45; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Barker, Becker, Bergquist, Blex, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, Crum, S., E. Davis, Delperdang, Dierks, Dietrich, Dove, Ellis, Eplee, Esau, Finch, Francis, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Karleskint, Kelly, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phelps, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer.

Nays: Alcalá, Baker, Ballard, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Deere, Elliott, Finney, Gallagher, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Judd-Jenkins, Kessinger, Koesten, Kuether, Lusk, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phillips, Probst, Rooker, Ruiz, Sawyer, Stogsdill, S. Swanson, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Brim, Frownfelter, Schwab, Sloan, K. Williams.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2482** 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 36;

By striking all on pages 2 through 9;

On page 10, by striking all in lines 1 through 21;

Also, on page 10, following line 21, by inserting:

"New Section 1. The purpose of K.S.A. 2017 Supp. 75-3740e and 75-3740f, and amendments thereto, is to declare that Israel is a prominent trading partner of the state of Kansas and that the state, and those companies that do business by and through the state, in the interest of the state's economic policy, should not boycott trade with Israel. Companies that refuse to deal with United States trade partners such as Israel make discriminatory decisions on the basis of national origin that impair those companies' commercial soundness. Israel is known for its dynamic and innovative approach in many business sectors, and a company's decision to discriminate against persons or entities doing business in Israel or in territories controlled by Israel is an unsound business practice making the company an unduly risky contracting partner. It is also the public policy of the United States, as enshrined in several federal acts, including 50 U.S.C. § 4607, to oppose such boycotts, and congress has concluded as a matter of national trade policy that cooperation with Israel materially benefits United States companies and improves American competitiveness.

Sec. 2. K.S.A. 2017 Supp. 75-3740e is hereby amended to read as follows: 75-

3740e. As used in K.S.A. 2017 Supp. 75-3740e and 75-3740f, and amendments thereto:

(a) "Boycott" means engaging in a refusal to deal, terminating business activities or performing other actions that are intended to limit commercial relations with persons or entities doing business in Israel or in territories controlled by Israel, if those actions are taken either:

(1) In compliance with or adherence to calls for a boycott of Israel other than those boycotts to which 50 U.S.C. § 4607(c) applies; or

(2) in a manner that discriminates on the basis of nationality, national origin or religion, and that is not based on a valid business reason;

(b) "company" means ~~a sole proprietorship, an~~ organization, association, corporation, partnership, venture or other entity, its subsidiary or affiliate, that exists for profitmaking purposes or to otherwise secure economic advantage; ~~and~~

(c) "contract" means a written agreement between the state and a company to acquire or dispose of goods or services with an aggregate price of more than \$100,000. "Contract" does not mean a written agreement between the state and an individual to acquire or dispose of goods or services, including employment or consultant services; and

(d) "state" means this state or an agency, board, commission or department of this state.

Sec. 3. K.S.A. 2017 Supp. 75-3740f is hereby amended to read as follows: 75-3740f. (a) Except as provided in subsection (c), the state shall not enter into a contract with ~~an individual or a~~ company to acquire or dispose of services, supplies, information technology or construction, unless such ~~individual or~~ company submits a written certification that such ~~individual or~~ company is not currently engaged in a boycott of goods or services from Israel that constitutes an integral part of business conducted or sought to be conducted with the state.

(b) The state may not adopt a procurement, investment or other policy that has the effect of inducing or requiring a person to boycott the government of Israel or its instrumentalities, or to boycott a person doing business in Israel or territories under its jurisdiction, when such boycott is on the basis of such person's location in such places.

(c) The secretary of administration will approve contracts, or may waive application of this section on any contract with any state agency if the secretary determines that compliance is not practicable.";

Also on page 10, in line 22, by striking all after "Supp."; in line 23, by striking "41-2640" and inserting "75-3740e and 75-3740f";

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 "consumption" and inserting "state contracts; relating to application of contract requirements regarding anti-Israel boycotts"; also in line 3, by striking all after "Supp."; also in line 4, by striking all before the second "and" and inserting "75-3740e and 75-3740f";

And your committee on conference recommends the adoption of this report.

BUD ESTES
 ROB OLSON
 OLETHA FAUST GOUDEAU
Conferees on part of Senate

JOHN BARKER
 RONALD L. HIGHLAND
 LOUIS E. RUIZ
Conferees on part of House

On motion of Rep. Barker, the conference committee report on **HB 2482** was adopted.

On roll call, the vote was: Yeas 88; Nays 32; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Blex, Burris, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Hawkins, Hibbard, Highland, Hineman, Hoffman, Holscher, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Orr, Osterman, Parker, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whipple, Whitmer, Wolfe Moore.

Nays: Alcala, Bishop, Burroughs, Carlin, Carmichael, Curtis, Deere, Finney, Gartner, Good, Helgerson, Henderson, Highberger, Hodge, Horn, Houser, Kuether, Lusk, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Pittman, Probst, Ruiz, Sawyer, Trimmer, Victors, Ward, Weigel, Winn.

Present but not voting: None.

Absent or not voting: Brim, Frownfelter, Schwab, Sloan, K. Williams.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2600** 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. 2600, as follows:

On page 10, following line 38, by inserting:

"New Sec. 3. (a) There is hereby created the palliative care and quality of life interdisciplinary advisory council within the department of health and environment. The purpose of this council is to develop recommendations and advise the department of health and environment on matters related to the establishment, maintenance, operation, outcomes evaluation of palliative care initiatives in the state, and effectiveness of the palliative care consumer and professional information and education program.

(b) (1) The palliative care and quality of life interdisciplinary advisory council shall consist of 13 members appointed on or before October 1, 2018. The members shall be

appointed as follows: (A) Two members appointed by the governor; (B) two members appointed by the speaker of the house of representatives; (C) one member appointed by the minority leader of the house of representatives; (D) two members appointed by the president of the senate; (E) one member appointed by the minority leader of the senate; (F) one member appointed by the secretary of health and environment who shall represent the department of health and environment; (G) one member appointed by the secretary for aging and disability services who shall represent the department for aging and disability services; (H) one member of the house committee on health and human services appointed by the chair of the house committee on health and human services; (I) one member appointed by the majority leader of the house of representatives; and (J) one member of the senate committee on public health and welfare appointed by the chair of the senate committee on public health and welfare.

(2) Members of the palliative care and quality of life interdisciplinary advisory council shall be individuals with experience and expertise in interdisciplinary palliative care medical, nursing, social work, pharmacy and spiritual guidance. Membership shall specifically include health care professionals having palliative care work experience or expertise in palliative care delivery models in a variety of inpatient, outpatient and community settings and with a variety of populations including pediatric, youth and adults. At least two members of the palliative care and quality of life interdisciplinary advisory council shall be board-certified hospice and palliative medicine physicians or nurses, and at least one member shall be a patient or a caregiver.

(3) Members of the palliative care and quality of life interdisciplinary advisory council shall serve for a period of three years and shall serve at the pleasure of their respective appointing authorities. The members shall elect a chair and vice chair whose duties shall be established by the council. The department of health and environment shall fix a time and place for regular meetings of the council, which shall meet at least twice annually.

(4) Members of the palliative care and quality of life interdisciplinary advisory council shall serve without compensation, but shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties.

(c) "Palliative care" means an approach that improves the quality of life of patients and their families facing the problem associated with life-threatening illness, through the prevention and relief of suffering by means of early identification and impeccable assessment and treatment of pain and other problems, physical, psychosocial and spiritual. Palliative care:

- (1) Provides relief from pain and other distressing symptoms;
- (2) affirms life and regards dying as a normal process;
- (3) intends neither to hasten or postpone death;
- (4) integrates the psychological and spiritual aspects of patient care;
- (5) offers a support system to help patients live as actively as possible until death;
- (6) offers a support system to help the family cope during the patient's illness and in their own bereavement;
- (7) uses a team approach to address the needs of patients and their families, including bereavement counseling, if indicated;
- (8) will enhance quality of life, and may also positively influence the course of illness; and
- (9) is applicable early in the course of illness, in conjunction with other therapies

that are intended to prolong life, such as chemotherapy or radiation therapy, and includes those investigations needed to better understand and manage distressing clinical complications.

New Sec. 4. (a) There is hereby created the state palliative care consumer and professional information and education program in the department of health and environment. The purpose of the state palliative care consumer and professional information and education program is to maximize the effectiveness of palliative care initiatives in the state by ensuring that comprehensive and accurate information and education about palliative care is available to the public, health care providers and health care facilities.

(b) The department of health and environment:

(1) Shall publish information and resources on its website, including links to external resources, about palliative care for the public, health care providers and health care facilities. The information shall include, but not be limited to, the following:

(A) Continuing education opportunities for health care providers;

(B) information about palliative care delivery in home, primary, secondary and tertiary environments; and

(C) consumer educational materials and referral information for palliative care, including hospice;

(2) may develop and implement any other initiatives regarding palliative care services and education that it determines would further the purposes of this section; and

(3) shall consult with the palliative care and quality of life interdisciplinary advisory council.

(c) "Palliative care" shall have the meaning ascribed to it in section 3, and amendments thereto.";

And by renumbering sections accordingly;

On page 1, in the title, in line 6, after the second semicolon by inserting "establishing the palliative care and quality of life interdisciplinary advisory council and the palliative care consumer and professional information and education program;"

And your committee on conference recommends the adoption of this report.

VICKI SCHMIDT

BARBARA BOLLIER

LAURA KELLY

Conferees on part of Senate

DANIEL R. HAWKINS

SUSAN CONCANNON

MONICA MURNAN

Conferees on part of House

On motion of Rep. Hawkins, the conference committee report on **S Sub for HB 2600** was adopted.

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere,

Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Brim, Frownfelter, Schwab, Sloan, K. Williams.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2602** 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 6, by striking "and other reading comprehension impairments"; in line 9, by striking all after "dyslexia"; in line 10, by striking all before the period; in line 11, by striking "November 1, 2018" and inserting "January 2, 2019"; in line 12, by striking "December"; in line 13, by striking all before the period and inserting "January 30, 2019"; in line 16, by striking "reading comprehension impairments and"; in line 20, by striking all before "like" and inserting "difficulties"; in line 21, by striking "and other reading comprehension impairments"; in line 27, by striking all after "dyslexia"; in line 28, by striking "impairments"; in line 32, by striking all before the comma and inserting "difficulties";

On page 2, in line 2, by striking "17" and inserting "16"; in line 32, after "senate" by inserting "and one elementary school classroom teacher shall be"; also in line 32, after "appointed" by inserting "jointly"; also in line 32, after "chairperson" by inserting "and the ranking minority member"; in line 34, after "representatives" by inserting "and one elementary school classroom teacher shall be"; also in line 34, after "appointed" by inserting "jointly"; in line 35, after "chairperson" by inserting "and the ranking minority member"; in line 42, by striking "two members" and inserting "one member"; also in line 42, by striking "principals" and inserting "a principal";

On page 3, in line 5, after "branch" by inserting ", and such appointments shall be made with an effort to provide statewide representation, if possible"; in line 12, by striking all after "(10)"; by striking all in lines 13 through 15; in line 16, by striking "(12)"; in line 19, after "member" by inserting ", identified as a nonprofit service provider for children diagnosed with dyslexia,"; also in line 19, by striking all after "the"; in line 20, by striking all before the semicolon and inserting "chairperson of the task force"; in line 25, by striking "and"; in line 29, after "education" by inserting "; and

(C) one member shall be appointed by the disability rights center of Kansas";

On page 4, in line 8, by striking "and other reading comprehension impairments";

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

On page 1, in the title, in line 2, by striking "and other reading comprehension impairments";

And your committee on conference recommends the adoption of this report.

MOLLY BAUMGARDNER

LARRY ALLEY

PAT PETTEY

Conferees on part of Senate

CLAY AURAND

BRENDA S. DIETRICH

VALDENIA C. WINN

Conferees on part of House

On motion of Rep. Aurand, the conference committee report on **Sub HB 2602** was adopted.

On roll call, the vote was: Yeas 120; Nays 0; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claey's, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Brim, Frownfelter, Schwab, Sloan, K. Williams.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2701** 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, in line 7, by striking "19" and inserting "17"; in line 9, by striking all after "(1)"; by striking all in lines 10 through 17; in line 18, by striking "senate" and inserting "The chairperson, vice-chairperson and ranking minority member of the house standing committee on energy, utilities and telecommunications;

(2) the chairperson, vice-chairperson and ranking minority member of the senate standing committee on utilities";

Also on page 1, by striking all in lines 35 and 36;

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

And your committee on conference recommends the adoption of this report.

ROB OLSON
MIKE PETERSEN
TOM HAWK

Conferees on part of Senate

JOE SEIWERT
RANDY GARBER
ANNIE KUETHER

Conferees on part of House

On motion of Rep. Seiwert, the conference committee report on **S Sub for HB 2701** was adopted.

On roll call, the vote was: Yeas 117; Nays 3; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Winn, Wolfe Moore.

Nays: Burris, Sutton, Whitmer.

Present but not voting: None.

Absent or not voting: Brim, Frownfelter, Schwab, Sloan, K. Williams.

On motion of Rep. Hineman, the House recessed until 8:00 p.m.

EVENING SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

On motion of Rep. Hineman, the House recessed until 8:45 p.m.

NIGHT SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

MESSAGES FROM THE SENATE

Announcing adoption of **SCR 1615**.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On emergency motion of Rep. Hineman, **HCR 5030**, as follows, was introduced and adopted:

HOUSE CONCURRENT RESOLUTION No. HCR 5030 --

By Representatives Ryckman, Hineman and Ward

HCR 5030 -- A CONCURRENT RESOLUTION relating to the 2018 regular session of the legislature; extending such session beyond 90 calendar days; and providing for adjournment thereof.

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 2018 regular session of the legislature shall be extended beyond 90 calendar days; and

Be it further resolved: That the legislature shall adjourn at the close of business of the daily session convened on April 8, 2018, and shall reconvene at 10:00 a.m. on April 26, 2018; and

Be it further resolved: That the legislature may adjourn and reconvene at any time during the period on and after April 26, 2018, to May 24, 2018, but the legislature shall reconvene at 10:00 a.m. on May 24, 2018, at which time the legislature shall continue in session and shall adjourn sine die at the close of business on May 24, 2018; and

Be it further resolved: That the secretary of the senate and the chief clerk of the house of representatives and employees specified by the director of legislative administrative services for such purpose shall attend 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 or by 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, subsistence allowances, mileage and other expenses in amounts prescribed under K.S.A. 75-3212, and amendments thereto.

On motion of Rep. Hineman, the House recessed until 11:30 p.m.

LATE NIGHT SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SCR 1615

On emergency motion of Rep. Hineman, **SCR 1615**, as follows, was introduced and adopted.

SENATE CONCURRENT RESOLUTION No. **SCR 1615**

By Senators Wagle and Denning

SCR 1615 – A CONCURRENT RESOLUTION relating to the 2018 regular session of the legislature; extending such session beyond 90 calendar days; and providing for adjournment thereof.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected to the Senate and two-thirds of the members elected to the House of Representatives concurring therein: That the 2018 regular session of the legislature shall be extended beyond 90 calendar days; and

Be it further resolved: That the legislature shall adjourn at the close of business of the daily session convened on April 8, 2018, and shall reconvene at 10:00 a.m. on April 26, 2018; and

Be it further resolved: That the legislature may adjourn and reconvene at any time during the period on and after April 26, 2018, to May 4, 2018, but the legislature shall reconvene at 10:00 a.m. on May 4, 2018, at which time the legislature shall continue in session and shall adjourn sine die at the close of business on May 4, 2018; and

Be it further resolved: That the secretary of the senate and the chief clerk of the house of representatives and employees specified by the director of legislative administrative services for such purpose shall attend 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 or by 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, subsistence allowances, mileage and other expenses in amounts prescribed under K.S.A. 75-3212, and amendments thereto.

INTRODUCTION OF ORIGINAL MOTIONS

Rep. Finch moved that pursuant to House Rule 2311, that House Rule 101 be suspended for the purpose of working between the hours of 12 midnight and 8:00 a.m.

The motion prevailed.

REPORT ON ENGROSSED BILLS

HB 2482 reported correctly engrossed on April 7, 2018.

Sub HB 2602, S Sub HB 2701 reported correctly re-engrossed on April 7, 2018.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Thursday, April 26, 2018.

REPORT ON ENROLLED RESOLUTIONS

HR 6059 reported correctly enrolled and properly signed on April 9, 2018.

Journal of the House

SIXTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, April 26, 2018, 10:00 a.m.

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

The roll was called with 120 members present.

Reps. Dove, Murnan, Ohaebosim, Powell and Winn were excused on excused absence by the Speaker.

Excused later: Rep. Schwab.

Prayer by guest chaplain, Father Brian Schieber, pastor, St. Michael the Archangel Catholic Parish, Leawood, and guest of Rep. Tarwater.

Father, we praise you and thank you for your most precious gifts of human life and human freedom.

Touch the hearts of our lawmakers with the wisdom and courage to uphold conscience rights and religious liberty for all. Protect all people from being forced to violate their moral and religious convictions.

In your goodness, guard our freedom to live out our faith and to follow you in all that we do. May this great land of ours always be “one nation, under God, indivisible, with liberty and justice for all.”

We ask this through Christ, our Lord. (USCCB)

The Pledge of Allegiance was led by Rep. Kessinger.

INTRODUCTION OF GUESTS

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

Good morning, Colleagues.

I am here today to introduce you to some important people from the school my children are attending. The St. Michael the Archangel Catholic School 7th grade is here today. St. Michael’s is located in Leawood, Kansas as part of the Archdiocese of Kansas City in Kansas.

The community of St. Michael the Archangel Catholic School believes:

That children are sacred creations of God. As a Catholic school community – school, home and parish we must provide creative opportunities for children to learn and apply knowledge and skills in ways that draw them closer to God and one another;

That a safe, non-threatening learning environment promotes feelings of self-worth and school pride;

That all children want to and can be loved and respected, while showing love and respect for themselves and others to be successful learners, achieving their highest potential, make good decisions, taking responsibility for their actions;

That educating children is a shared vocation involving home, school and parish. The outstanding St. Michael school community works collaboratively to maintain high standards of excellence and are committed to continuous improvement;

Most importantly, St. Michael the Archangel Catholic School's first and foremost goal is to get our children into Heaven.

The children you see up here, were chosen because they represent the St. Michaels' mission well. That mission is to live, love, learn, and go forth to serve like Jesus. Rep. Tarwater introduced the following students: Cade Hintz, Camille Wallick, Brooks Oddo, Grace Heeb, Chris Dodson, Sophia Meyer.

In addition to the students, joining us are Pastor Fr. Brian Schieber, Principal Mike Cullinin, and Social Studies Teacher, Mrs. Jennifer Wells.

The rest of the 7th grade students, faculty and parent volunteers are with us in the gallery. Please join me in welcoming them all to the House.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committees as indicated:

Appropriations: **HB 2795**.

MESSAGES FROM THE GOVERNOR

HB 2496 approved on April 10, 2018.

Sub HB 2147, S Sub for HB 2184, HB 2580, HB 2581, HB 2639 approved on April 12, 2018.

HB 2232, HB 2454, HB 2477, HB 2606 approved on April 16, 2018.

HB 2444, HB 2482, HB 2597 approved on April 18, 2018.

HB 2145 approved on April 20, 2018.

HB 2599 approved on April 21, 2018.

Sub HB 2602, S Sub for HB 2701 approved on April 24, 2018.

MESSAGES FROM THE SENATE

Announcing passage of **HB 2228** as amended **Senate Substitute for HB 2228**.

MESSAGES FROM THE SENATE

The Senate concurs in House amendments to **Sub SB 423**.

CHANGE OF CONFEREES

Reps. Waymaster, Proehl, and Wolfe Moore are appointed to replace Reps. Proehl, Francis, and Lusker as members of the conference committee on **Sub HB 2194**.

Rep. Horn is appointed to replace Rep. Murnan as a member of the conference committee on **S Sub for HB 2028**.

On motion of Rep. Hineman, the House recessed until 11:00 a.m.

LATE MORNING SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2796, AN ACT concerning education; relating to the Kansas school equity and enhancement act; BASE aid amounts; school district local option budgets; amending K.S.A. 2017 Supp. 72-5132, as amended by section 2 of 2018 Substitute for Senate Bill No. 423, and 72-5143, as amended by section 4 of 2018 Substitute for Senate Bill No. 423, and repealing the existing sections, by Committee on Appropriations.

HB 2797, AN ACT concerning education; relating to the Kansas school equity and enhancement act; local option budgets; local foundation aid; amending K.S.A. 2017 Supp. 72-5132, as amended by section 2 of 2018 Substitute for Senate Bill No. 423, 72-5143, as amended by section 4 of 2018 Substitute for Senate Bill No. 423, 72-5148, as amended by section 6 of 2018 Substitute for Senate Bill No. 423, 72-5157, 72-5158 and 72-5159 and repealing the existing sections, by Committee on Appropriations.

HB 2798, AN ACT concerning education; relating to the Kansas school equity and enhancement act; BASE aid amounts; school district local option budgets; amending K.S.A. 2017 Supp. 72-5132, as amended by section 2 of 2018 Substitute for Senate Bill No. 423, and 72-5143, as amended by section 4 of 2018 Substitute for Senate Bill No. 423, and repealing the existing sections, by Committee on Appropriations.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **HB 2539**, and has appointed Senators Bowers, Fitzgerald and Faust-Goudeau as Second conferees on the part of the Senate.

The Senate adopts the Conference Committee report to agree to disagree on **HB 2042**, and has appointed Senators Estes, Olson and Faust-Goudeau as Second conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **S Sub for HB 2028** and has appointed Senators V. Schmidt, Estes and Kelly as Second conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 375**, **HB 2583**, **HB 2542**, **Sub HB 2556**, **HB 2476**, **S Sub for S Sub for HB 2386**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 375** 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 36;

By striking all on page 2;

On page 3, by striking all in lines 1 through 19 and inserting:

"New Section 1. The portion of K-15 from the southern city limits of the city of Clay Center, then south to its junction with K-82, is hereby designated as the master trooper Larry L. Huff memorial highway. The secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the master trooper Larry L. Huff memorial highway.

New Sec. 2. The portion of United States highway 50 from its junction with K-61 southwest of the city of Hutchinson, then west to the northwestern city limits of the city of Sylvia, is hereby designated as the trooper Conroy G. O'Brien memorial highway. The secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the trooper Conroy G. O'Brien memorial highway.

New Sec. 3. The portion of United States highway 54 from the western city limits of the city of Meade, then west to the eastern city limits of the city of Plains, is hereby designated as the trooper Jimmie Jacobs memorial highway. The secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the trooper Jimmie Jacobs memorial highway.

New Sec. 4. The portion of K-96 from its western junction with interstate highway 235, then northwest to the eastern city limits of the city of Mount Hope, is hereby designated as the trooper Ferdinand "Bud" Pribbenow memorial highway. The secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the trooper Ferdinand "Bud" Pribbenow memorial highway.

New Sec. 5. The portion of United States highway 83 from its junction with interstate highway 70, then north to the junction with United States highway 24, is hereby designated as the master trooper Dean A. Goodheart memorial highway. The secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the master trooper Dean A. Goodheart memorial highway.

New Sec. 6. The portion of K-18 from its junction with interstate highway 70, then northeast to the western city limits of the city of Manhattan, is hereby designated as the trooper John McMurray memorial highway. The secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the trooper John McMurray memorial highway.

New Sec. 7. The portion of United States highway 24 from its junction with United States highway 59 north of the city of Williamstown, then southeast to its junction with United States highway 40 north of the city of Lawrence, is hereby designated as the trooper Maurice R. Plummer memorial highway. The secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the trooper Maurice R. Plummer memorial highway.

New Sec. 8. The portion of United States highway 59 from its junction with United States highway 56, then north to the southern city limits of the city of Lawrence, is hereby designated as the lieutenant Bernard C. Hill memorial highway. The secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the lieutenant Bernard C. Hill memorial

highway.

New Sec. 9. The portion of United States highway 81 from its junction with United States highway 166, then north to the Sedgwick county line, is hereby designated as the trooper James D. Thornton memorial highway. The secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the trooper James D. Thornton memorial highway.

New Sec. 10. On and after July 1, 2018, any sign that commemoratively designates a highway, bridge, interchange or trail in honor of an individual shall include, if applicable, the individual's:

(a) Rank, if a current or former member of law enforcement, the United States military or national guard; or

(b) title, if a current or former holder of an elected office or member of an elected body.

New Sec. 11. The portion of United States highway 69 from the junction of United States highway 69 and 167th street in Johnson county, then south on United States highway 69 to the junction of United States highway 69 and 215th street is hereby designated as the master deputy Brandon Collins memorial highway. Upon compliance with K.S.A. 2017 Supp. 68-10,114, and amendments thereto, the secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the master deputy Brandon Collins memorial highway.

Sec. 12. K.S.A. 68-1024 is hereby amended to read as follows: 68-1024. Kansas highway No. 15 from the Nebraska-Kansas boundary line ~~on the north, then south to the southern city limits of Clay Center, then south from the junction with K-82 highway~~ to the Kansas-Oklahoma boundary line ~~on the south~~ is hereby designated as "the Eisenhower memorial highway." The secretary of transportation shall place markers along the highway right-of-way at proper intervals to indicate that the highway is the Eisenhower memorial highway.

Sec. 13. K.S.A. 68-1027 is hereby amended to read as follows: 68-1027. That portion of United States highway 50 from Emporia, ~~then west to the junction with K-61 highway southwest of the city of Hutchinson, then west from the northwestern city limits of the city of Sylvia~~ to Dodge City is hereby designated as the "turkey wheat trail highway," and the secretary of transportation is hereby directed to erect suitable signs and markers along such highway showing such designation.

Sec. 14. K.S.A. 2017 Supp. 68-1029 is hereby amended to read as follows: 68-1029. (a) The portion of United States highway 54 from the west city limits of the city of Greensburg, ~~then southwest to the western city limits of the city of Meade~~, then in a southwesterly direction ~~from the eastern city limits of the city of Plains~~ to the Kansas-Oklahoma border, is hereby designated as "The Yellow Brick Road." The secretary of transportation shall place signs along the highway right-of-way at proper intervals to indicate that the highway is "The Yellow Brick Road," except that any additional signs shall not be placed until the secretary has received sufficient moneys from gifts and donations to reimburse the secretary for the cost of placing such signs. The secretary of transportation may accept and administer gifts and donations to aid in obtaining suitable highway signs bearing the proper approved inscription.

(b) The city of Liberal is hereby designated as "The Land of Oz" and "The Home of Dorothy of the Wizard of Oz."

Sec. 15. K.S.A. 68-1044 is hereby amended to read as follows: 68-1044. K-96 highway northwest from the ~~west city limits of the city of Wichita to the eastern city limits of the city of Mount Hope, then west to the~~ city limits of the city of Hutchinson is hereby designated as the State Fair freeway. The secretary of transportation shall place markers along the highway right-of-way at proper intervals to indicate that the highway is the State Fair freeway. The secretary of transportation may accept and administer gifts and donations to aid in obtaining suitable highway signs bearing the proper approved inscription.

Sec. 16. K.S.A. 68-1054 is hereby amended to read as follows: 68-1054. United States highway 83 from the Kansas-Nebraska border ~~on the north, then south to the junction with United States highway 24, then south from the junction with interstate highway 70 to the~~ Kansas-Oklahoma border ~~on the south~~ is hereby designated the veterans of foreign wars memorial highway. The secretary of transportation shall place markers along the highway right-of-way at proper intervals to indicate that the highway is the veterans of foreign wars memorial highway, except that such signs shall not be placed until the secretary has received sufficient moneys from gifts and donations to reimburse the secretary for the cost of placing such signs. The secretary of transportation may accept and administer gifts and donations to aid in obtaining suitable highway signs bearing the proper approved inscription.

Sec. 17. K.S.A. 2017 Supp. 68-1058 is hereby amended to read as follows: 68-1058. United States highway 24 from the west city limits of Topeka, then west on United States highway 24 to the west junction of United States highway 24 and K-177 highway, then south to the junction of K-177 highway and K-18 highway, then west on K-18 highway ~~through the to the western city limits of the city of Manhattan to the junction with interstate highway 70,~~ is hereby designated as the 75th division of the United States Army highway. The secretary of transportation shall place signs along the highway right-of-way at proper intervals to indicate that the highway is the 75th division of the United States Army highway, except that such signs shall not be placed until the secretary has received sufficient moneys from gifts and donations to reimburse the secretary for the cost of placing such signs and an additional 50% of the initial cost to defray future maintenance or replacement costs of such signs. The secretary of transportation may accept and administer gifts and donations to aid in obtaining and installing suitable signs.

Sec. 18. K.S.A. 2017 Supp. 68-10,114 is hereby amended to read as follows: 68-10,114. (a) On and after July 1, 2015, the secretary of transportation shall not place any signs commemoratively designating any highway, bridge, interchange or trail until the secretary has received sufficient moneys from gifts and donations to reimburse the secretary for the cost of placing such signs and an additional 50% of the initial cost to defray future maintenance or replacement costs of such signs. The secretary of transportation may accept and administer gifts and donations to aid in obtaining and installing suitable signs.

(b) The provisions of this section shall not apply to K.S.A. 2017 Supp. 68-10,119 and sections 1, 2, 3, 4, 5, 6, 7, 8 and 9, and amendments thereto.

Sec. 19. K.S.A. 2017 Supp. 68-10,119 is hereby amended to read as follows: 68-10,119. The portion of United States highway 75 from the northern border of Woodson county, then south on United States highway 75 to the northern city limits of the city of Yates Center is hereby designated as the sergeant Eldon K Miller memorial highway.

Upon compliance with K.S.A. 2017 Supp. 68-10,114, and amendments thereto, the secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the sergeant Eldon K Miller memorial highway.";

Also on page 3, in line 20, before "K.S.A" by inserting "K.S.A. 68-1024, 68-1027, 68-1044, and 68-1054 and"; also in line 20, by striking " 8-1904 is" and inserting "68-1029, 68-1058, 68-10,114 and 68-10,119 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "ACT"; in line 2, by striking all before the second semicolon and inserting "concerning roads and highways; relating to memorial highways, contents of signs, master deputy Brandon Collins and members of the Kansas highway patrol killed in the line of duty"; also in line 2, after "amending" by inserting "K.S.A. 68-1024, 68-1027, 68-1044 and 68-1054 and"; in line 3, by striking "8-1904" and inserting "68-1029, 68-1058, 68-10,114 and 68-10,119"; also in line 3, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

RICHARD J. PROEHL

SHANNON FRANCIS

Conferees on part of House

MIKE PETERSEN

DAN GODDARD

Conferees on part of Senate

On motion of Rep. Proehl, the conference committee report on **SB 375** was adopted.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Neighbor, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Raffie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Dove, Huebert, Murnan, Ohaebosim, R. Powell, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2583** 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, in line 13, by striking "three" and inserting "four"; also in line 13, by striking all after "be"; in line 14, by striking all before "one" and inserting "private landowners involved in agricultural production, one of whom shall be a Kansas producer who grows traditional Kansas crops, which, for the purposes of this paragraph, means wheat, corn, soybeans, milo, peanuts, cotton, hay or oats, one of whom shall be a Kansas producer who grows non-traditional Kansas crops, and"; in line 15, by striking "farmer" and inserting "producer"; by striking all in lines 22 through 25;

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

On page 8, in line 43, by striking "shall";

On page 9, in line 1, by striking all after "the"; in line 2, by striking all before the period and inserting "registry or registries identified by the secretary to provide location information about organic, sensitive or specialty crops";

On page 11, in line 27, by striking "within 15 days"; also in line 27, after "timeline" by inserting "within such 15 days' notice";

On page 13, in line 41, before "at" by inserting "who have been assessed a tax by the county";

On page 14, in line 10, before the period by inserting "in an amount equal to not less than 50% nor more than 75% of the total cost incurred by the county in purchasing, storing and handling such chemical materials used in the control and eradication of noxious weeds, and may make such charge for the use of machines or other equipment and operators as may be deemed by the board of county commissioners sufficient to cover the actual cost of operation. However, once the tax levying body of a county, city or township has appropriated a budget equivalent to 1.5 mills or more, the board of county commissioners may collect from the landowners in their jurisdiction an amount equal to 75% but not more than 100% of the total cost incurred by the county in purchasing, storing and handling of chemical materials used in the control and eradication of noxious weeds";

Also on page 14, in line 26, after the stricken material by inserting "The board of county commissioners of a county that funds its noxious weed program from the county general fund shall sell chemical materials to the landowners in its jurisdiction who have been assessed a tax by the county at a price fixed by the board of county commissioners in an amount equal to not less than 50% nor more than 75% of the total cost incurred by the county in purchasing, storing and handling such chemical materials used in the control and eradication of noxious weeds, and may make such charge for the use of machines or other equipment and the operators as may be deemed by the board of county commissioners sufficient to cover the actual cost of operation. However, once the tax levying body of a county, city or township has appropriated a budget equivalent to 1.5 mills or more, the board of county commissioners may collect from the landowners in its jurisdiction an amount equal to 75% but not more than 100% of the

total cost incurred by the county in purchasing, storing and handling of chemical materials used in the control and eradication of noxious weeds.

(d) ";

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

On page 15, in line 10, by striking "knowingly";

And your committee on conference recommends the adoption of this report.

DAN KERSCHEN

BUD ESTES

MARCI FRANCISCO

Conferees on part of Senate

KYLE HOFFMAN

KENT THOMPSON

SYDNEY CARLIN

Conferees on part of House

On motion of Rep. Hoffman, the conference committee report on **HB 2583** was adopted.

On roll call, the vote was: Yeas 112; Nays 8; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Amberger, Aurand, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Delpendang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Neighbor, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Awerkamp, Burris, Corbet, Garber, Highland, Jacobs, K. Jones, Smith, A..

Present but not voting: None.

Absent or not voting: Dove, Murnan, Ohaebosim, R. Powell, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2542** 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 38, by inserting:

"Sec. 2. K.S.A. 2017 Supp. 75-3718b is hereby amended to read as follows: 75-

3718b. (a) On or before January 14, 2019, the secretary of administration, in consultation with the division of the budget, the office of revisor of statutes and the Kansas legislative research department, shall implement a budget process that accomplishes the following objectives:

(1) A program service inventory, to be complete on or before January 9, 2017. Such inventory shall include, but not be limited to, the following:

(A) Identification of agency programs and subprograms by objective, function and purpose;

(B) the state or federal statutory citation authorizing those programs, if any;

(C) identification of programs that are mandatory versus discretionary;

(D) a history of the programs, including interaction with other agency programs and objectives;

(E) state matching or other federal financial requirements;

(F) prioritization of the level of all programs and subprograms; and

(G) the consequence of not funding the program or subprogram.

(2) An integrated budget fiscal process, to be complete on or before January 6, 2018. Such process shall institute common accounting procedures consistent with budget development, budget approval, budget submission, through actual expenditures by fund.

(3) A performance based budgeting system, to be completed on or before January 14, 2019. Such budgeting system shall include, but not be limited to, the following:

(A) Incorporation of various outcome based performance measures, for state programs; and

(B) enhancement of the capability to compare program effectiveness across multiple state and political boundaries.

(b) The provisions of this section shall not apply to postsecondary educational institutions that have implemented the performance agreement pursuant to K.S.A. 74-3202d, and amendments thereto.;

Also on page 3, in line 39, by striking "is" and inserting "and 75-3718b are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "concerning" by inserting "postsecondary educational institutions; relating to"; in line 2, by striking all after "act"; in line 3, by striking "date" and inserting "fee schedule; exempting certain postsecondary educational institutions from performance-based budgeting"; also in line 3, after "74-32,181" by inserting "and 75-3718b"; in line 4, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

MOLLY BAUMGARDNER

LARRY ALLEY

PAT PETTEY

Conferees on part of Senate

CLAY AURAND

DIANA DIERKS

VALDENIA WINN

Conferees on part of House

On motion of Rep. Aurand, the conference committee report on **HB 2542** was adopted.

On roll call, the vote was: Yeas 93; Nays 27; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Aurand, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Elliott, Ellis, Eplee, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Holscher, Horn, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Neighbor, Orr, Ousley, Parker, F. Patton, Phelps, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore.

Nays: Amberger, Awerkamp, Bergquist, Burris, B. Carpenter, Claeys, Corbet, Delperdang, Esau, Garber, Hawkins, Helgerson, Hoffman, Houser, Huebert, Humphries, Jacobs, K. Jones, Landwehr, Mason, Osterman, Resman, Sutton, Tarwater, Thimesch, Weber, C., Whitmer.

Present but not voting: None.

Absent or not voting: Dove, Murnan, Ohaebosim, R. Powell, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2556** 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.

CAROLYN MCGINN

RICK BILLINGER

TOM HAWK

Conferees on part of Senate

TOM SLOAN

GREG LEWIS

PAM CURTIS

Conferees on part of House

On motion of Rep. Sloan, the conference committee report on **Sub HB 2556** was adopted.

On roll call, the vote was: Yeas 114; Nays 6; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Amberger, Aurand, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether,

Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Neighbor, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Averkamp, Burris, Garber, Jacobs, K. Jones, Landwehr.

Present but not voting: None.

Absent or not voting: Dove, Murnan, Ohaebosim, R. Powell, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2476** 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 14 through 33;

By striking all on pages 2 through 10;

On page 11, by striking all in lines 1 through 36; following line 36, by inserting:

"Section 1. K.S.A. 2017 Supp. 45-230 is hereby amended to read as follows: 45-230. (a) No person shall knowingly sell, give or receive, for the purpose of selling or offering for sale any property or service to persons listed therein, any list of names and addresses contained in or derived from public records except:

(1) Lists of names and addresses from public records of the division of vehicles obtained under K.S.A. 74-2012, and amendments thereto;

(2) lists of names and addresses of persons licensed, registered or issued certificates or permits to practice a profession or vocation may be sold or given to, and received by, an organization of persons who practice that profession or vocation for membership, informational or other purposes related to the practice of the profession or vocation;

(3) lists of names and addresses of persons applying for examination for licenses, registrations, certificates or permits to practice a profession or vocation shall be sold or given to, and received by, organizations providing professional or vocational educational materials or courses to such persons for the sole purpose of providing such persons with information relating to the availability of such materials or courses;

(4) lists of names, addresses and other information from voter registration lists may be compiled, used, given, received, sold or purchased by any person, as defined in K.S.A. 2017 Supp. 21-5111, and amendments thereto, solely for political campaign or election purposes;

(5) lists of names and addresses from the public records of postsecondary institutions as defined in K.S.A. 74-3201b, and amendments thereto, may be given to, and received and disseminated by such institution's separately incorporated affiliates and supporting organizations, which qualify under section 501(c)(3) of the federal internal revenue code of 1986, for use in the furtherance of the purposes and programs of such institutions and such affiliates and supporting organizations; ~~and~~

(6) lists of names and addresses from public records of the secretary of state obtained under K.S.A. 2017 Supp. 84-9-523, and amendments thereto; and

(7) to the extent otherwise authorized by law.

(b) Any person subject to this section who knowingly violates the provisions of this section shall be liable for the payment of a civil penalty in an action brought by the attorney general or county or district attorney in a sum set by the court not to exceed \$500 for each violation.

(c) The provisions of this section shall not apply to nor impose any civil liability or penalty upon any public official, public agency or records custodian for granting access to or providing copies of public records or information containing names and addresses, in good faith compliance with the Kansas open records act, to a person who has made a written request for access to such information and has executed a written certification pursuant to ~~subsection (e)(2) of~~ K.S.A. 45-220(c)(2), and amendments thereto.

(d) This section shall be a part of and supplemental to the Kansas open records act. Sec. 2. K.S.A. 2017 Supp. 45-230 is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; by striking lines 2 through 10; in line 11, by striking all before the period and inserting "public records; relating to the unlawful use of names derived from public records, exceptions; amending K.S.A. 2017 Supp. 45-230 and repealing the existing section";

And your committee on conference recommends the adoption of this report.

BUD ESTES
ROB OLSON
OLETHA FAUST-GOUDEAU
Conferees on part of Senate

JOHN BARKER
RONALD L. HIGHLAND
LOUIS E. RUIZ
Conferees on part of House

On motion of Rep. Highland, the conference committee report on **HB 2476** was adopted.

On roll call, the vote was: Yeas 91; Nays 29; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, E. Davis, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phelps, Phillips, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Wheeler, Whipple, Whitmer, K. Williams.

Nays: Alcalá, Bishop, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Finney, Frownfelter, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Miller, Neighbor, Ousley, Parker, Pittman, Probst, Rooker, Ruiz, Stogsdill, Victors, Weigel, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Dove, Murnan, Ohaebosim, R. Powell, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2386** 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 2, following line 30, by inserting:

- "(9) Kansas real estate commission;
- (10) office of the attorney general;
- (11) department of insurance;"

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

Also, on page 2, following line 34, by inserting:

"Sec. 2. K.S.A. 2017 Supp. 39-970 is hereby amended to read as follows: 39-970.

(a) As used in this section:

(1) "Adult care home" means any nursing facility, nursing facility for mental health, intermediate care facility for people with intellectual disability, assisted living facility, residential health care facility, home plus, boarding care home or adult day care facility that is required to be licensed to operate by the secretary for aging and disability services.

(2) "Applicant" means an individual who applies for employment with an adult care home or applies to work for an employment agency or as an independent contractor who provides staff to an adult care home.

(3) "Completion of the sentence" means the last day of the entire term of incarceration imposed by a sentence, including any term that is deferred, suspended or subject to parole, probation, diversion, community corrections, fines, fees, restitution or any other imposed sentencing requirements.

(4) "Department" means the Kansas department for aging and disability services.

(5) "Direct access" means work that involves an actual or reasonable expectation of one-on-one interaction with a consumer or a consumer's property, personally identifiable information, medical records, treatment information or financial information.

(6) "Direct supervision" means that a supervisor is physically present within an immediate distance to a supervisee and is available to provide constant direction, feedback and assistance to a client and the supervisee.

(7) "Employment agency" means an organization or entity that has a contracted relationship with an adult care home to provide staff with direct access to consumers.

(8) "Independent contractor" means an organization, entity, agency or individual that provides contracted workers or services to an adult care home.

(9) "Secretary" means the secretary for aging and disability services.

(b) (1) No person shall knowingly operate an adult care home if, in the adult care home, there works any person who has adverse findings on any state or national registry, as defined in rules and regulations adopted by the secretary for aging and disability services, or has been convicted of or has been adjudicated a juvenile offender

because of having committed an act ~~which that~~ if done by an adult would constitute the commission of capital murder, pursuant to K.S.A. 21-3439, prior to its repeal, or K.S.A. 2017 Supp. 21-5401, and amendments thereto, first degree murder, pursuant to K.S.A. 21-3401, prior to its repeal, or K.S.A. 2017 Supp. 21-5402, and amendments thereto, second degree murder, pursuant to K.S.A. 21-3402(a), prior to its repeal, or K.S.A. 2017 Supp. 21-5403(a), and amendments thereto, voluntary manslaughter, pursuant to K.S.A. 21-3403, prior to its repeal, or K.S.A. 2017 Supp. 21-5404, and amendments thereto, assisting suicide, pursuant to K.S.A. 21-3406, prior to its repeal, or K.S.A. 2017 Supp. 21-5407, and amendments thereto, mistreatment of a dependent adult or mistreatment of an elder person, pursuant to K.S.A. 21-3437, prior to its repeal, or K.S.A. 2017 Supp. 21-5417, and amendments thereto, human trafficking, pursuant to K.S.A. 21-3446, prior to its repeal, or K.S.A. 2017 Supp. 21-5426(a), and amendments thereto, aggravated human trafficking, pursuant to K.S.A. 21-3447, prior to its repeal, or K.S.A. 2017 Supp. 21-5426(b), and amendments thereto, rape, pursuant to K.S.A. 21-3502, prior to its repeal, or K.S.A. 2017 Supp. 21-5503, and amendments thereto, indecent liberties with a child, pursuant to K.S.A. 21-3503, prior to its repeal, or K.S.A. 2017 Supp. 21-5506(a), and amendments thereto, aggravated indecent liberties with a child, pursuant to K.S.A. 21-3504, prior to its repeal, or K.S.A. 2017 Supp. 21-5506(b), and amendments thereto, aggravated criminal sodomy, pursuant to K.S.A. 21-3506, prior to its repeal, or K.S.A. 2017 Supp. 21-5504(b), and amendments thereto, indecent solicitation of a child, pursuant to K.S.A. 21-3510, prior to its repeal, or K.S.A. 2017 Supp. 21-5508(a), and amendments thereto, aggravated indecent solicitation of a child, pursuant to K.S.A. 21-3511, prior to its repeal, or K.S.A. 2017 Supp. 21-5508(b), and amendments thereto, sexual exploitation of a child, pursuant to K.S.A. 21-3516, prior to its repeal, or K.S.A. 2017 Supp. 21-5510, and amendments thereto, sexual battery, pursuant to K.S.A. 21-3517, prior to its repeal, or K.S.A. 2017 Supp. 21-5505(a), and amendments thereto, aggravated sexual battery, pursuant to K.S.A. 21-3518, prior to its repeal, or K.S.A. 2017 Supp. 21-5505(b), and amendments thereto, commercial sexual exploitation of a child, pursuant to K.S.A. 2017 Supp. 21-6422, and amendments thereto, an attempt to commit any of the crimes listed in this ~~subsection (a)(1)~~ paragraph, pursuant to K.S.A. 21-3301, prior to its repeal, or K.S.A. 2017 Supp. 21-5301, and amendments thereto, a conspiracy to commit any of the crimes listed in this ~~subsection (a)(1) paragraph~~, pursuant to K.S.A. 21-3302, prior to its repeal, or K.S.A. 2017 Supp. 21-5302, and amendments thereto, or criminal solicitation of any of the crimes listed in this ~~subsection (a)(1) paragraph~~, pursuant to K.S.A. 21-3303, prior to its repeal, or K.S.A. 2017 Supp. 21-5303, and amendments thereto, or similar statutes of other states or the federal government. The provisions of ~~subsection (a)(2)(C)~~ (b)(2)(C) shall not apply to any person who is employed by an adult care home on or before July 1, 2010, and while continuously employed by the same adult care home or to any person during or upon successful completion of a diversion agreement.

(2) A person operating an adult care home may employ an applicant who has been convicted of any of the following if ~~five six~~ five six or more years have elapsed since ~~the applicant satisfied completion of~~ the applicant was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence; ~~or if five six~~ or if five six or more years have elapsed since the applicant has been finally discharged from the custody of the commissioner of juvenile justice or from probation or has been adjudicated a juvenile

offender, whichever time is longer; or if the applicant has been granted a waiver of such six-year disqualification: A felony conviction for a crime ~~which that~~ is described in: (A) Article 34 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54 of chapter 21 of the Kansas Statutes Annotated, or K.S.A. 2017 Supp. 21-6104, 21-6325, 21-6326 or 21-6418; and amendments thereto, except those crimes listed in subsection ~~(a)(1)~~ (b)(1); (B) articles 35 or 36 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 55 or 56 of chapter 21 of the Kansas Statutes Annotated, or K.S.A. 2017 Supp. 21-6419 through 21-6421 21-6420, and amendments thereto, except those crimes listed in subsection ~~(a)(1)~~ (b)(1) and K.S.A. 21-3605, prior to its repeal, or K.S.A. 2017 Supp. 21-5606, and amendments thereto; (C) K.S.A. 21-3701, prior to its repeal, or K.S.A. 2017 Supp. 21-5801, and amendments thereto; (D) an attempt to commit any of the crimes listed in this ~~subsection (a)(2) paragraph~~, pursuant to K.S.A. 21-3301, prior to its repeal, or K.S.A. 2017 Supp. 21-5301, and amendments thereto; (E) a conspiracy to commit any of the crimes listed in ~~subsection (a)(2) this paragraph~~, pursuant to K.S.A. 21-3302, prior to its repeal, or K.S.A. 2017 Supp. 21-5302, and amendments thereto; (F) criminal solicitation of any of the crimes listed in ~~subsection (a)(2) this paragraph~~, pursuant to K.S.A. 21-3303, prior to its repeal, or K.S.A. 2017 Supp. 21-5303, and amendments thereto; or (G) similar statutes of other states or the federal government.

An individual who has been disqualified for employment due to conviction or adjudication of an offense listed in this paragraph (2) may apply to the secretary for aging and disability services for a waiver of such disqualification if five years have elapsed since completion of the sentence for such conviction. The secretary shall adopt rules and regulations establishing the waiver process and criteria to be considered by the secretary in evaluating any such waiver request.

(3) A person operating an adult care home may employ an applicant who has been convicted of any of the following if six or more years have elapsed since completion of the sentence imposed or the applicant was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence; if six or more years have elapsed since the applicant has been finally discharged from the custody of the commissioner of juvenile justice or from probation or has been adjudicated a juvenile offender, whichever time is longer; or if the applicant has been granted a waiver of such six-year disqualification:

(i) Interference with custody of a committed person pursuant to K.S.A. 21-3423, prior to its repeal, or K.S.A. 2017 Supp. 21-5410, and amendments thereto; mistreatment of a confined person pursuant to K.S.A. 21-3425, prior to its repeal, or K.S.A. 2017 Supp. 21-5416, and amendments thereto; unlawful administration of a substance pursuant to K.S.A. 21-3445, prior to its repeal, or K.S.A. 2017 Supp. 21-5425, and amendments thereto; violation of a protective order pursuant to K.S.A. 21-3843, prior to its repeal, or K.S.A. 2017 Supp. 21-5924, and amendments thereto; promoting obscenity or promoting obscenity to minors pursuant to K.S.A. 21-4301 or 21-4301a, prior to their repeal, or K.S.A. 2017 Supp. 21-6401, and amendments thereto; or cruelty to animals pursuant to K.S.A. 21-3727, 21-4310 or 21-4311, prior to their repeal, or K.S.A. 2017 Supp. 21-6412, and amendments thereto; or

(ii) any felony conviction of: Unlawful manufacture of a controlled substance pursuant to K.S.A. 2010 Supp. 21-36a03, prior to its repeal, or K.S.A. 2017 Supp. 21-5703, and amendments thereto; unlawful cultivation or distribution of a controlled

substance pursuant to K.S.A. 2010 Supp. 21-36a05, prior to its repeal, or K.S.A. 2017 Supp. 21-5705, and amendments thereto; unlawful manufacture, distribution, cultivation or possession of a controlled substance using a communication facility pursuant to K.S.A. 2010 Supp. 21-36a07, prior to its repeal, or K.S.A. 2017 Supp. 21-5707, and amendments thereto; unlawful obtainment or sale of a prescription-only drug pursuant to K.S.A. 2010 Supp. 21-36a08, prior to its repeal, or K.S.A. 2017 Supp. 21-5708, and amendments thereto; unlawful distribution of drug precursors or drug paraphernalia pursuant to K.S.A. 2010 Supp. 21-36a10, prior to its repeal, or K.S.A. 2017 Supp. 21-5710, and amendments thereto; unlawful distribution or possession of a simulated controlled substance pursuant to K.S.A. 2010 Supp. 21-36a13, prior to its repeal, or K.S.A. 2017 Supp. 21-5713, and amendments thereto; forgery pursuant to K.S.A. 21-3710, prior to its repeal, or K.S.A. 2017 Supp. 21-5823, and amendments thereto; criminal use of a financial card pursuant to K.S.A. 21-3729, prior to its repeal, or K.S.A. 2017 Supp. 21-5828, and amendments thereto; any violation of the Kansas medicaid fraud control act pursuant to K.S.A. 21-3844 et seq., prior to their repeal, or K.S.A. 2017 Supp. 21-5925 et seq., and amendments thereto; making a false claim, statement or representation to the medicaid program pursuant to K.S.A. 21-3846, prior to its repeal, or K.S.A. 2017 Supp. 21-5927, and amendments thereto; unlawful acts relating to the medicaid program pursuant to K.S.A. 21-3847, prior to its repeal, or K.S.A. 2017 Supp. 21-5928, and amendments thereto; obstruction of a medicaid fraud investigation pursuant to K.S.A. 21-3856, prior to its repeal, or K.S.A. 2017 Supp. 21-5929, and amendments thereto; identity theft or identity fraud pursuant to K.S.A. 2010 Supp. 21-4018, prior to its repeal, or K.S.A. 2017 Supp. 21-6107, and amendments thereto; or social welfare fraud pursuant to K.S.A. 39-720, and amendments thereto.

The provisions of this paragraph (3) shall not apply to any person who is employed by an adult care home on or before July 1, 2018, and is continuously employed by the same adult care home or to any person during or upon successful completion of a diversion agreement.

An individual who has been disqualified for employment due to conviction or adjudication of an offense listed in this paragraph (3) may apply to the secretary for aging and disability services for a waiver of such disqualification if five years have elapsed since completion of the sentence for such conviction. The secretary shall adopt rules and regulations establishing the waiver process and criteria to be considered by the secretary in evaluating any such waiver request.

~~(b)~~(c) No person shall operate an adult care home if such person has been found to be in need of a guardian or conservator, or both as provided in ~~K.S.A. 59-3050 through 59-3095, and amendments thereto~~ the act for obtaining a guardian or a conservator, or both. The provisions of this subsection shall not apply to an individual who, as a minor, was found to be in need of a guardian or conservator for reasons other than impairment.

(e) ~~The secretary for aging and disability services shall have access to any criminal history record information in the possession of the Kansas bureau of investigation regarding any criminal history information, convictions under K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments thereto, adjudications of a juvenile offender which if committed by an adult would have been a felony conviction, and adjudications of a juvenile offender for an offense described in K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments~~

~~thereto, concerning persons working in an adult care home. The secretary shall have access to these records for the purpose of determining whether or not the adult care home meets the requirements of this section. The Kansas bureau of investigation may charge to the Kansas department for aging and disability services a reasonable fee for providing criminal history record information under this subsection.~~

~~(d) (1) The Kansas bureau of investigation shall release all records of adult and juvenile convictions and adjudications and adult and juvenile convictions and adjudications of any other state or country concerning persons working in an adult care home to the secretary for aging and disability services. The Kansas bureau of investigation may charge to the Kansas department for aging and disability services a reasonable fee for providing criminal history record information under this subsection.~~

~~(2) The department shall require an applicant to be fingerprinted and to submit to a state and national criminal history record check. The fingerprints shall be used to identify the individual and to determine whether the individual has a record of criminal history in this state or other jurisdiction. The department is authorized to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The department may use the information obtained from fingerprinting and the criminal history record check for purposes of verifying the identification of the person and for making an official determination of the qualifications and fitness of the person to work in the adult care home.~~

~~(3) An applicant for employment in an adult care home shall have 20 calendar days after receipt of authorization to submit the applicant's fingerprints through an authorized collection site in order to be eligible for provisional employment or the applicant's application shall be deemed withdrawn.~~

~~(4) (A) The current or prospective employer of an applicant shall pay a fee not to exceed \$19 of the total cost for criminal history record information to the department for each applicant submitted.~~

~~(B) The prospective employer, employee or independent contractor shall pay the fingerprint collection fee at the time of fingerprinting to the authorized collection site.~~

~~(5) If an applicant disputes the contents of a criminal history record check, then the applicant may file an appeal with the Kansas bureau of investigation.~~

~~(6) Individuals who have been disqualified for employment by reason of their criminal history records and who have met the requirements of this subsection may apply for a waiver with the department within 30 days of the receipt of the notice of employment prohibition.~~

~~(7) The department shall adopt rules and regulations specifying the criteria and procedure for issuing a waiver of the employment prohibition. The secretary shall consider the following criteria when rendering a decision on such a waiver request: Passage of time; extenuating circumstances; demonstration of rehabilitation; and relevancy of the criminal history record information to the position for which the applicant is applying. Any employment prohibition issued shall remain in effect unless or until a waiver is granted.~~

~~(d)(c) For the purpose of complying with this section, the operator of an adult care home shall request from the Kansas department for aging and disability services information regarding any criminal history information, convictions under K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-~~

~~5505(a) and 21-5801, and amendments thereto, adjudications of a juvenile offender which if committed by an adult would have been a felony conviction, and adjudications of a juvenile offender for an offense described in K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments thereto, and which relates to a person who works in the adult care home, or is being considered for employment by the adult care home, for the purpose of determining whether such person is subject to the provision of this section~~ an eligibility determination regarding adult and juvenile convictions and adjudications. For the purpose of complying with this section, the operator of an adult care home shall receive from any employment agency ~~which or independent contractor that~~ provides employees to work in the adult care home written certification that such employees are not prohibited from working in the adult care home under this section. ~~For the purpose of complying with this section, information relating to convictions and adjudications by the federal government or to convictions and adjudications in states other than Kansas shall not be required until such time as the secretary for aging and disability services determines the search for such information could reasonably be performed and the information obtained within a two-week period.~~ For the purpose of complying with this section, a person who operates an adult care home may hire an applicant for provisional employment on a conditional one-time basis of 60 calendar days pending the results from the Kansas department for aging and disability services of a request for information under this subsection. A provisional employee may only be supervised by an employee that has completed all training required by federal regulations, rules and regulations of the department and the adult care home's policies and procedures. No adult care home, the operator or employees of an adult care home or an employment agency, ~~or the operator or employees of an employment agency, or an independent contractor~~ shall be liable for civil damages resulting from any decision to employ, to refuse to employ or to discharge from employment any person based on such adult care home's compliance with the provisions of this section if such adult care home or employment agency acts in good faith to comply with this section.

~~(e) The secretary for aging and disability services shall charge each person requesting information under this section a fee equal to cost, not to exceed \$10, for each name about which an information request has been submitted to the department under this section.~~

~~(f)-(1) The secretary for aging and disability services shall provide each operator requesting information under this section with the criminal history record information concerning a pass or fail determination after review of any criminal history record information and convictions under K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments thereto, in writing and within three working days of receipt of such information from the Kansas bureau of investigation or the federal bureau of investigation. The criminal history record information shall be provided regardless of whether the information discloses that the subject of the request has been convicted of an offense enumerated in subsection (a).~~

~~(2) When an offense enumerated in subsection (a) exists in the criminal history record information, and when further confirmation regarding criminal history record information is required from the appropriate court of jurisdiction or Kansas department of corrections, the secretary shall notify each operator that requests information under~~

this section in writing and within three working days of receipt from the Kansas bureau of investigation that further confirmation is required. The secretary shall provide to the operator requesting information under this section information in writing and within three working days of receipt of such information from the appropriate court of jurisdiction or Kansas department of corrections regarding confirmation regarding the criminal history record information.

(3) Whenever the criminal history record information reveals that the subject of the request has no criminal history on record, the secretary shall provide notice to each operator requesting information under this section, in writing and within three working days after receipt of such information from the Kansas bureau of investigation.

(4) The secretary for aging and disability services shall not provide each operator requesting information under this section with the juvenile criminal history record information which relates to a person subject to a background check as is provided by K.S.A. 2017 Supp. 38-2326, and amendments thereto, except for adjudications of a juvenile offender for an offense described in K.S.A. 21-3701, prior to its repeal, or K.S.A. 2017 Supp. 21-5801, and amendments thereto. The secretary shall notify the operator that requested the information, in writing and within three working days of receipt of such information from the Kansas bureau of investigation, whether juvenile criminal history record information received pursuant to this section reveals that the operator would or would not be prohibited by this section from employing the subject of the request for information and whether such information contains adjudications of a juvenile offender for an offense described in K.S.A. 21-3701, prior to its repeal, or K.S.A. 2017 Supp. 21-5801, and amendments thereto.

(5) An operator who receives criminal history record information under this subsection shall keep such information confidential, except that the operator may disclose such information to the person who is the subject of the request for information. A violation of this paragraph shall be an unclassified misdemeanor punishable by a fine of \$100.

(g) No person who works for an adult care home and who is currently licensed or registered by an agency of this state to provide professional services in the state and who provides such services as part of the work which such person performs for the adult care home shall be subject to the provisions of this section.

(h)(g) A person who volunteers in an adult care home shall not be subject to the provisions of this section because of such volunteer activity unless the volunteer performs equivalent functions to those performed by direct access employees.

(i) An operator may request from the Kansas department for aging and disability services criminal history information on persons employed under subsections (g) and (h).

(j)(h) No person who has been continuously employed by the same adult care home since July 1, 1992, shall be subject to the provisions of this section while employed by such adult care home.

(k)(i) The operator of an adult care home shall not be required under this section to conduct a background criminal history record check on an applicant for employment with the adult care home if the applicant has been the subject of a background criminal history record check under this act within one year prior to the application for employment with the adult care home. ~~The operator of an adult care home where the applicant was the subject of such background check may release a copy of such~~

background check to the operator of an adult care home where the applicant is currently applying.

(j) No person who is in the custody of the secretary of corrections and who provides services, under direct supervision in nonpatient areas, on the grounds or other areas designated by the superintendent of the Kansas soldiers' home or the Kansas veterans' home shall be subject to the provisions of this section while providing such services.

(m) For purposes of this section, the Kansas bureau of investigation shall report any criminal history information, convictions under K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments thereto, adjudications of a juvenile offender which if committed by an adult would have been a felony conviction, and adjudications of a juvenile offender for an offense described in K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments thereto, to the secretary for aging and disability services when a background check is requested.

(k) (1) All fees charged by the secretary for criminal history record checks conducted pursuant to this section shall be established by rules and regulations of the secretary.

(2) All moneys collected and remitted to the Kansas department for aging and disability services for fees charged for criminal history record checks conducted pursuant to this section shall be remitted to the state treasurer in accordance with 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 licensure fee fund created by K.S.A. 39-930, and amendments thereto.

(l) The Kansas department for aging and disability services may implement the amendments made to this section by this act in phases for different categories of employers. The department shall adopt rules and regulations establishing dates and procedures for the implementation of the criminal history record checks required by this section, and such dates may be staggered to facilitate implementation of the criminal history record checks required by this section.

(m) Upon authorization by the secretary for aging and disability services, other state agencies may access an internet-based application portal that is operated and maintained by the Kansas department for aging and disability services for purposes of processing criminal history record information requests in accordance with this section. Agencies may not share criminal history record information or the resulting pass or fail determinations with any other agency. The secretary for aging and disability services may charge an authorized agency the amount of \$1 per request made pursuant to this subsection.

(n) This section shall be part of and supplemental to the adult care home licensure act.

Sec. 3. K.S.A. 2017 Supp. 39-2009 is hereby amended to read as follows: 39-2009. (a) As used in this section:

(1) "Applicant" means an individual who applies for employment with a center, facility, hospital or a provider of services or applies to work for an employment agency or as an independent contractor that provides staff to a center, facility, hospital or a provider of services.

(2) "Completion of the sentence" means the last day of the entire term of

incarceration imposed by a sentence, including any term that is deferred, suspended or subject to parole, probation, diversion, community corrections, fines, fees, restitution or any other imposed sentencing requirements.

(3) "Department" means the Kansas department for aging and disability services.

(4) "Direct access" means work that involves an actual or reasonable expectation of one-on-one interaction with a consumer or a consumer's property, personally identifiable information, medical records, treatment information or financial information.

(5) "Direct supervision" means that a supervisor is physically present within an immediate distance to a supervisee and is available to provide constant direction, feedback and assistance to a client and the supervisee.

(6) "Employment agency" means an organization or entity that has a contracted relationship with a center, hospital, facility or provider of services to provide staff with direct access to consumers.

(7) "Independent contractor" means an organization, entity, agency or individual that provides contracted workers or services to a center, facility, hospital or provider of services.

(b) (1) No licensee shall knowingly operate a center, facility, hospital or be a provider of services if any person who works in the center, facility, hospital or for a provider of services:

(1)(A) Has a felony conviction for a crime against persons;

(B) has a felony conviction under K.S.A. 2010 Supp. 21-36a01 through 21-36a17, prior to their transfer, or article 57 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, or any felony violation of any provision of the uniform controlled substances act prior to July 1, 2009;

(C) has a conviction of any act which is described in articles 34, 35 or 36 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54, 55 or 56 of chapter 21 of the Kansas Statutes Annotated, or K.S.A. 2017 Supp. 21-6104, 21-6325, 21-6326 or 21-6418 through 21-6421, and amendments thereto, or a conviction of an attempt under K.S.A. 21-3301, prior to its repeal, or K.S.A. 2017 Supp. 21-5301, and amendments thereto, to commit any such act or a conviction of conspiracy under K.S.A. 21-3302, prior to its repeal, or K.S.A. 2017 Supp. 21-5302, and amendments thereto, to commit such act, or similar statutes of other states or the federal government; or

(D) has been convicted of any act which is described in K.S.A. 21-4301 or 21-4301a, prior to their repeal, or K.S.A. 2017 Supp. 21-6401, and amendments thereto, or similar statutes of other states or the federal government;

(2) has been adjudicated a juvenile offender because of having committed an act which if committed by an adult would constitute the commission of a felony and which is a crime against persons, is any act described in articles 34, 35 or 36 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or articles 54, 55 or 56 of chapter 21 of the Kansas Statutes Annotated, or K.S.A. 2017 Supp. 21-6104, 21-6325, 21-6326 or 21-6418 through 21-6421, and amendments thereto, or similar statutes of other states or the federal government, or is any act described in K.S.A. 21-4301 or 21-4301a, prior to their repeal, or K.S.A. 2017 Supp. 21-6401, and amendments thereto, or similar statutes of other states or the federal government;

(3) has committed an act of physical, mental or emotional abuse or neglect or sexual abuse and who is listed in the child abuse and neglect registry maintained by the

Kansas department for children and families pursuant to K.S.A. 2017 Supp. 38-2226, and amendments thereto, and:

(A) ~~The person has failed to successfully complete a corrective action plan which had been deemed appropriate and approved by the Kansas department for children and families; or~~

(B) ~~the record has not been expunged pursuant to rules and regulations adopted by the secretary for children and families;~~

(4) ~~has had a child removed from home based on a court order pursuant to K.S.A. 2017 Supp. 38-2251, and amendments thereto, in this state, or a court order in any other state based upon a similar statute that finds the child to be deprived or a child in need of care based on a finding of physical, mental or emotional abuse or neglect or sexual abuse and the child has not been returned to the home or the child reaches majority before being returned to the home and the person has failed to satisfactorily complete a corrective action plan;~~

(5) ~~has had parental rights terminated pursuant to the revised Kansas code for the care of children or a similar statute of another state; or~~

(6) ~~has signed a diversion agreement pursuant to K.S.A. 22-2906 et seq., and amendments thereto, or an immediate intervention agreement pursuant to K.S.A. 2017 Supp. 38-2346, and amendments thereto, involving a charge of child abuse or a sexual offense has adverse findings on any state or national registry, as defined in rules and regulations adopted by the secretary for aging and disability services, or has been convicted of or has been adjudicated a juvenile offender because of having committing an act that if done by an adult would constitute the commission of capital murder, pursuant to K.S.A. 21-3439, prior to its repeal, or K.S.A. 2017 Supp. 21-5401, and amendments thereto, first degree murder, pursuant to K.S.A. 21-3401, prior to its repeal, or K.S.A. 2017 Supp. 21-5402, and amendments thereto, second degree murder, pursuant to K.S.A. 21-3402(a), prior to its repeal, or K.S.A. 2017 Supp. 21-5403(a), and amendments thereto, voluntary manslaughter, pursuant to K.S.A. 21-3403, prior to its repeal, or K.S.A. 2017 Supp. 21-5404, and amendments thereto, assisting suicide, pursuant to K.S.A. 21-3406, prior to its repeal, or K.S.A. 2017 Supp. 21-5407, and amendments thereto, mistreatment of a dependent adult or mistreatment of an elder person, pursuant to K.S.A. 21-3437, prior to its repeal, or K.S.A. 2017 Supp. 21-5417, and amendments thereto, human trafficking, pursuant to K.S.A. 21-3446, prior to its repeal, or K.S.A. 2017 Supp. 21-5426(a), and amendments thereto, aggravated human trafficking, pursuant to K.S.A. 21-3447, prior to its repeal, or K.S.A. 2017 Supp. 21-5426(b), and amendments thereto, rape, pursuant to K.S.A. 21-3502, prior to its repeal, or K.S.A. 2017 Supp. 21-5503, and amendments thereto, indecent liberties with a child, pursuant to K.S.A. 21-3503, prior to its repeal, or K.S.A. 2017 Supp. 21-5506(a), and amendments thereto, aggravated indecent liberties with a child, pursuant to K.S.A. 21-3504, prior to its repeal, or K.S.A. 2017 Supp. 21-5506(b), and amendments thereto, aggravated criminal sodomy, pursuant to K.S.A. 21-3506, prior to its repeal, or K.S.A. 2017 Supp. 21-5504(b), and amendments thereto, indecent solicitation of a child, pursuant to K.S.A. 21-3510, prior to its repeal, or K.S.A. 2017 Supp. 21-5508(a), and amendments thereto, aggravated indecent solicitation of a child, pursuant to K.S.A. 21-3511, prior to its repeal, or K.S.A. 2017 Supp. 21-5508(b), and amendments thereto, sexual exploitation of a child, pursuant to K.S.A. 21-3516, prior to its repeal, or K.S.A. 2017 Supp. 21-5510, and amendments thereto, sexual battery, pursuant to K.S.A. 21-~~

3517, prior to its repeal, or K.S.A. 2017 Supp. 21-5505(a), and amendments thereto, aggravated sexual battery, pursuant to K.S.A. 21-3518, prior to its repeal, or K.S.A. 2017 Supp. 21-5505(b), and amendments thereto, commercial sexual exploitation of a child, pursuant to K.S.A. 2017 Supp. 21-6422, and amendments thereto, an attempt to commit any of the crimes listed in this paragraph, pursuant to K.S.A. 21-3301, prior to its repeal, or K.S.A. 2017 Supp. 21-5301, and amendments thereto, a conspiracy to commit any of the crimes listed in this paragraph, pursuant to K.S.A. 21-3302, prior to its repeal, or K.S.A. 2017 Supp. 21-5302, and amendments thereto, or criminal solicitation of any of the crimes listed in this paragraph, pursuant to K.S.A. 21-3303, prior to its repeal, or K.S.A. 2017 Supp. 21-5303, and amendments thereto, or similar statutes of other states or the federal government.

(2) A licensee operating a center, facility or hospital or as a provider of services may employ an applicant who has been convicted of any of the following if six or more years have elapsed since completion of the sentence imposed or the applicant was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence; if six or more years have elapsed since a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence; or if the applicant has been granted a waiver of such six-year disqualification: A felony conviction for a crime that is described in: (A) Article 34 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, except those crimes listed in paragraph (1); (B) article 35 or 36 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, prior to their repeal, or article 55 or 56 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 2017 Supp. 21-6420, and amendments thereto, except those crimes listed in paragraph (1); (C) K.S.A. 21-3701, prior to its repeal, or K.S.A. 2017 Supp. 21-5801, and amendments thereto; (D) an attempt to commit any of the crimes listed in this paragraph pursuant to K.S.A. 21-3301, prior to its repeal, or K.S.A. 2017 Supp. 21-5301, and amendments thereto; (E) a conspiracy to commit any of the crimes listed in this paragraph pursuant to K.S.A. 21-3302, prior to its repeal, or K.S.A. 2017 Supp. 21-5302, and amendments thereto; (F) criminal solicitation of any of the crimes listed in this paragraph pursuant to K.S.A. 21-3303, prior to its repeal, or K.S.A. 2017 Supp. 21-5303, and amendments thereto; or (G) similar statutes of other states or the federal government.

An individual who has been disqualified for employment due to conviction or adjudication of an offense of an offense listed in this paragraph (2) may apply to the secretary for aging and disability services for a waiver of such disqualification if five years have elapsed since completion of the sentence for such conviction. The secretary shall adopt rules and regulations establishing the waiver process and the criteria to be utilized by the secretary in evaluating any such waiver request.

(3) A licensee operating a center, facility, hospital or as a provider of services may employ an applicant who has been convicted of any of the following if six or more years have elapsed since completion of the sentence imposed or the applicant was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence; if six or more years have elapsed since the applicant has been finally discharged from the custody of the commissioner of juvenile justice or from probation or has been adjudicated a

juvenile offender, whichever time is longer; or if the applicant has been granted a waiver of such six-year disqualification:

(i) Interference with custody of a committed person pursuant to K.S.A. 21-3423, prior to its repeal, or K.S.A. 2017 Supp. 21- 5410, and amendments thereto; mistreatment of a confined person pursuant to K.S.A. 21-3425, prior to its repeal, or K.S.A. 2017 Supp. 21- 5416, and amendments thereto; unlawful administration of a substance pursuant to K.S.A. 21-3445, prior to its repeal, or K.S.A. 2017 Supp. 21-5425, and amendments thereto; violation of a protective order pursuant to K.S.A. 21-3843, prior to its repeal, or K.S.A. 2017 Supp. 21-5924; promoting obscenity or promoting obscenity to minors pursuant to K.S.A. 21-4301 or 21-4301a, prior to their repeal, or K.S.A. 2017 Supp. 21-6401, and amendments thereto; or cruelty to animals pursuant to K.S.A. 21-3727, 21-4310 or 21-4311, prior to their repeal, or K.S.A. 2017 Supp. 21-6412, and amendments thereto; or

(ii) any felony conviction of: Unlawful manufacture of a controlled substance pursuant to K.S.A. 2010 Supp. 21-36a03, prior to its repeal, or K.S.A. 2017 Supp. 21-5703, and amendments thereto; unlawful cultivation or distribution of a controlled substance pursuant to K.S.A. 2010 Supp. 21-36a05, prior to its repeal, or K.S.A. 2017 Supp. 21-5705, and amendments thereto; unlawful manufacture, distribution, cultivation or possession of a controlled substance using a communication facility pursuant to K.S.A. 2010 Supp. 21-36a07, prior to its repeal, or K.S.A. 2017 Supp. 21-5707, and amendments thereto; unlawful obtainment or sale of a prescription-only drug pursuant to K.S.A. 2010 Supp. 21-36a08, prior to its repeal, or K.S.A. 2017 Supp. 21-5708, and amendments thereto; unlawful distribution of drug precursors or drug paraphernalia pursuant to K.S.A. 2010 Supp. 21-36a10, prior to its repeal, or K.S.A. 2017 Supp. 21-5710, and amendments thereto; unlawful distribution or possession of a simulated controlled substance pursuant to K.S.A. 2010 Supp. 21-36a13, prior to its repeal, or K.S.A. 2017 Supp. 21-5713, and amendments thereto; forgery pursuant to K.S.A. 21-3710, prior to its repeal, or K.S.A. 2017 Supp. 21-5823, and amendments thereto; criminal use of a financial card pursuant to K.S.A. 21-3729, prior to its repeal, or K.S.A. 2017 Supp. 21-5828, and amendments thereto; any violation of the Kansas medicaid fraud control act pursuant to K.S.A. 21-3844 et seq., prior to their repeal, or K.S.A. 2017 Supp. 21-5925 et seq., and amendments thereto; making a false claim, statement or representation to the medicaid program pursuant to K.S.A. 21-3846, prior to its repeal, or K.S.A. 2017 Supp. 21-5927, and amendments thereto; unlawful acts relating to the medicaid program pursuant to K.S.A. 21-3847, prior to its repeal, or K.S.A. 2017 Supp. 21-5928, and amendments thereto; obstruction of a medicaid fraud investigation pursuant to K.S.A. 21-3856, prior to its repeal, or K.S.A. 2017 Supp. 21-5929, and amendments thereto; identity theft or identity fraud pursuant to K.S.A. 2010 Supp. 21-4018, prior to its repeal, or K.S.A. 2017 Supp. 21-6107, and amendments thereto; or social welfare fraud pursuant to K.S.A. 39-720, and amendments thereto. The provisions of this paragraph shall not apply to any person who is employed by a center, facility, hospital or provider of services on or before July 1, 2018, and is continuously employed by the same center, facility, hospital or provider of services or to any person during or upon successful completion of a diversion agreement.

An individual who has been disqualified for employment due to conviction or adjudication of an offense listed in this paragraph (3) may apply to the secretary for aging and disability services for a waiver of such disqualification if five years have

elapsed since completion of the sentence for such conviction. The secretary shall adopt rules and regulations establishing the waiver process and criteria to be considered by the secretary in evaluating any such waiver request.

(b)(c) No licensee shall operate a center, facility, hospital or be a provider of services if such person has been found to be an adult with an impairment in need of a guardian or a conservator, or both, as provided in the act for obtaining a guardian or conservator, or both. The provisions of this subsection shall not apply to an individual who, as a minor, was found to be in need of a guardian or conservator for reasons other than impairment.

(d) (1) The Kansas bureau of investigation shall release all records of adult and juvenile convictions and adjudications and adult and juvenile convictions and adjudications of any other state or country concerning persons working in a center, facility, hospital or for a provider of services to the secretary for aging and disability services. The Kansas bureau of investigation may charge to the Kansas department for aging and disability services a reasonable fee for providing criminal history record information under this subsection.

(2) The department shall require an applicant to be fingerprinted and to submit to a state and national criminal history record check. The fingerprints shall be used to identify the individual and to determine whether the individual has a record of criminal history in this state or other jurisdiction. The department is authorized to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The department may use the information obtained from fingerprinting and the criminal history record check for purposes of verifying the identification of the person and for making an official determination of the qualifications and fitness of the person to work in the center, facility, hospital or for a provider of services.

(3) An applicant for employment in an center, facility, hospital or for a provider of services shall have 20 calendar days after receipt of authorization to submit the applicant's fingerprints through an authorized collection site in order to be eligible for provisional employment or the applicant's application shall be deemed withdrawn.

(4) (A) The current or prospective employer of an applicant shall pay a fee not to exceed \$19 of the total cost for criminal history record information to the department for each applicant submitted.

(B) The prospective employer, employee or independent contractor shall pay the fingerprint collection fee at the time of fingerprinting to the authorized collection site.

(5) If an applicant disputes the contents of a criminal history record check, then the applicant may file an appeal with the Kansas bureau of investigation.

(6) Individuals who have been disqualified for employment by reason of their criminal history records and who have met the requirements of this subsection may apply for a waiver with the department within 30 days of the receipt of the notice of employment prohibition.

(7) The department shall adopt rules and regulations specifying the criteria and procedure for issuing a waiver of the employment prohibition. The secretary shall consider the following criteria when rendering a decision on such a waiver request: Passage of time; extenuating circumstances; demonstration of rehabilitation; and relevancy of the criminal history record information to the position for which the applicant is applying. Any employment prohibition issued shall remain in effect unless

or until a waiver is granted.

~~(e)(d)~~ The secretary shall notify the provide each licensee, within 10 business days, when the result of the national eriminal history record check or other appropriate review reveals unfitness as specified in subsections (a)(1) through (6) with regard to the person who is the subject of the review requesting information under this section with a pass or fail determination after review of any criminal history record information in writing and within three working days of receipt of such information from the Kansas bureau of investigation or the federal bureau of investigation.

~~(d)~~ No licensee, its contractors or employees, shall be liable for civil damages to any person refused employment or discharged from employment by reason of such licensee's compliance with the provisions of this section if such licensee acts in good faith to comply with this section.

(e) Any licensee or member of the staff who receives information concerning the fitness or unfitness of any person shall keep such information confidential, except that the staff person may disclose such information to the person who is the subject of the request for information. A violation of this subsection shall be an unclassified misdemeanor punishable by a fine of \$100.

~~(f)~~ The licensing agency may require a person seeking licensure or applying to work in a facility to be fingerprinted and submit to 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 criminal history in this state or other jurisdiction. The licensing agency is authorized to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The licensing agency may use the 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 person to be issued or to maintain a license, work with, or provide services to individuals as applicable under this act.

~~(g)~~ The secretary shall have access to any criminal history record information in the possession of the Kansas bureau of investigation regarding any criminal history information, including adjudications of a juvenile offender which if committed by an adult would have been a felony conviction for the purposes specified in this act. The Kansas bureau of investigation may charge to the Kansas department for aging and disability services a reasonable fee for providing criminal history record information under this subsection.

~~(h)~~ The secretary shall charge each person or licensee requesting information under this section a fee equal to cost for each person about which an information request has been submitted to the department under this section.

~~(i)(f)~~ For the purpose of complying with this section, the licensee operating a center, facility, hospital or a provider of services shall request from the Kansas department for aging and disability services information regarding any criminal history information relating to a person who works in the center, facility, hospital or for a provider of services, or who is being considered for employment or volunteer work in the facility, center, hospital or with the service provider, for the purpose of determining whether such person is subject to the provisions of this section an eligibility determination regarding adult and juvenile convictions and adjudications. For the purpose of complying with this section, the licensee operating a center, facility, hospital

~~or a provider of services shall report the dates of employment and separation of all persons working for the licensee operating a center, facility, hospital or a provider of services. For the purposes of complying with this section, any employment agency which provides employees to work in a center, facility, hospital or a provider of services shall request and receive an eligibility determination from the Kansas department for aging and disability services. Any licensee operating a center, facility, hospital or a provider of services will obtain written documentation that such employees are eligible to work receive from any employment agency or independent contractor that provides employees to work in the center, facility, hospital or for the provider of services written certification that such employees are not prohibited from working in the center, facility, hospital or for the provider of services under this section. For the purpose of complying with this section, a licensee may hire an applicant for provisional employment on a conditional one-time basis of 60 calendar days pending the results from the Kansas department for aging and disability services of an eligibility determination under this subsection. As required by the patient protection and affordable care act, 42 U.S.C. § 18001, a person disqualified from employment due to a valid background check may appeal in accordance with requirements, standards, rules and regulations to be promulgated by the secretary. A provisional employee may only be supervised by an employee who has completed all training required by federal regulations, department rules and regulations and the center's, facility's, hospital's or provider of services' policies and procedures. No licensee, its contractors or employees, shall be liable for civil damages to any person refused employment or discharged from employment by reason of such licensee's compliance with the provisions of this section if such licensee acts in good faith to comply with this section.~~

~~(j) No person who works for a center, facility or hospital and who is currently licensed or registered by an agency of this state to provide professional services in the state and who provides such services as part of the work which such person performs for the center, facility or hospital shall be subject to the provisions of this section.~~

~~(k) A licensee may request from the Kansas department for aging and disability services criminal history information on persons employed under subsection (j).~~

~~(h)(g) The licensee operating a center, facility, hospital or a provider of services shall not require an applicant under this section to be fingerprinted, if the applicant has been the subject of a background criminal history record check under this act within one year prior to the application for employment with the licensee operating a center, facility, hospital or a provider of services and has maintained a record of continuous employment, with no lapse of employment of over 90 days in any center, facility, hospital or a provider of services covered by this act.~~

~~(m) No person who is in the custody of the secretary of corrections and who provides services under direct supervision in non-patient areas on the grounds or other areas designated by the secretary of corrections shall be subject to the provisions of this section while providing such services.~~

Sec. 4. K.S.A. 2017 Supp. 65-5117 is hereby amended to read as follows: 65-5117.

(a) As used in this section:

(1) "Applicant" means an individual who applies for employment with a home health agency or applies to work for an employment agency or as an independent contractor that provides staff to a home health agency.

(2) "Completion of the sentence" means the last day of the entire term of

incarceration imposed by a sentence, including any term that is deferred, suspended or subject to parole, probation, diversion, community corrections, fines, fees, restitution or any other imposed sentencing requirements.

(3) "Department" means the Kansas department for aging and disability services.

(4) "Direct access" means work that involves an actual or reasonable expectation of one-on-one interaction with a consumer or a consumer's property, personally identifiable information, medical records, treatment information or financial information.

(5) "Direct supervision" means that a supervisor is physically present within an immediate distance to a supervisee and is available to provide constant direction, feedback and assistance to a client and the supervisee.

(6) "Employment agency" means an organization or entity that has a contracted relationship with a home health agency to provide staff with direct access to consumers.

(7) "Independent contractor" means an organization, entity, agency or individual that provides contracted workers or services to a home health agency.

(b) (1) No person shall knowingly operate a home health agency if, for the home health agency, there works any person who has adverse findings on any state or national registry, as defined in rules and regulations adopted by the secretary for aging and disability services, or has been convicted of or has been adjudicated a juvenile offender because of having committed an act~~which~~ that if done by an adult would constitute the commission of capital murder, pursuant to K.S.A. 21-3439, prior to its repeal, or K.S.A. 2017 Supp. 21-5401, and amendments thereto, first degree murder, pursuant to K.S.A. 21-3401, prior to its repeal, or K.S.A. 2017 Supp. 21-5402, and amendments thereto, second degree murder, pursuant to K.S.A. 21-3402(a), prior to its repeal, or K.S.A. 2017 Supp. 21-5403(a), and amendments thereto, voluntary manslaughter, pursuant to K.S.A. 21-3403, prior to its repeal, or K.S.A. 2017 Supp. 21-5404, and amendments thereto, assisting suicide, pursuant to K.S.A. 21-3406, prior to its repeal, or K.S.A. 2017 Supp. 21-5407, and amendments thereto, mistreatment of a dependent adult or mistreatment of an elder person, pursuant to K.S.A. 21-3437, prior to its repeal, or K.S.A. 2017 Supp. 21-5417, and amendments thereto, human trafficking, pursuant to K.S.A. 21-3446, prior to its repeal, or K.S.A. 2017 Supp. 21-5426(a), and amendments thereto, aggravated human trafficking, pursuant to K.S.A. 21-3447, prior to its repeal, or K.S.A. 2017 Supp. 21-5426(b), and amendments thereto, rape, pursuant to K.S.A. 21-3502, prior to its repeal, or K.S.A. 2017 Supp. 21-5503, and amendments thereto, indecent liberties with a child, pursuant to K.S.A. 21-3503, prior to its repeal, or K.S.A. 2017 Supp. 21-5506(a), and amendments thereto, aggravated indecent liberties with a child, pursuant to K.S.A. 21-3504, prior to its repeal, or K.S.A. 2017 Supp. 21-5506(b), and amendments thereto, aggravated criminal sodomy, pursuant to K.S.A. 21-3506, prior to its repeal, or K.S.A. 2017 Supp. 21-5504(b), and amendments thereto, indecent solicitation of a child, pursuant to K.S.A. 21-3510, prior to its repeal, or K.S.A. 2017 Supp. 21-5508(a), and amendments thereto, aggravated indecent solicitation of a child, pursuant to K.S.A. 21-3511, prior to its repeal, or K.S.A. 2017 Supp. 21-5508(b), and amendments thereto, sexual exploitation of a child, pursuant to K.S.A. 21-3516, prior to its repeal, or K.S.A. 2017 Supp. 21-5510, and amendments thereto, sexual battery, pursuant to K.S.A. 21-3517, prior to its repeal, or K.S.A. 2017 Supp. 21-5505(a), and amendments thereto, aggravated sexual battery, pursuant to K.S.A. 21-3518, prior to its repeal, or K.S.A. 2017 Supp. 21-5505(b), and amendments thereto, commercial sexual

exploitation of a child, pursuant to K.S.A. 2017 Supp. 21-6422, and amendments thereto, an attempt to commit any of the crimes listed in this paragraph, pursuant to K.S.A. 21-3301, prior to its repeal, or K.S.A. 2017 Supp. 21-5301, and amendments thereto, a conspiracy to commit any of the crimes listed in this paragraph, pursuant to K.S.A. 21-3302, prior to its repeal, or K.S.A. 2017 Supp. 21-5302, and amendments thereto, or criminal solicitation of any of the crimes listed in this paragraph, pursuant to K.S.A. 21-3303, prior to its repeal, or K.S.A. 2017 Supp. 21-5303, and amendments thereto, or similar statutes of other states or the federal government. The provisions of subsection ~~(a)~~ (b)(2)(C) shall not apply to any person who is employed by a home health agency on or before July 1, 2010, and while continuously employed by the same home health agency or to any person during or upon successful completion of a diversion agreement.

(2) A person operating a home health agency may employ an applicant who has been convicted of any of the following if ~~five~~ six or more years have elapsed since ~~the applicant satisfied completion of~~ the sentence imposed or the applicant was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence; ~~or if five~~ six or more years have elapsed since the applicant has been finally discharged from the custody of the commissioner of juvenile justice or from probation or has been adjudicated a juvenile offender, whichever time is longer; ~~or if the applicant has been granted a waiver of such six-year disqualification:~~ A felony conviction for a crime ~~which that~~ is described in: (A) Article 34 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54 of chapter 21 of the Kansas Statutes Annotated, ~~or K.S.A. 2017 Supp. 21-6104, 21-6325, 21-6326 or 21-6418,~~ and amendments thereto, except those crimes listed in subsection ~~(a)~~ (b)(1); (B) ~~articles article~~ article 35 or 36 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 55 or 56 of chapter 21 of the Kansas Statutes Annotated, or K.S.A. 2017 Supp. ~~21-6419 through 21-6421~~ 21-6420, and amendments thereto, except those crimes listed in subsection ~~(a)~~ (b)(1) and K.S.A. 21-3605, prior to its repeal, or K.S.A. 2017 Supp. 21-5606, and amendments thereto; (C) K.S.A. 21-3701, prior to its repeal, or K.S.A. 2017 Supp. 21-5801, and amendments thereto; (D) an attempt to commit any of the crimes listed in this paragraph pursuant to K.S.A. 21-3301, prior to its repeal, or K.S.A. 2017 Supp. 21-5301, and amendments thereto; (E) a conspiracy to commit any of the crimes listed in this paragraph pursuant to K.S.A. 21-3302, prior to its repeal, or K.S.A. 2017 Supp. 21-5302, and amendments thereto; (F) criminal solicitation of any of the crimes listed in this paragraph pursuant to K.S.A. 21-3303, prior to its repeal, or K.S.A. 2017 Supp. 21-5303, and amendments thereto; or (G) similar statutes of other states or the federal government.

An individual who has been disqualified for employment due to conviction or adjudication of an offense of an offense listed in this paragraph (2) may apply to the secretary for aging and disability services for a waiver of such disqualification if five years have elapsed since completion of the sentence for such conviction. The secretary shall adopt rules and regulations establishing the waiver process and the criteria to be utilized by the secretary in evaluating any such waiver request.

(3) A person operating a home health agency may employ an applicant who has been convicted of any of the following if six or more years have elapsed since completion of the sentence imposed or the applicant was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional

release or a suspended sentence; if six or more years have elapsed since the applicant has been finally discharged from the custody of the commissioner of juvenile justice or from probation or has been adjudicated a juvenile offender, whichever time is longer; or if the applicant has been granted a waiver of such six-year disqualification:

(i) Interference with custody of a committed person pursuant to K.S.A. 21-3423, prior to its repeal, or K.S.A. 2017 Supp. 21-5410, and amendments thereto; mistreatment of a confined person pursuant to K.S.A. 21-3425, prior to its repeal, or K.S.A. 2017 Supp. 21- 5416, and amendments thereto; unlawful administration of a substance pursuant to K.S.A. 21-3445, prior to its repeal, or K.S.A. 2017 Supp. 21-5425, and amendments thereto; violation of a protective order pursuant to K.S.A. 21-3843, prior to its repeal, or K.S.A. 2017 Supp. 21-5924; promoting obscenity or promoting obscenity to minors pursuant to K.S.A. 21-4301 or 21-4301a, prior to their repeal, or K.S.A. 2017 Supp. 21-6401, and amendments thereto; or cruelty to animals pursuant to K.S.A. 21-3727, 21-4310 or 21-4311, prior to their repeal, or K.S.A. 2017 Supp. 21-6412, and amendments thereto; or

(ii) any felony conviction of: Unlawful manufacture of a controlled substance pursuant to K.S.A. 2010 Supp. 21-36a03, prior to its repeal, or K.S.A. 2017 Supp. 21-5703, and amendments thereto; unlawful cultivation or distribution of a controlled substance pursuant to K.S.A. 2010 Supp. 21-36a05, prior to its repeal, or K.S.A. 2017 Supp. 21-5705, and amendments thereto; unlawful manufacture, distribution, cultivation or possession of a controlled substance using a communication facility pursuant to K.S.A. 2010 Supp. 21-36a07, prior to its repeal, or K.S.A. 2017 Supp. 21-5707, and amendments thereto; unlawful obtainment or sale of a prescription-only drug pursuant to K.S.A. 2010 Supp. 21-36a08, prior to its repeal, or K.S.A. 2017 Supp. 21-5708, and amendments thereto; unlawful distribution of drug precursors or drug paraphernalia pursuant to K.S.A. 2010 Supp. 21-36a10, prior to its repeal, or K.S.A. 2017 Supp. 21-5710, and amendments thereto; unlawful distribution or possession of a simulated controlled substance pursuant to K.S.A. 2010 Supp. 21-36a13, prior to its repeal, or K.S.A. 2017 Supp. 21-5713, and amendments thereto; forgery pursuant to K.S.A. 21-3710, prior to its repeal, or K.S.A. 2017 Supp. 21-5823, and amendments thereto; criminal use of a financial card pursuant to K.S.A. 21-3729, prior to its repeal, or K.S.A. 2017 Supp. 21-5828, and amendments thereto; any violation of the Kansas medicaid fraud control act pursuant to K.S.A. 21-3844 et seq., prior to their repeal, or K.S.A. 2017 Supp. 21-5925 et seq., and amendments thereto; making a false claim, statement or representation to the medicaid program pursuant to K.S.A. 21-3846, prior to its repeal, or K.S.A. 2017 Supp. 21-5927, and amendments thereto; unlawful acts relating to the medicaid program pursuant to K.S.A. 21-3847, prior to its repeal, or K.S.A. 2017 Supp. 21-5928, and amendments thereto; obstruction of a medicaid fraud investigation pursuant to K.S.A. 21-3856, prior to its repeal, or K.S.A. 2017 Supp. 21-5929, and amendments thereto; identity theft or identity fraud pursuant to K.S.A. 21-4018, prior to its repeal, or K.S.A. 2017 Supp. 21-6107, and amendments thereto; or social welfare fraud pursuant to K.S.A. 39-720, and amendments thereto. The provisions of this paragraph shall not apply to any person who is employed by a home health agency on or before July 1, 2018, and is continuously employed by the same home health agency or to any person during or upon successful completion of a diversion agreement.

An individual who has been disqualified for employment due to conviction or

adjudication of an offense listed in this paragraph (3) may apply to the secretary for aging and disability services for a waiver of such disqualification if five years have elapsed since completion of the sentence for such conviction. The secretary shall adopt rules and regulations establishing the waiver process and criteria to be considered by the secretary in evaluating any such waiver request.

~~(b)~~(c) No person shall operate a home health agency if such person has been found to be a person in need of a guardian or a conservator, or both, as provided in ~~K.S.A. 59-3050 through 59-3095, and amendments thereto~~ the act for obtaining a guardian or a conservator, or both. The provisions of this subsection shall not apply to an individual who, as a minor, was found to be in need of a guardian or conservator for reasons other than impairment.

~~(e)~~ The secretary of health and environment shall have access to any criminal history record information in the possession of the Kansas bureau of investigation regarding any criminal history information, convictions under K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments thereto, adjudications of a juvenile offender which if committed by an adult would have been a felony conviction, and adjudications of a juvenile offender for an offense described in K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments thereto, concerning persons working for a home health agency. The secretary shall have access to these records for the purpose of determining whether or not the home health agency meets the requirements of this section.

(d) (1) The Kansas bureau of investigation shall release all records of adult and juvenile convictions and adjudications and adult and juvenile convictions and adjudications of any other state or country concerning persons working in a home health agency to the secretary for aging and disability services. The Kansas bureau of investigation may charge to the Kansas department of health and environment for aging and disability services a reasonable fee for providing criminal history record information under this subsection.

(2) The department shall require an applicant to be fingerprinted and to submit to a state and national criminal history record check. The fingerprints shall be used to identify the individual and to determine whether the individual has a record of criminal history in this state or other jurisdiction. The department is authorized to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The department may use the information obtained from fingerprinting and the criminal history record check for purposes of verifying the identification of the person and for making an official determination of the qualifications and fitness of the person to work in the home health agency.

(3) An applicant for employment in an home health agency shall have 20 calendar days after receipt of authorization to submit the applicant's fingerprints through an authorized collection site in order to be eligible for provisional employment or the applicant's application shall be deemed withdrawn.

(4) (A) The current or prospective employer of an applicant shall pay a fee not to exceed \$19 of the total cost for criminal history record information to the department for each applicant submitted.

(B) The prospective employer, employee or independent contractor shall pay the

fingerprint collection fee at the time of fingerprinting to the authorized collection site.

(5) If an applicant disputes the contents of a criminal history record check, then the applicant may file an appeal with the Kansas bureau of investigation.

(6) Individuals who have been disqualified for employment by reason of their criminal history records and who have met the requirements of this subsection may apply for a waiver with the department within 30 days of the receipt of the notice of employment prohibition.

(7) The department shall adopt rules and regulations specifying the criteria and procedure for issuing a waiver of the employment prohibition. The secretary shall consider the following criteria when rendering a decision on such a waiver request: Passage of time; extenuating circumstances; demonstration of rehabilitation; and relevancy of the criminal history record information to the position for which the applicant is applying. Any employment prohibition issued shall remain in effect unless or until a waiver is granted.

~~(d)~~(e) For the purpose of complying with this section, the operator of a home health agency shall request from the Kansas department for aging and disability services information regarding ~~any criminal history information, convictions under K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments thereto, adjudications of a juvenile offender which if committed by an adult would have been a felony conviction, and adjudications of a juvenile offender for an offense described in K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments thereto, and which relates to a person who works for the home health agency or is being considered for employment by the home health agency, for the purpose of determining whether such person is subject to the provisions of this section. For the purpose of complying with this section, information relating to convictions and adjudications by the federal government or to convictions and adjudications in states other than Kansas shall not be required until such time as the secretary for aging and disability services determines the search for such information could reasonably be performed and the information obtained within a two-week period. For the purpose of complying with this section, the operator of a home health agency shall receive from any employment agency which provides employees to work for the home health agency written certification that such employees are not prohibited from working for the home health agency under this section an eligibility determination regarding adult and juvenile convictions and adjudications.~~ For the purpose of complying with this section, a person who operates a home health agency may hire an applicant for provisional employment on a conditional one-time basis of 60 calendar days pending the results from the Kansas department for aging and disability services of a request for information under this subsection. A provisional employee may only be supervised by an employee who has completed all training required by federal regulations, rules and regulations of the department and the home health agency's policies and procedures. No home health agency, the operator or employees of a home health agency or an employment agency, ~~or the operator or employees of an employment agency, which provides employees to work for the home health agency or an independent contractor~~ shall be liable for civil damages resulting from any decision to employ, to refuse to employ or to discharge from employment any person based on such home health agency's compliance with the provisions of this section if such home health agency or

employment agency acts in good faith to comply with this section.

~~(e) The secretary for aging and disability services shall charge each person requesting information under this section a fee equal to cost, not to exceed \$10, for each name about which an information request has been submitted under this section.~~

~~(f)-(1) The secretary for aging and disability services shall provide each operator requesting information under this section with the criminal history record information concerning a pass or fail determination after review of any criminal history information and convictions under K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments thereto, in writing and within three working days of receipt of such information from the Kansas bureau of investigation or the federal bureau of investigation. The criminal history record information shall be provided regardless of whether the information discloses that the subject of the request has been convicted of an offense enumerated in subsection (a).~~

~~(2) When an offense enumerated in subsection (a) exists in the criminal history record information, and when further confirmation regarding criminal history record information is required from the appropriate court of jurisdiction or Kansas department of corrections, the secretary for aging and disability services shall notify each operator that requests information under this section in writing and within three working days of receipt from the Kansas bureau of investigation that further confirmation is required. The secretary for aging and disability services shall provide to the operator requesting information under this section information in writing and within three working days of receipt of such information from the appropriate court of jurisdiction or Kansas department of corrections regarding confirmation regarding the criminal history record information.~~

~~(3) Whenever the criminal history record information reveals that the subject of the request has no criminal history on record, the secretary for aging and disability services shall provide notice to each operator requesting information under this section, in writing and within three working days after receipt of such information from the Kansas bureau of investigation.~~

~~(4) The secretary for aging and disability services shall not provide each operator requesting information under this section with the juvenile criminal history record information which relates to a person subject to a background check as is provided by K.S.A. 2017 Supp. 38-2326, and amendments thereto, except for adjudications of a juvenile offender for an offense described in K.S.A. 21-3701, prior to its repeal, or K.S.A. 2017 Supp. 21-5801, and amendments thereto. The secretary shall notify the operator that requested the information, in writing and within three working days of receipt of such information from the Kansas bureau of investigation, whether juvenile criminal history record information received pursuant to this section reveals that the operator would or would not be prohibited by this section from employing the subject of the request for information and whether such information contains adjudications of a juvenile offender for an offense described in K.S.A. 21-3701, prior to its repeal, or K.S.A. 2017 Supp. 21-5801, and amendments thereto.~~

~~(5) An operator who receives criminal history record information under this subsection (f) shall keep such information confidential, except that the operator may disclose such information to the person who is the subject of the request for information. A violation of this paragraph shall be an unclassified misdemeanor.~~

punishable by a fine of \$100.

~~(g) No person who works for a home health agency and who is currently licensed or registered by an agency of this state to provide professional services in this state and who provides such services as part of the work which such person performs for the home health agency shall be subject to the provisions of this section.~~

~~(h)(g) A person who volunteers to assist a home health agency shall not be subject to the provisions of this section because of such volunteer activity unless the volunteer performs functions equivalent to functions performed by direct access employees.~~

~~(i) An operator may request from the department of health and environment criminal history information on persons employed under subsections (g) and (h):~~

~~(j)(h) No person who has been continuously employed by the same home health agency since July 1, 1992, shall be subject to the requirements of this section while employed by such home health agency.~~

~~(k)(i) The operator of a home health agency shall not be required under this section to conduct a background criminal history record check on an applicant for employment with the home health agency if the applicant has been the subject of a background criminal history record check under this act within one year prior to the application for employment with the home health agency. The operator of a home health agency where the applicant was the subject of such background check may release a copy of such background check to the operator of a home health agency where the applicant is currently applying.~~

~~(l) For purposes of this section, the Kansas bureau of investigation shall only report felony convictions, convictions under K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments thereto, adjudications of a juvenile offender which if committed by an adult would have been a felony conviction, and adjudications of a juvenile offender for an offense described in K.S.A. 21-3437, 21-3517 and 21-3701, prior to their repeal, or K.S.A. 2017 Supp. 21-5417, 21-5505(a) and 21-5801, and amendments thereto, to the secretary for aging and disability services when a background check is requested.~~

~~(j) No person who is in the custody of the secretary of corrections and who provides services, under direct supervision in non-patient areas, on the grounds or other areas designated by the superintendent of the Kansas soldiers' home or the Kansas veterans' home shall be subject to the provisions of this section while providing such services.~~

~~(k) (1) All fees charged by the secretary for criminal history record checks conducted pursuant to this section shall be established by rules and regulations of the secretary.~~

~~(2) All moneys collected and remitted to the department for fees charged for criminal history record checks conducted pursuant to this section shall be remitted to the state treasurer in accordance with K.S.A. 65-5113, 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 licensure fee fund created by K.S.A. 39-930, and amendments thereto.~~

~~(l) The department may implement the amendments made to this section by this act in phases for different categories of employers. The department shall adopt rules and regulations establishing dates and procedures for the implementation of the criminal history record checks required by this section, and such dates may be staggered to~~

facilitate implementation of the criminal history record checks required by this section.

(m) This section shall be part of and supplemental to the provisions of article 51 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

Sec. 5. K.S.A. 2017 Supp. 75-4362 is hereby amended to read as follows: 75-4362.

(a) The director of the division of personnel services of the department of administration shall have the authority to establish and implement a drug screening program for persons taking office as governor, lieutenant governor, attorney general or members of the Kansas senate or house of representatives and for applicants for safety sensitive positions in state government, but no applicant for a safety sensitive position shall be required to submit to a test as a part of this program unless the applicant is first given a conditional offer of employment.

(b) The director also shall have the authority to establish and implement a drug screening program based upon a reasonable suspicion of illegal drug use by any person currently holding one of the following positions or offices:

- (1) The office of governor, lieutenant governor or attorney general;
- (2) members of the Kansas senate or house of representatives;
- (3) any safety sensitive position;
- (4) any position in an institution of mental health, as defined in K.S.A. 76-12a01, and amendments thereto, that is not a safety sensitive position;

(5) any position in the Kansas state school for the blind, as established under K.S.A. 76-1101 et seq., and amendments thereto; or

(6) any position in the Kansas state school for the deaf, as established under K.S.A. 76-1001 et seq., and amendments thereto; ~~or~~

~~(7) any employee of a state veteran's home operated by the director of the Kansas commission on veterans affairs office as described in K.S.A. 76-1901 et seq. and K.S.A. 76-1951 et seq., and amendments thereto.~~

(c) Any public announcement or advertisement soliciting applications for employment in a safety sensitive position in state government shall include a statement of the requirements of the drug screening program established under this section for applicants for and employees holding a safety sensitive position.

(d) Except for a person who has access to a secured biological laboratory in the office of laboratory services of the department of health and environment, no person shall be terminated solely due to positive results of a test administered as a part of a program authorized by this section if:

- (1) The employee has not previously had a valid positive test result; and
- (2) the employee undergoes a drug evaluation and successfully completes any education or treatment program recommended as a result of the evaluation. Nothing herein shall be construed as prohibiting demotions, suspensions or terminations pursuant to K.S.A. 75-2949e or 75-2949f, and amendments thereto.

(e) Except in hearings before the state civil service board regarding disciplinary action taken against the employee, the results of any test administered as a part of a program authorized by this section shall be confidential and shall not be disclosed publicly.

(f) The secretary of administration may adopt such rules and regulations as necessary to carry out the provisions of this section.

(g) "Safety sensitive positions" means the following:

- (1) All state law enforcement officers who are authorized to carry firearms;

- (2) all state corrections officers;
- (3) all state parole officers;
- (4) heads of state agencies who are appointed by the governor and employees on the governor's staff;
- (5) all employees with access to secure facilities of a correctional institution, as defined in K.S.A. 2017 Supp. 21-5914, and amendments thereto;
- (6) all employees of a juvenile correctional facility, as defined in K.S.A. 2017 Supp. 38-2302, and amendments thereto;
- (7) all employees within an institution of mental health, as defined in K.S.A. 76-12a01, and amendments thereto, who provide clinical, therapeutic or rehabilitative services to the clients and patients of those institutions; ~~and~~
- (8) all employees who have access to a secured biological laboratory in the office of laboratory services of the department of health and environment; and
- (9) all employees of the Kansas commission on veterans affairs office.;

Also on page 2, in line 35, by striking "is" and inserting "and K.S.A. 2017 Supp. 39-970, 39-2009, 65-5117 and 75-4362 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "labor" by inserting "and employment"; in line 3, after the semicolon by inserting "Kansas commission on veterans affairs office; drug screening programs; Kansas department for aging and disability services regarding certain providers and facilities; providing for licensure, employment and background checks of employees;"; also in line 3, after "and" by inserting "K.S.A. 2017 Supp. 39-970, 39-2009, 65-5117 and 75-4362 and"; in line 4, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

BUD ESTES
 ROB OLSON
 OLETHA FAUST-GOUDEAU
Conferees on part of Senate

JOHN BARKER
 RONALD L. HIGHLAND
 LOUIS E. RUIZ
Conferees on part of House

On motion of Rep. Barker, the conference committee report on **S Sub for S Sub for HB 2386** was adopted.

On roll call, the vote was: Yeas 108; Nays 11; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Blex, Brim, Burris, Burroughs, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Neighbor, Orr, Osterman, Ousley, Parker, F. Patton,

Phelps, Phillips, Pittman, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Aurand, Bishop, Carlin, Carmichael, Finney, Helgerson, Henderson, Highberger, Hodge, Probst, Ward.

Present but not voting: None.

Absent or not voting: Dove, Murnan, Ohaebosim, R. Powell, Schwab, Winn.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, pursuant to subsection (k) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives, the rules were suspended for the purpose of considering **S Sub for HB 2228**.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Proehl to concur in Senate amendments to **S Sub for HB 2228**, Rep. Johnson, made a substitute motion to nonconcur, and asked for a conference. The motion prevailed.

Speaker Ryckman thereupon appointed Reps. Johnson, Phillips and Sawyer as conferees on the part of the House.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2365** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2365," as follows:

"Substitute for HOUSE BILL NO. 2365

By Committee on Appropriations

"AN ACT making and concerning appropriations for the fiscal years ending June 30, 2018, June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, for state agencies; authorizing and directing payment of certain claims against the state; 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. 2017 Supp. 74-4920, 75-2263, 75-4209, 75-6706, 79-4804 and 82a-953a and repealing the existing sections."; and the substitute bill be passed.

(**Sub HB 2365** 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 2799, AN ACT concerning education; relating to the Kansas school equity and enhancement act; BASE aid amounts; school district local option budgets; school district bonding authority; making and concerning appropriations for the fiscal years ending June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, and June 30, 2023,

for the department of education; amending K.S.A. 2017 Supp. 72-5132, as amended by section 2 of 2018 Substitute for Senate Bill No. 423, 72-5143, as amended by section 4 of 2018 Substitute for Senate Bill No. 423, and 72-5461, as amended by section 16 of 2018 Substitute for Senate Bill No. 423, and repealing the existing sections, by Committee on Appropriations.

REPORT ON ENROLLED BILLS

HB 2145, HB 2232, HB 2444, HB 2454, HB 2477, HB 2606 reported correctly enrolled, properly signed and presented to the Governor on April 10, 2018.

HB 2482, HB 2597, HB 2599, S Sub for HB 2600, Sub HB 2602, S Sub for HB 2701 reported correctly enrolled, properly signed and presented to the Governor on April 16, 2018.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Friday, April 27, 2018.

Journal of the House

SIXTY-THIRD DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, April 27, 2018, 10:00 a.m.

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

The roll was called with 124 members present.

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

Prayer by Rep. Phelps:

Lord of life and giver of all that is good, we greet you this day as we celebrate the new life that spring brings. As the days grow longer and the sun warms us and nurtures the harvest of the field, we will ever praise You who is the source of life itself.

Lord, bless the men and women gathered here in the Kansas House of Representatives. May they use their power and influence wisely, may their work be guided by your grace and love, and may their words and deeds be pleasing to you.

As the session winds down, may the things that needlessly divide, be put aside and may your wisdom and justice prevail. For we wish to live under law that is pleasing to you and a blessing to all.

Amen

The Pledge of Allegiance was led by Rep. Stogsdill.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2796, HB 2797, HB 2798, HB 2799.**

MESSAGES FROM THE GOVERNOR

S Sub for HB 2600 approved on April 26, 2018

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **S Sub for HB**

2228 and has appointed Senators Tyson, Kerschen and Holland as conferees on the part of the Senate.

The Senate adopts the Conference Committee report on **H Sub for SB 56**.

The Senate adopts the Conference Committee report on **SB 217**.

The Senate adopts the Conference Committee report on **Sub SB 272**.

The Senate adopts the Conference Committee report on **SB 282**.

The Senate adopts the Conference Committee report on **H Sub for SB 307**.

The Senate adopts the Conference Committee report on **SB 331**.

The Senate adopts the Conference Committee report on **SB 335**.

The Senate adopts the Conference Committee report on **SB 348**.

The Senate announced the appointment of Senator Holland to replace Senator Francisco as a conferee on **HB 2488**

The Senate announced the appointment of Senator Holland to replace Senator Francisco as a conferee on **HB 2492**

The Senate adopts the Conference Committee report to agree to disagree on **S Sub for HB 2028**, and has appointed Senators V. Schmidt, Estes and Kelly as Third conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 2042**, **HB 2539**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **S Sub for HB 2028** 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.

VICKI SCHMIDT

BUD ESTES

LAURA KELLY

Conferees on part of Senate

DANIEL R. HAWKINS

SUSAN CONCANNON

EILEEN HORN

Conferees on part of House

On motion of Rep. Hawkins, the conference committee report on **S Sub for HB 2028** to agree to disagree, was adopted.

Speaker pro tem Schwab thereupon appointed Reps. Hawkins, Concannon and Muman as third conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on

Senate amendments to **HB 2042** 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.

BUD ESTES
 ROB OLSON
 OLETHA FAUST-GOUDEAU
Conferees on part of Senate

JOHN BARKER
 RONALD L. HIGHLAND
Conferees on part of House

On motion of Rep. Barker, the conference committee report on **HB 2042** to agree to disagree, was adopted.

Speaker pro tem Schwab thereupon appointed Reps. Barker, Highland and Ruiz as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2539** 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.

ELAINE BOWERS
 STEVE FITZGERALD
 OLETHA FAUST-GOUDEAU
Conferees on part of Senate

KEITH ESAU
 BLAKE CARPENTER
 VIC MILLER
Conferees on part of House

On motion of Rep. Esau, the conference committee report on **HB 2539** to agree to disagree, was adopted.

Speaker pro tem Schwab thereupon appointed Reps. Esau, Carpenter and Miller as second conferees on the part of the House.

On motion of Rep. Hineman, the House recessed until 2:00 p.m.

AFTERNOON SESSION

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

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6060**—

By Representative Houser

HR 6060—A RESOLUTION commemorating the 150th anniversary of the founding of Columbus, Kansas.

WHEREAS, The first settlers of what would become Columbus, Kansas, arrived 150 years ago in 1868; and

WHEREAS, The city of Columbus was named by A.L. Peters, one of the original European-American founders of the city, after his hometown of Columbus, Ohio, and thus indirectly honoring the famed explorer Christopher Columbus; and

WHEREAS, Columbus, situated in the center of Cherokee County, became the home of Columbus Unified High School, because the citizens of Columbus took a special interest in education; and

WHEREAS, Over time, the city of Columbus created a considerable trade in agricultural products, and its businesses included machine shops, grain elevators, flour mills, a cigar factory, bottle works, a canning factory and an extensive brick-making plant; and

WHEREAS, Columbus hosted as many as six rail lines and the national highway, making it a transportation center for agricultural produce, coal and minerals; and

WHEREAS, Columbus is now the second largest city and the county seat of Cherokee County; and

WHEREAS, This anniversary is of great significance to the state of Kansas and especially for the citizens of Columbus as their forefathers met the challenges of the past and gave them the opportunity to celebrate the future: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we commemorate the 150th anniversary of the founding of Columbus, Kansas, and mark the many contributions the city has made in the history of the state of Kansas; and

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

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 415**, **SB 419**, **SB 449**.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Kelly in the chair.

COMMITTEE OF THE WHOLE

Pursuant to House Rule 2311, Rep. Hineman moved that House Rule 1704 be suspended to allow Reps. Johnson, Proehl, Wolfe Moore and Helgeson to speak more

than twice on **Sub HB 2365**. The motion prevailed.

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

Recommended that **SB 419** be passed.

Committee report recommending a substitute bill to **HB 2365** be adopted.

On motion of Rep. Carpenter, **Sub HB 2365** be amended on page 12, following line 25, by inserting:

"(e) Notwithstanding the provisions of K.S.A. 2017 Supp. 75-7c05, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the attorney general from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys to fix, charge and collect a nonrefundable fee for the purpose of obtaining a concealed carry handgun license of \$82.50, 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 \$32.50 payable to the sheriff of the county where the applicant resides and \$50 payable to the attorney general: *Provided further*, That no expenditures shall be made from the state general fund or from any special revenue fund or funds for fiscal year 2019 to increase the license renewal fee of \$25 as set in K.S.A. 2017 Supp. 75-7c08, and amendments thereto."

Also, roll call was demanded on motion of Rep. Becker, to amend **Sub HB 2365** on page 81, by striking all in lines 31 through 43;

On page 82, by striking all in lines 1 through 22;

And by renumbering sections accordingly

On roll call, the vote was: Yeas 71; Nays 53; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Baker, Ballard, Becker, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Concannon, Crum, S., Curtis, Deere, Dierks, Dietrich, Elliott, Eplee, Finney, Frownfelter, Gallagher, Gartner, Good, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Jennings, Judd-Jenkins, Karleskint, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Orr, Ousley, Parker, Phelps, Phillips, Pittman, Probst, Proehl, Ralph, Rooker, Ruiz, Sawyer, Schreiber, Sloan, Smith, A., Stogsdill, S. Swanson, Thompson, Trimmer, Victors, Ward, Weigel, Wheeler, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Barker, Bergquist, Blex, Burris, B. Carpenter, Claeys, Clark, Corbet, Cox, E. Davis, Delperdang, Dove, Ellis, Esau, Finch, Francis, Garber, Hawkins, Highland, Hoffman, Houser, Huebert, Humphries, Jacobs, Johnson, K. Jones, Kelly, Landwehr, Mason, Osterman, F. Patton, R. Powell, Rafie, Rahjes, Resman, Ryckman, Schroeder, Schwab, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Trimboli, Vickrey, Waymaster, Weber, C., Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Ohaebosim.

Also, on motion of Rep. Whipple, **Sub HB 2365** be amended on page 66, following line 40, by inserting:

"Sec. 119. (a) During the fiscal years ending June 30, 2018, and June 30, 2019, no state agency shall expend any moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2018 or 2019 as authorized by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature to create, enter into or enforce any nondisclosure agreement or any agreement governing post-employment benefits or other matters pertaining to the resignation or termination of an employee or the employee's post-employment activities entered into by the employee regarding claims of sexual abuse or sexual harassment during the term of employment: *Provided*, That the employer shall not impose any damages, penalties or loss of benefits against the employee for, or otherwise prohibit, communications by the employee regarding alleged sexual abuse or sexual harassment committed against the employee by another employee or officer of the employer, or an employee or officer of any other party to the agreement or by any other person, whether a party or not to the agreement, who is covered by the terms of the agreement.

(b) For purposes of this section:

(1) "Employee" means any appointed or elected officer or an employee of any state agency; and

(2) "communication" means verbal or written communications with any other person or persons regarding the alleged sexual abuse or sexual harassment.";

And by renumbering sections accordingly

Also, on further motion by Rep. Whipple to amend **Sub HB 2365**, the amendment was withdrawn.

Also, on further motion of Rep. Whipple to amend **Sub HB 2365**, the motion did not prevail.

Also, roll call was demanded on motion of Rep. Jennings, to amend **Sub for HB 2365**, on page 66, following line 40, by inserting:

"Sec. 119. (a) Notwithstanding the provisions of any statute, during the fiscal years ending June 30, 2018, and June 30, 2019, the statewide elected official state agency shall not expend any moneys appropriated for the fiscal year ending June 30, 2018, or June 30, 2019, from the state general fund or in any special revenue fund or funds for such state agency by chapter 104 of the 2017 Session Laws of Kansas, this or other appropriation act of the 2018 regular session of the legislature to pay for any attorney fees, court costs or fines assessed against any statewide elected official who has been cited for contempt by a state or federal court: *Provided, however*, That if a contempt citation is withdrawn or not upheld on appeal, such attorney fees, court costs or fines may be paid as provided by law: *Provided*, That the provisions of this section shall apply whether such official is acting in the official capacity of such official or in any other capacity.

(b) As used in this section:

(1) "Statewide elected official" means the governor, lieutenant governor, attorney general, secretary of state, state treasurer and commissioner of insurance.

(2) "Statewide elected official state agency" means the governor's department, attorney general, secretary of state, state treasurer and insurance department.";

And by renumbering sections accordingly

On roll call, the vote was: Yeas 103; Nays 16; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Alford, Arnberger, Aurand, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Brim, Burroughs, Carlin, Carmichael, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Rooker, Ruiz, Sawyer, Schreiber, Schroeder, Schwab, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Thimesch, Thompson, Trimboli, Trimmer, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Awerkamp, Blex, Burris, B. Carpenter, Dove, Garber, Highland, K. Jones, Osterman, R. Powell, Resman, Seiwert, Sutton, Tarwater, Vickrey, Whitmer.

Present but not voting: None.

Absent or not voting: Claeys, Jacobs, Landwehr, Mason, Ohaebosim, Ryckman.

Also, on motion of Rep. Swanson to amend **Sub HB 2365**, the motion was withdrawn.

Also, on motion of Rep. Holscher, **Sub HB 2365** be amended on page 66, following line 40, by inserting:

"Sec. 119. During the fiscal years ending June 30, 2018, and June 30, 2019, no state agency named in chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature shall expend any moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal years 2018 and 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature for the purposes of settling claims of sexual harassment made against a state officer, as defined in K.S.A. 25-1118, and amendments thereto, or for the purposes of requesting a non-disclosure agreement as part of a settlement agreement resulting from a claim of sexual harassment made against a state officer when such state officer is the person accused of sexual harassment: Provided, however, That no such agency shall expend any such moneys for the purpose of preventing a claimant from requesting a non-disclosure agreement.";

And by renumbering sections accordingly

Also, on motion of Rep. Whitmer to amend **Sub HB 2365**, 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 out of order.

Also, on motion of Rep. Clayton to amend **Sub HB 2365**, Rep. Schwab requested a ruling on the amendment being germane to the bill. The rules chair ruled the amendment germane.

Rep. Schwab raised a point of order that the amendment was in violation of House Rule 3701 regarding changes to Rules of the House. The amendment was ruled out of order.

Also, on motion of Rep. Williams to amend **Sub HB 2365**, Rep. Waymaster requested a ruling on the amendment being in order under the Pay-Go provision pursuant to House Rule 2110. The motion was subsequently withdrawn.

Rep. Schreiber requested a ruling on the amendment being germane to the bill. The

rules chair ruled the amendment not germane.

Also, on motion of Rep. Parker to amend **Sub HB 2365**, Rep. Hawkins requested a ruling on the amendment being in order under the Pay-Go provision pursuant to Joint Rule 6. The Rules Chair ruled the amendment in order.

Roll call was demanded on motion of Rep. Parker to amend **Sub HB 2365**, on page 66, following line 40, by inserting:

"Sec. 119. During the fiscal years ending June 30, 2018, and June 30, 2019, 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 in any special revenue fund or funds for fiscal year 2018 or 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the department of health and environment – division of health care finance from such moneys to expand eligibility for state medicaid services under the Kansas medical assistance program in accordance with this section and to implement the requirements of this section.

(a) On and after January 1, 2019, criteria for eligibility determinations for state medicaid services under the Kansas medical assistance program shall be expanded to include any adult under 65 years of age, who is not pregnant and whose income does not exceed 133% of the federal poverty level, to the extent permitted under the provisions of 42 U.S.C. § 1396a, as it exists on the effective date of this act, and subject to the requirements of this section.

(b) (1) As a condition for participation in expanded eligibility for state medicaid services under the Kansas medical assistance program pursuant to this section, the department of health and environment – division of health care finance shall refer all non-disabled adults who are newly granted eligibility under the Kansas medical assistance program pursuant to this section and who are unemployed or working fewer than 20 hours per week to existing workforce training programs and work search resources in the state of Kansas, including, but not limited to, the Kansasworks program administered by the department of commerce or the generating opportunities to attain lifelong success program administered by the Kansas department for children and families.

(2) The department of health and environment – division of health care finance shall screen all applicants for participation in expanded eligibility for state medicaid services under the Kansas medical assistance program pursuant to this section for education status and employment status and shall require such applicants to acknowledge the referral required by paragraph (1).

(3) Full-time students shall be exempt from the referral required by paragraph (1) for each year such student is enrolled in a postsecondary educational institution or technical school.

(4) Parents with minor children in the home may be exempt from the referral required by paragraph (1) at the discretion of the department of health and environment – division of health care finance.

(c) (1) The department of health and environment – division of health care finance may provide health insurance coverage premium assistance program for individuals who meet the following requirements:

(A) The individual has an annual household income of not more than 133% of the federal income poverty level, based on the adjusted gross income provisions set forth in section 2001(a)(1) of the federal patient protection and affordable care act; or

(B) the individual is eligible for health insurance coverage through an employer but cannot afford the health insurance coverage premiums.

(2) Assistance provided under this subsection shall:

(A) Contain eligibility requirements that are similar to the expanded eligibility criteria for the Kansas medical assistance program established by this section; and

(B) provide that an individual's payment for a health insurance coverage premium may not exceed 2% of the individual's annual income.

(d) (1) A denial of federal approval and federal financial participation that applies to any part of this section shall not prohibit the department of health and environment – division of health care finance from implementing any other part of the program, except for subsection (i), that:

(A) Is federally approved for federal financial participation; or

(B) does not require federal approval or federal financial participation.

(2) The secretary of health and environment may make changes to the expanded eligibility criteria and requirements established by this section if such changes are required by the United States department of health and human services or federal statute or regulation.

(e) The department of health and environment – division of health care finance shall submit a waiver request to the United States department of health and human services to implement the program with services to begin on or before January 1, 2019.

(f) The department of health and environment – division of health care finance shall use moneys received from drug rebates connected to program participants newly granted eligibility under the Kansas medical assistance program pursuant to this section and, notwithstanding the provisions of K.S.A. 40-3213, and amendments thereto, or any other statute to the contrary, any moneys received from privilege fees collected pursuant to K.S.A. 40-3213, and amendments thereto, connected to program participants newly granted eligibility under the Kansas medical assistance program pursuant to this section for the purpose of making medicaid medical assistance payments for such participants.

(g) On or before January 14, 2019, the secretary of health and environment shall prepare and submit a report to the legislature that summarizes the cost savings that will be achieved by the state by moving beneficiaries from the current Kansas medical assistance program to the expanded eligibility criteria and requirement provisions of this section.

(h) (1) A working group comprised of the following members shall meet to identify non-state general fund sources to fund expanded eligibility for state medicaid services established pursuant to this section:

(A) Two members of the house of representatives appointed by the speaker of the house of representatives;

(B) one member of the house of representatives appointed by the minority leader of the house of representatives;

(C) two members of the senate appointed by the president of the senate;

(D) one member of the senate appointed by the minority leader of the senate;

(E) one representative from the Kansas hospital association;

(F) one representative from the Kansas medical society;

(G) one representative from the Kansas association for the medically underserved;
 (H) one representative from the Kansas academy of family physicians;
 (I) one representative from the association of community mental health centers of Kansas;

(J) one representative from the Kansas dental association;
 (K) one representative from the Kansas emergency medical services association;
 (L) one representative from the Kansas optometric association;
 (M) one representative from the Kansas pharmacist's association; and
 (N) one representative of program participants deemed newly eligible to participate in the Kansas medical assistance program pursuant to this section from alliance for a healthy Kansas.

(2) The chairperson of the working group shall be elected by the members of the working group from the members appointed from the house of representatives or the senate.

(3) The working group shall report to the legislature on or before March 15, 2019, with recommendations for funding expanded eligibility for the Kansas medical assistance program established pursuant to this section.

(i) If, at any point, the percentages of federal medical assistance available for Kansas medical assistance program participants described in section 1902(a)(10)(A)(i) (VIII) of the federal social security act are reduced below the percentages provided for in section 1201(b)(1)(A) through (E) of the federal health care and education reconciliation act of 2010, as it exists on the effective date of this act, the department of health and environment – division of health care finance shall terminate expanded eligibility criteria and requirements established pursuant to this section over a 12-month period, beginning on the first day that federal medical assistance percentages are reduced below such percentages.";

And by renumbering sections accordingly

On roll call, the vote was: Yeas 56; Nays 66; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Baker, Ballard, Bishop, Brim, Burroughs, Carlin, Carmichael, Clark, Clayton, Cox, Crum, S., Curtis, Deere, Dierks, Elliott, Finney, Frownfelter, Gallagher, Gartner, Good, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Judd-Jenkins, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Miller, Murnan, Neighbor, Ousley, Parker, Phelps, Pittman, Probst, Rooker, Ruiz, Sawyer, Sloan, Stogsdill, S. Swanson, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Awerkamp, Barker, Becker, Bergquist, Blex, Burris, B. Carpenter, Claeys, Concannon, Corbet, E. Davis, Delperdang, Dietrich, Dove, Ellis, Eplee, Esau, Finch, Francis, Garber, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, K. Jones, Karleskint, Kelly, Landwehr, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Aurand, Johnson, Ohaebosim.

The motion of Rep. Parker to amend did not prevail.

Also, roll call was demanded on motion of Rep. Weber, to amend **Sub HB 2365**, on

page 66, following line 40, by inserting:

"Sec. 119. During the fiscal years ending June 30, 2018, and June 30, 2019, no state agency named in chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature shall expend any moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal years 2018 and 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature to conduct research using tissue from any aborted fetus or to conduct any destructive embryonic research";

And by renumbering sections accordingly

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

Yeas: Alford, Arnberger, Awerkamp, Baker, Barker, Becker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, Crum, S., E. Davis, Delperdang, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Frownfelter, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hodge, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, K. Jones, Judd-Jenkins, Karleskint, Kelly, Landwehr, Lewis, Lusker, Mason, Mastroni, Murnan, Orr, Osterman, F. Patton, Phelps, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Nays: Alcalá, Ballard, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Deere, Dierks, Finney, Gallagher, Gartner, Helgerson, Henderson, Highberger, Holscher, Horn, Kessinger, Koesten, Kuether, Lusk, Markley, Miller, Neighbor, Ousley, Parker, Phillips, Probst, Rooker, Ruiz, Sawyer, Sloan, Stogsdill, S. Swanson, Trimmer, Victors, Ward, Weigel, Whipple, Winn.

Present but not voting: None.

Absent or not voting: Aurand, Johnson, Ohaebosim, Wolfe Moore.

Also, duplicate amendment by Rep. Swanson was allowed by unanimous consent under House Rule 2109. Rep. Swanson thereupon moved to amend **Sub HB 2365** on page 31, following line 39, by inserting:

"*Provided*, That expenditures shall be made from the other medical assistance account during fiscal year 2019 in an amount not to exceed \$556,000 for medicaid reimbursement to emergency medical services providers."

On motion of Rep. Helgerson, **Sub HB 2365** be amended on page 63, in line 19, by striking all after "ending"; in line 20, by striking "and"; also in line 20, after the second comma by inserting "June 30, 2021, and June 30, 2022,."; in line 31, by striking "2018" and inserting "2020"; also in line 31, by striking "2019" and inserting "2021"; in line 40, by striking "2020" and inserting "2022";

On page 79, in line 4, by striking "2019" and inserting "2021"; in line 7, by striking "2019" and inserting "2021"

Also, on further motion of Rep. Helgerson to amend **Sub HB 2365**, the motion did not prevail.

Also, on motion of Rep. Whitmer to amend **Sub HB 2365**, the motion did not prevail.

Also, on further motion of Rep. Whitmer to amend **Sub HB 2365**, the motion did not prevail.

Also, on motion of Rep. Garber to amend **Sub HB 2365**, Rep. Ruiz requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

The motion of Rep. Garber to amend did not prevail; and **Sub HB 2365** be passed as amended.

Committee report to **SB 449** be adopted.

On motion of Rep. Mason, **SB 449** be amended on page 11, following line 29, by inserting:

"New Sec. 3. (a) For tax years 2018 through 2022, 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, 2018, and before January 1, 2023, as certified by the secretary of commerce as provided in subsection (c). 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 \$5,000,000 for all tax years that the credit remains in effect.

(b) 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.

(c) 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) As used in this section:

(1) "Certified business" means any business certified by the department of administration 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) Does business primarily in Kansas or substantially all of its production in Kansas;

(B) employs at least 30% of its employees who are individuals with disabilities and reside in Kansas;

(C) offers to contribute at least 75% of the premium cost for individual health insurance coverage for each employee. The department of administration shall require a certification of these facts; and

(D) does not employ individuals under a certificate issued by the United States secretary of labor under 29 U.S.C. § 214(c);

(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 as having a physical or mental impairment which constitutes a substantial barrier to employment;

(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) 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, 2020, 2021 and 2022 concerning the implementation and effectiveness of the credit provided in this section.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "savings programs" and inserting "taxation"; in line 1, by striking "beneficiaries of"; in line 2, after the second comma by inserting "beneficiaries,"; in line 3, after the semicolon by inserting "credits, certain purchases of goods and services from qualified vendors that provide employment to disabled persons;" ;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. 97, by Representative Patty Markley, congratulating Blue Valley Northwest Boys basketball team for winning the 2018 Kansas State Class 6A Basketball Championship;

Request No. 98, by Representative Kathy Wolfe Moore, congratulating Camden D. Mayfield on achieving the rank of Eagle Scout;

Request No. 99, by Representative Brandon Whipple, commending T Johnson for his service to the Sedgwick County Democratic Party;

Request No. 100, by Representative Francis Awerkamp, congratulating Edward and Vaughndlee Caudill on their 60th Wedding Anniversary;

Request No. 101, by Representative Gail Finney, congratulating Katherine June Hicks on her 80th birthday;

Request No. 102, by Representative Don Schroeder, congratulating Mayor David Kauffman on being named Mayor of the Year by the Kansas Mayors Conference;

Request No. 103, by Representative Tom Phillips, congratulating Jack and Donna Vanier on being named Kansas Humanitarians of the Year;

Request No. 104, by Representative Brenda Dietrich, congratulating Mitchell Camilletti on achieving the rank of Eagle Scout;

Request No. 105, by Representative Brenda Dietrich, congratulating Braden Purcell on achieving the rank of Eagle Scout;

Request No. 106, by Representative Brenda Dietrich, congratulating Alexander Sage on achieving the rank of Eagle Scout;

Request No. 107, by Representative Brenda Dietrich, congratulating Miles Moore on achieving the rank of Eagle Scout;

Request No. 108, by Representative Brenda Dietrich, congratulating Samuel Moore on achieving the rank of Eagle Scout;

Request No. 109, by Representative Brenda Dietrich, congratulating Leyton Brunner on achieving the rank of Eagle Scout;

Request No. 110, by Representative Brenda Dietrich, congratulating Jordan Munns on achieving the rank of Eagle Scout;

Request No. 111, by Representative Brenda Dietrich, congratulating Colton Wells on achieving the rank of Eagle Scout;

Request No. 112, by Representative Brenda Dietrich, commending Emily Bays on earning the Stars and Stripes Award;

Request No. 113, by Representative Susan Concannon, in memory of Ken Cochran recognizing his accomplishments in athletics ;

Request No. 114, by Representative Brandon Whipple, commending Joseph Le for his service to the Democratic House Caucus;

Request No. 115, by Representative Brandon Whipple, commending Trae McPherson for his service to the Democratic House Caucus;

Request No. 116, by Representative Brandon Whipple, commending Mallory Schmidlein for her service to the Democratic House Caucus;

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. Hineman, the committee report was adopted.

On motion of Rep. Hineman, the House recessed until 9:30 p.m.

NIGHT SESSION

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

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **SB 61**, as amended by Senate Committee, be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 61," as follows:

"House Substitute for SENATE BILL NO. 61

By Committee on Appropriations

"AN ACT concerning education; relating to the Kansas school equity and enhancement act; BASE aid amounts; school district local option budgets; amending K.S.A. 2017 Supp. 72-5132, as amended by section 2 of 2018 Substitute for Senate Bill No. 423, and 72-5143, as amended by section 4 of 2018 Substitute for Senate Bill No. 423, and repealing the existing sections."; and the substitute bill be passed.

(**H Sub for SB 61** was thereupon introduced and read by title.)

On motion of Rep. Hineman, the House adjourned until 9:00 a.m., Saturday, April 28, 2018.

Journal of the House

SIXTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Saturday, April 28, 2018, 9:00 a.m.

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

The roll was called with 116 members present.

Reps. Aurand, Barker, Bergquist, Burroughs, Dove, Esau, Frownfelter, Ohaebosim and Wheeler were excused on excused absence by the Speaker.

Present later: Rep. Bergquist, Dove, Esau and Wheeler.

Excused later: Rep. Huebert.

Prayer by Rep. Schroeder:

Our Lord and Heavenly Father, it is with thanksgiving that we praise and honor you. Your grace is sufficient, your love is unending and your mercy unfathomable. We are not deserving and yet you still care for each of us.

Lord, you know the tasks assigned to each of us. James 1:19 instructs us to “be quick to listen, slow to speak and slow to become angry.” Wise words that will serve us well. Be with each of us here today as we debate, taking your word to heart.

Again, we petition for rain for the thirsty ground. You are generous and we thank you for your provision and know your timing is perfect. Help us to take actions that honor you. Give wisdom to leaders that you have placed in our midst. With this, we honor and praise you for sending your Son and for providing salvation. I pray this in your Holy name. Amen.

The Pledge of Allegiance was led by Rep. Lusk

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. Houser, **HR 6060**, A RESOLUTION commemorating the 150th anniversary of the founding of Columbus, Kansas, was adopted.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

Sub HB 2365, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2018, June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, for state agencies; authorizing and directing payment of certain claims against the state; 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. 2017 Supp. 74-4920, 75-2263, 75-4209, 75-6706, 79-4804 and 82a-953a and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 92; Nays 24; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alcalá, Alford, Arnberger, Baker, Ballard, Becker, Bishop, Blex, Brim, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Elliott, Ellis, Eplee, Finch, Finney, Francis, Gallagher, Gartner, Good, Hawkins, Henderson, Hibbard, Highberger, Hineman, Hoffman, Holscher, Horn, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mastroni, Murnan, Neighbor, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Thimesch, Thompson, Trimmer, Victors, Ward, Waymaster, Weigel, Whipple, K. Williams, Winn, Wolfe Moore.

Nays: Awerkamp, Burris, B. Carpenter, Corbet, Delperdang, Garber, Helgerson, Highland, Hodge, Houser, Huebert, Humphries, Jacobs, K. Jones, Landwehr, Mason, Miller, Osterman, R. Powell, Tarwater, Trimboli, Vickrey, Weber, C., Whitmer.

Present but not voting: None.

Absent or not voting: Aurand, Barker, Bergquist, Burroughs, Dove, Esau, Frownfelter, Ohaebosim, Wheeler.

The substitute bill passed, as amended.

SB 419, AN ACT concerning the Kansas appraisal management company registration act; AMC ownership limitations and removal of appraisers; amending K.S.A. 2017 Supp. 58-4704, 58-4708, 58-4709 and 58-4721 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 0; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alcalá, Alford, Arnberger, Awerkamp, Baker, Ballard, Becker, Bishop, Blex, Brim, Burris, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Aurand, Barker, Bergquist, Burroughs, Dove, Esau, Frownfelter, Ohaebosim, Wheeler.

The bill passed.

SB 449, AN ACT concerning taxation; relating to ABLE accounts, transfers, beneficiaries, qualified higher education expenses; income taxation, deduction for contributions; credits, certain purchases of goods and services from qualified vendors that provide employment to disabled persons; amending K.S.A. 2017 Supp. 75-655 and 79-32,117 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 0; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Alford, Arnberger, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Aurand, Barker, Burroughs, Dove, Esau, Frownfelter, Ohaebosim, Wheeler.

The bill passed, as amended.

On motion of Rep. Hineman, the House recessed until 9:45 a.m.

LATE MORNING SESSION

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

MESSAGES FROM THE SENATE

Announcing passage of **HB 2438**, as amended.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 **H Sub for SB 61**.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Proehl in the chair.

COMMITTEE OF THE WHOLE

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

Recommended that committee report recommending a substitute bill to **SB 61** be adopted.

On motion of Rep. Stogsdill to amend **H Sub for SB 61**, Rep. Jennings requested a ruling on the amendment being germane to the bill. Rep Jennings subsequently withdrew the motion.

Roll Call was demanded on the motion of Rep. Stogsdill to amend **H Sub for SB 61** on page 1, by striking all in lines 9 through 36;

By striking all on pages 2 through 13;

Also on page 13, following line 43, by inserting:

"Section 1.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

State foundation aid (652-00-1000-0820).....\$135,525,000

Special education services aid (652-00-1000-0700).....\$10,000,000

ABC early childhood intervention program.....\$1,760,000

Provided, That expenditures shall be made by the above agency to implement the ABC early childhood intervention program: *Provided*, That such program shall use scientific, evidence-based practices to identify early childhood at-risk indicators: *Provided further*; That such program shall connect parents and legal guardians of children between the ages of six months and four years who are identified as early childhood at-risk with services to be provided by trained parent coaches: *And provided further*; That the above agency shall work in collaboration with and operationally fund the bureau of family health in the department for health and environment in the development, implementation and expansion of such program: *And provided further*; That both the above agency and the bureau of family health in the department for health and environment shall consult with the united methodist health ministry fund for the duration of the program: *And provided further*; That the above agency may expend an amount not to exceed \$264,000 from such account for research and evaluation of processes utilized by or related to such program.

Parent education program.....\$3,000,000

Provided, That expenditures from the parent education program account for each such grant shall be matched by the school district in an amount that is equal to not less than 50% of the grant.

(b) On July 1, 2018, during the fiscal year ending June 30, 2019, any expenditures from the parent education program account (652-00-2000-2510) of the children's initiatives fund by section 2(c) of chapter 95 of the 2017 Session Laws of Kansas for each grant shall be matched by the school district in an amount that is equal to not less than 50% of the grant, and on July 1, 2018, the provisions of section 2(c) of chapter 95 of the 2017 Session Laws of Kansas that provide for such match to be in an amount that is equal to not less than 65% of the grant are hereby declared to be null and void and shall have no force and effect.

Sec. 2.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2020, the following:

Special education services aid (652-00-1000-0700).....	\$507,880,818
ABC early childhood intervention program.....	\$3,520,000

Provided, That expenditures shall be made by the above agency to implement the ABC early childhood intervention program: *Provided,* That such program shall use scientific, evidence-based practices to identify early childhood at-risk indicators: *Provided further;* That such program shall connect parents and legal guardians of children between the ages of six months and four years who are identified as early childhood at-risk with services to be provided by trained parent coaches: *And provided further;* That the above agency shall work in collaboration with and operationally fund the bureau of family health in the department for health and environment in the development, implementation and expansion of such program: *And provided further;* That both the above agency and the bureau of family health in the department for health and environment shall consult with the united methodist health ministry fund for the duration of the program: *And provided further;* That the above agency may expend an amount not to exceed \$528,000 from such account for research and evaluation of processes utilized by or related to such program.

Sec. 3.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2021, the following:

Special education services aid (652-00-1000-0700).....	\$525,380,818
ABC early childhood intervention program.....	\$5,280,000

Provided, That expenditures shall be made by the above agency to implement the ABC early childhood intervention program: *Provided,* That such program shall use scientific, evidence-based practices to identify early childhood at-risk indicators: *Provided further;* That such program shall connect parents and legal guardians of

children between the ages of six months and four years who are identified as early childhood at-risk with services to be provided by trained parent coaches: *And provided further*; That the above agency shall work in collaboration with and operationally fund the bureau of family health in the department for health and environment in the development, implementation and expansion of such program: *And provided further*; That both the above agency and the bureau of family health in the department for health and environment shall consult with the united methodist health ministry fund for the duration of the program: *And provided further*; That the above agency may expend an amount not to exceed \$792,000 from such account for research and evaluation of processes utilized by or related to such program.

Sec. 4.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2022, the following:

Special education services aid (652-00-1000-0700).....\$542,880,818

Sec. 5.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2023, the following:

Special education services aid (652-00-1000-0700).....\$560,380,818

New Sec. 6. (a) (1) Subject to the provisions of subsection (c), the provisions of this subsection shall apply in any school year in which the amount of BASE aid is \$4,490 or less.

(2) The board of education of a school district may adopt a local option budget that does not exceed the local option budget calculated as if the BASE aid was \$4,490, or that does not exceed the local option budget as calculated pursuant to K.S.A. 2017 Supp. 72-5143, and amendments thereto, whichever is greater.

(b) The board of education of a school district may adopt a local option budget that does not exceed the local option budget calculated as if the school district received state aid for special education and related services equal to the amount of state aid for special education and related services received in school year 2008-2009, or that does not exceed the local option budget as calculated pursuant to K.S.A. 2017 Supp. 72-5143, and amendments thereto, whichever is greater.

(c) The board of any school district may exercise the authority granted under subsection (a) or (b) or both subsections (a) and (b).

(d) To the extent that the provisions of K.S.A. 2017 Supp. 72-5143, and amendments thereto, conflict with this section, this section shall control.

(e) For school year 2019-2020, and each school year thereafter, the specified dollar amount used in subsection (a) for purposes of determining the local option budget of a school district shall be the specified dollar amount used for the immediately preceding

school year plus an amount equal to the average percentage increase in the consumer price index for all urban consumers in the midwest region as published by the bureau of labor statistics of the United States department of labor during the three immediately preceding school years.

Sec. 7. K.S.A. 2017 Supp. 72-5132, as amended by section 2 of 2018 Substitute for Senate Bill No. 423, is hereby amended to read as follows: 72-5132. As used in the Kansas school equity and enhancement act, K.S.A. 2017 Supp. 72-5131 et seq., and amendments thereto:

(a) "Adjusted enrollment" means the enrollment of a school district adjusted by adding the following weightings, if any, to the enrollment of a school district: At-risk student weighting; bilingual weighting; career technical education weighting; high-density at-risk student weighting; high enrollment weighting; low enrollment weighting; school facilities weighting; ancillary school facilities weighting; cost-of-living weighting; special education and related services weighting; and transportation weighting.

(b) "Ancillary school facilities weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5158, and amendments thereto, on the basis of costs attributable to commencing operation of one or more new school facilities by such school districts.

(c) (1) "At-risk student" means a student who is eligible for free meals under the national school lunch act, and who is enrolled in a school district that maintains an approved at-risk student assistance program.

(2) The term "at-risk student" shall not include any student enrolled in any of the grades one through 12 who is in attendance less than full time, or any student who is over 19 years of age. The provisions of this paragraph shall not apply to any student who has an individualized education program.

(d) "At-risk student weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5151(a), and amendments thereto, on the basis of costs attributable to the maintenance of at-risk educational programs by such school districts.

(e) "Base aid for student excellence" or "BASE aid" means an amount appropriated by the legislature in a fiscal year for the designated year. The amount of BASE aid shall be as follows:

- (1) For school year 2018-2019, ~~\$4,900~~ \$4,360;
- (2) for school year 2019-2020, ~~\$5,061~~ \$4,555;
- (3) for school year 2020-2021, ~~\$5,222~~ \$4,750;
- (4) for school year 2021-2022, ~~\$5,384~~ \$4,945;
- (5) for school year 2022-2023, ~~\$5,545~~ \$5,140; and

(6) for school year 2023-2024, and each school year thereafter, the BASE aid shall be the BASE aid amount for the immediately preceding school year plus an amount equal to the average percentage increase in the consumer price index for all urban consumers in the midwest region as published by the bureau of labor statistics of the United States department of labor during the three immediately preceding school years rounded to the nearest whole dollar amount.

(f) "Bilingual weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5150, and amendments thereto, on the basis of costs attributable to the maintenance of bilingual educational programs by

such school districts.

(g) "Board" means the board of education of a school district.

(h) "Budget per student" means the general fund budget of a school district divided by the enrollment of the school district.

(i) "Categorical fund" means and includes the following funds of a school district: Adult education fund; adult supplementary education fund; at-risk education fund; bilingual education fund; career and postsecondary education fund; driver training fund; educational excellence grant program fund; extraordinary school program fund; food service fund; parent education program fund; preschool-aged at-risk education fund; professional development fund; special education fund; and summer program fund.

(j) "Cost-of-living weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5159, and amendments thereto, on the basis of costs attributable to the cost of living in such school districts.

(k) "Current school year" means the school year during which state foundation aid is determined by the state board under K.S.A. 2017 Supp. 72-5134, and amendments thereto.

(l) "Enrollment" means:

(1) The number of students regularly enrolled in kindergarten and grades one through 12 in the school district on September 20 of the preceding school year plus the number of preschool-aged at-risk students regularly enrolled in the school district on September 20 of the current school year, except a student who is a foreign exchange student shall not be counted unless such student is regularly enrolled in the school district on September 20 and attending kindergarten or any of the grades one through 12 maintained by the school district for at least one semester or two quarters, or the equivalent thereof.

(2) If the enrollment in a school district in the preceding school year has decreased from enrollment in the second preceding school year, the enrollment of the school district in the current school year means the sum of:

(A) The enrollment in the second preceding school year, excluding students under paragraph (2)(B), minus enrollment in the preceding school year of preschool-aged at-risk students, if any, plus enrollment in the current school year of preschool-aged at-risk students, if any; and

(B) the adjusted enrollment in the second preceding school year of any students participating in the tax credit for low income students scholarship program pursuant to K.S.A. 2017 Supp. 72-4351 et seq., and amendments thereto, in the preceding school year, if any, plus the adjusted enrollment in the preceding school year of preschool-aged at-risk students who are participating in the tax credit for low income students scholarship program pursuant to K.S.A. 2017 Supp. 72-4351 et seq., and amendments thereto, in the current school year, if any.

(3) For any school district that has a military student, as that term is defined in K.S.A. 2017 Supp. 72-5139, and amendments thereto, enrolled in such district, and that received federal impact aid for the preceding school year, if the enrollment in such school district in the preceding school year has decreased from enrollment in the second preceding school year, the enrollment of the school district in the current school year means whichever is the greater of:

(A) The enrollment determined under paragraph (2); or

(B) the sum of the enrollment in the preceding school year of preschool-aged at-

risk students, if any, and the arithmetic mean of the sum of:

(i) The enrollment of the school district in the preceding school year minus the enrollment in such school year of preschool-aged at-risk students, if any;

(ii) the enrollment in the second preceding school year minus the enrollment in such school year of preschool-aged at-risk students, if any; and

(iii) the enrollment in the third preceding school year minus the enrollment in such school year of preschool-aged at-risk students, if any.

(4) The enrollment determined under paragraph (1), (2) or (3), except if the school district begins to offer kindergarten on a full-time basis in such school year, students regularly enrolled in kindergarten in the school district in the preceding school year shall be counted as one student regardless of actual attendance during such preceding school year.

(m) "February 20" has its usual meaning, except that in any year in which February 20 is not a day on which school is maintained, it means the first day after February 20 on which school is maintained.

(n) "Federal impact aid" means an amount equal to the federally qualified percentage of the amount of moneys a school district receives in the current school year under the provisions of title I of public law 874 and congressional appropriations therefor, excluding amounts received for assistance in cases of major disaster and amounts received under the low-rent housing program. The amount of federal impact aid shall be determined by the state board in accordance with terms and conditions imposed under the provisions of the public law and rules and regulations thereunder.

(o) "General fund" means the fund of a school district from which operating expenses are paid and in which is deposited all amounts of state foundation aid provided under this act, payments under K.S.A. 2017 Supp. 72-528, and amendments thereto, payments of federal funds made available under the provisions of title I of public law 874, except amounts received for assistance in cases of major disaster and amounts received under the low-rent housing program and such other moneys as are provided by law.

(p) "General fund budget" means the amount budgeted for operating expenses in the general fund of a school district.

(q) "High-density at-risk student weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5151(b), and amendments thereto, on the basis of costs attributable to the maintenance of at-risk educational programs by such school districts.

(r) "High enrollment weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5149(b), and amendments thereto, on the basis of costs attributable to maintenance of educational programs by such school districts.

(s) "Juvenile detention facility" means the same as such term is defined in K.S.A. 2017 Supp. 72-1173, and amendments thereto.

(t) "Local foundation aid" means the sum of the following amounts:

(1) ~~The amount of the proceeds from the tax levied under the authority of K.S.A. 2017 Supp. 72-5147, and amendments thereto, that is levied to finance that portion of the school district's local option budget that is required pursuant to K.S.A. 2017 Supp. 72-5143(a), and amendments thereto, and not financed from any other source provided by law;~~

~~(2)~~ an amount equal to that portion of the school district's supplemental state aid determined pursuant to K.S.A. 2017 Supp. 72-5145, and amendments thereto, to equalize that portion of the school district's local option budget that is required pursuant to K.S.A. 2017 Supp. 72-5143(a), and amendments thereto, and not financed from any other source provided by law;

~~(3)~~ An amount equal to any unexpended and unencumbered balance remaining in the general fund of the school district, except moneys received by the school district and authorized to be expended for the purposes specified in K.S.A. 2017 Supp. 72-5168, and amendments thereto;

~~(4)~~(2) an amount equal to any remaining proceeds from taxes levied under authority of K.S.A. 72-7056 and 72-7072, and amendments thereto, prior to their repeal;

~~(5)~~(3) an amount equal to the amount deposited in the general fund in the current school year from moneys received in such school year by the school district under the provisions of K.S.A. 2017 Supp. 72-3123(a), and amendments thereto;

~~(6)~~(4) an amount equal to the amount deposited in the general fund in the current school year from moneys received in such school year by the school district pursuant to contracts made and entered into under authority of K.S.A. 2017 Supp. 72-3125, and amendments thereto;

~~(7)~~(5) an amount equal to the amount credited to the general fund in the current school year from moneys distributed in such school year to the school district under the provisions of articles 17 and 34 of chapter 12 of the Kansas Statutes Annotated, and amendments thereto, and under the provisions of articles 42 and 51 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto;

~~(8)~~(6) an amount equal to the amount of payments received by the school district under the provisions of K.S.A. 2017 Supp. 72-3423, and amendments thereto;

~~(9)~~(7) an amount equal to the amount of any grant received by the school district under the provisions of K.S.A. 2017 Supp. 72-3425, and amendments thereto; and

~~(10)~~(8) an amount equal to 70% of the federal impact aid of the school district.

(u) "Low enrollment weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5149(a), and amendments thereto, on the basis of costs attributable to maintenance of educational programs by such school districts.

(v) "Operating expenses" means the total expenditures and lawful transfers from the general fund of a school district during a school year for all purposes, except expenditures for the purposes specified in K.S.A. 2017 Supp. 72-5168, and amendments thereto.

(w) "Preceding school year" means the school year immediately before the current school year.

(x) "Preschool-aged at-risk student" means an at-risk student who has attained the age of three years, is under the age of eligibility for attendance at kindergarten, and has been selected by the state board in accordance with guidelines governing the selection of students for participation in head start programs.

(y) "Preschool-aged exceptional children" means exceptional children, except gifted children, who have attained the age of three years but are under the age of eligibility for attendance at kindergarten. The terms "exceptional children" and "gifted children" have the same meaning as those terms are defined in K.S.A. 2017 Supp. 72-3404, and amendments thereto.

(z) "Psychiatric residential treatment facility" means the same as such term is defined in K.S.A. 2017 Supp. 72-1173, and amendments thereto.

(aa) "School district" means a school district organized under the laws of this state that is maintaining public school for a school term in accordance with the provisions of K.S.A. 2017 Supp. 72-3115, and amendments thereto.

(bb) "School facilities weighting" means an ~~added~~ addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5156, and amendments thereto, on the basis of costs attributable to commencing operation of one or more new school facilities by such school districts.

(cc) "School year" means the 12-month period ending June 30.

(dd) "September 20" has its usual meaning, except that in any year in which September 20 is not a day on which school is maintained, it means the first day after September 20 on which school is maintained.

(ee) "Special education and related services weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5157, and amendments thereto, on the basis of costs attributable to the maintenance of special education and related services by such school districts.

(ff) "State board" means the state board of education.

(gg) "State foundation aid" means the amount of aid distributed to a school district as determined by the state board pursuant to K.S.A. 2017 Supp. 72-5134, and amendments thereto.

(hh) (1) "Student" means any person who is regularly enrolled in a school district and attending kindergarten or any of the grades one through 12 maintained by the school district or who is regularly enrolled in a school district and attending kindergarten or any of the grades one through 12 in another school district in accordance with an agreement entered into under authority of K.S.A. 2017 Supp. 72-13,101, and amendments thereto, or who is regularly enrolled in a school district and attending special education services provided for preschool-aged exceptional children by the school district.

(2) (A) Except as otherwise provided in this subsection, the following shall be counted as one student:

(i) A student in attendance full-time; and

(ii) a student enrolled in a school district and attending special education and related services, provided for by the school district.

(B) The following shall be counted as $\frac{1}{2}$ student:

(i) A student enrolled in a school district and attending special education and related services for preschool-aged exceptional children provided for by the school district; and

(ii) a preschool-aged at-risk student enrolled in a school district and receiving services under an approved at-risk student assistance plan maintained by the school district.

(C) A student in attendance part-time shall be counted as that proportion of one student (to the nearest $\frac{1}{10}$) that the student's attendance bears to full-time attendance.

(D) A student enrolled in and attending an institution of postsecondary education that is authorized under the laws of this state to award academic degrees shall be counted as one student if the student's postsecondary education enrollment and attendance together with the student's attendance in either of the grades 11 or 12 is at

least $\frac{5}{6}$ time, otherwise the student shall be counted as that proportion of one student (to the nearest $\frac{1}{10}$) that the total time of the student's postsecondary education attendance and attendance in grades 11 or 12, as applicable, bears to full-time attendance.

(E) A student enrolled in and attending a technical college, a career technical education program of a community college or other approved career technical education program shall be counted as one student, if the student's career technical education attendance together with the student's attendance in any of grades nine through 12 is at least $\frac{5}{6}$ time, otherwise the student shall be counted as that proportion of one student (to the nearest $\frac{1}{10}$) that the total time of the student's career technical education attendance and attendance in any of grades nine through 12 bears to full-time attendance.

(F) A student enrolled in a school district and attending a non-virtual school and also attending a virtual school shall be counted as that proportion of one student (to the nearest $\frac{1}{10}$) that the student's attendance at the non-virtual school bears to full-time attendance.

(G) A student enrolled in a school district and attending special education and related services provided for by the school district and also attending a virtual school shall be counted as that proportion of one student (to the nearest $\frac{1}{10}$) that the student's attendance at the non-virtual school bears to full-time attendance.

(H) (i) Except as provided in clause (ii), a student enrolled in a school district who is not a resident of Kansas shall be counted as follows:

- (a) For school year 2018-2019, one student;
- (b) for school years 2019-2020 and 2020-2021, $\frac{3}{4}$ of a student; and
- (c) for school year 2021-2022 and each school year thereafter, $\frac{1}{2}$ of a student.

(ii) This subparagraph (H) shall not apply to:

(a) A student whose parent or legal guardian is an employee of the school district where such student is enrolled; or

(b) a student who attended public school in Kansas during school year 2016-2017 and who attended public school in Kansas during the immediately preceding school year.

(3) The following shall not be counted as a student:

(A) An individual residing at the Flint Hills job corps center;

(B) except as provided in paragraph (2), an individual confined in and receiving educational services provided for by a school district at a juvenile detention facility; and

(C) an individual enrolled in a school district but housed, maintained and receiving educational services at a state institution or a psychiatric residential treatment facility.

(4) A student enrolled in virtual school pursuant to K.S.A. 72-3711 et seq., and amendments thereto, shall be counted in accordance with the provisions of K.S.A. 2017 Supp. 72-3715, and amendments thereto.

(ii) "Total foundation aid" means an amount equal to the product obtained by multiplying the BASE aid by the adjusted enrollment of a school district.

(jj) "Transportation weighting" means an addend component assigned to the enrollment of school districts pursuant to K.S.A. 2017 Supp. 72-5148, and amendments thereto, on the basis of costs attributable to the provision or furnishing of transportation.

(kk) "Virtual school" means the same as such term is defined in K.S.A. 2017 Supp. 72-3712, and amendments thereto.

Sec. 8. K.S.A. 2017 Supp. 72-5143, as amended by section 4 of 2018 Substitute for Senate Bill No. 423, is hereby amended to read as follows: 72-5143. (a) In each school

year, the board of education of a school district ~~shall~~ may adopt, by resolution, a local option budget ~~equal to 15% of the school district's total foundation aid that does not exceed the state prescribed percentage.~~

(b) ~~If Subject to the limitations of subsection (a), in each school year, the board of education of a school district desires local option budget authority above the amount required under subsection (a), the board~~ may adopt, by resolution, a local option budget in an amount that does not exceed ~~27.5% of the school district's total foundation aid the statewide average for the preceding school year as determined by the state board pursuant to subsection (j).~~ The adoption of a resolution pursuant to this section shall require a majority vote of the members of the board. Such resolution shall be effective upon adoption and shall require no other procedure, authorization or approval.

(c) If the board of a school district desires local option budget authority above the amount authorized under subsection (b), the board may adopt, by resolution, such budget in an amount not to exceed the state prescribed percentage. The adoption of a resolution pursuant to this subsection shall require a majority vote of the members of the board. The resolution shall be published at least once in a newspaper having general circulation in the school district. The resolution shall be published in substantial compliance with the following form:

Unified School District No. _____, _____ County, Kansas.

RESOLUTION

Be It Resolved that:

The board of education of the above-named school district shall be authorized to adopt a local option budget in each school year in an amount not to exceed ____% of the amount of total foundation aid. The local option budget authorized by this resolution may be adopted, unless a petition in opposition to the same, signed by not less than 10% of the qualified electors of the school district, is filed with the county election officer of the home county of the school district within 40 days after publication of this resolution. If a petition is filed, the county election officer shall submit the question of whether adoption of the local option budget shall be authorized to the electors of the school district at an election called for the purpose or at the next general election, as is specified by the board of education of the school district.

CERTIFICATE

This is to certify that the above resolution was duly adopted by the board of education of unified school district No. _____, _____ County, Kansas, on the ____ day of _____, ____.

Clerk of the board of education.

All of the blanks in the resolution shall be filled appropriately. If a sufficient petition is not filed, the board may adopt a local option budget. If a sufficient petition is filed, the board may notify the county election officer of the date of an election to be held to submit the question of whether adoption of a local option budget shall be authorized. Any such election shall be noticed, called and held in the manner provided by K.S.A. 10-120, and amendments thereto. If the board fails to notify the county election officer within 30 days after a sufficient petition is filed, the resolution shall be deemed abandoned and no like resolution shall be adopted by the board within the nine months following publication of the resolution.

(d) Unless specifically stated otherwise in the resolution, the authority to adopt a local option budget shall be continuous and permanent. The board of any school district that is authorized to adopt a local option budget may choose not to adopt such a budget or may adopt a budget in an amount less than the amount authorized. If the board of any school district whose authority to adopt a local option budget is not continuous and permanent refrains from adopting a local option budget, the authority of such school district to adopt a local option budget shall not be extended by such refrainment beyond the period specified in the resolution authorizing adoption of such budget.

(e) The board of any school district may initiate procedures to renew or increase the authority to adopt a local option budget at any time during a school year after the tax levied pursuant to K.S.A. 2017 Supp. 72-5147, and amendments thereto, is certified to the county clerk under any existing authorization.

(f) (1) Except as provided in paragraph (2), the board of any school district authorized to adopt a local option budget prior to July 1, 2017, under a resolution that authorized the adoption of such budget in accordance with the provisions of K.S.A. 2017 Supp. 72-6471, prior to July 1, 2017, may continue to operate under such resolution for the period of time specified in the resolution ~~if such resolution adopted a local option budget equal to or greater than the amount required in subsection (a);~~ or may abandon the resolution and operate under the provisions of this section. Any such school district shall operate under the provisions of this section after the period of time specified in any previously adopted resolution has expired.

(2) Any resolution adopted prior to July 1, 2017, pursuant to K.S.A. 72-6433(e)(2), prior to its repeal, that authorized the adoption of a local option budget and that was not subsequently submitted to and approved by a majority of the qualified electors of the school district voting at an election called and held thereon shall expire on June 30, 2018, and shall have no force and effect during school year 2018-2019 or any subsequent school year.

(g) Any resolution adopted pursuant to this section may revoke or repeal any resolution previously adopted by the board. If the resolution does not revoke or repeal previously adopted resolutions, all resolutions that are in effect shall expire on the same date. The maximum amount of the local option budget of a school district under all resolutions in effect shall not exceed the state prescribed percentage in any school year.

(h) For school year 2019-2020 and each school year thereafter, the board of any school district that desires to increase its local option budget authority for the immediately succeeding school year shall submit written notice of such intent to the state board by April 1 of the current school year. Such notice shall include the local option budget authority, expressed as a percentage of the school district's total foundation aid, to be adopted for the immediately succeeding school year. The board of a school district shall not adopt a local option budget in excess of the authority stated in a notice submitted pursuant to this subsection.

(i) (1) There is hereby established in each school district that adopts a local option budget a supplemental general fund, which shall consist of all amounts deposited therein or credited thereto according to law.

(2) (A) Of the moneys deposited in or otherwise credited to the supplemental general fund of a school district pursuant to K.S.A. 2017 Supp. 72-5147, and amendments thereto, an amount that is proportional to that amount of such school district's total foundation aid attributable to the at-risk student weighting as compared to

such district's total foundation aid shall be transferred to the at-risk education fund of such school district and shall be expended in accordance with K.S.A. 2017 Supp. 72-5153, and amendments thereto.

(B) Of the moneys deposited in or otherwise credited to the supplemental general fund of a school district pursuant to K.S.A. 2017 Supp. 72-5147, and amendments thereto, an amount that is proportional to that amount of such school district's total foundation aid attributable to the bilingual weighting as compared to such district's total foundation aid shall be transferred to the bilingual education fund of such school district and shall be expended in accordance with K.S.A. 2017 Supp. 72-3613, and amendments thereto.

(3) Subject to the limitations imposed under paragraph (4), amounts in the supplemental general fund may be expended for any purpose for which expenditures from the general fund are authorized or may be transferred to any categorical fund of the school district. Amounts in the supplemental general fund attributable to any percentage over 25% of total foundation aid determined for the current school year may be transferred to the capital improvements fund of the school district and the capital outlay fund of the school district if such transfers are specified in the resolution authorizing the adoption of a local option budget in excess of 25%.

(4) Amounts in the supplemental general fund may not be expended for the purpose of making payments under any lease-purchase agreement involving the acquisition of land or buildings that is entered into pursuant to the provisions of K.S.A. 2017 Supp. 72-1149, and amendments thereto.

(5) (A) Except as provided in subparagraph (B), any unexpended moneys remaining in the supplemental general fund of a school district at the conclusion of any school year in which a local option budget is adopted shall be maintained in such fund.

(B) If the school district received supplemental state aid in the school year, the state board shall determine the ratio of the amount of supplemental general state aid received to the amount of the local option budget of the school district for the school year and multiply the total amount of the unexpended moneys remaining by such ratio. An amount equal to the amount of the product shall be transferred to the general fund of the school district or remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of any such remittance, the state treasurer shall deposit the same in the state treasury to the credit of the state school district finance fund.

(j) Each year, the state board shall determine the statewide average percentage of local option budgets legally adopted by school districts for the preceding school year.

(k) The provisions of this section shall be subject to the provisions of K.S.A. 2017 Supp. 72-5144 section 6, and amendments thereto.

~~(k)(1)~~ (l) As used in this section:

(1) "Authorized to adopt a local option budget" means that a school district has adopted a resolution pursuant to subsection (c).

(2) "State prescribed percentage" means ~~30.5%~~ 33% of the total foundation aid of the school district in the current school year.

(3) ~~For purposes of determining the school district's local option budget under subsections (a), (b) and (c), "Total foundation aid" means the same as such term is defined in K.S.A. 2017 Supp. 72-5132, and amendments thereto, except the state aid for special education and related services shall be divided by an amount equal to 85% of~~

the BASE aid amount, and the resulting quotient shall be used in determining the school district's total foundation aid.

Sec. 9. K.S.A. 2017 Supp. 72-5461, as amended by section 16 of 2018 Substitute for Senate Bill No. 423, is hereby amended to read as follows: 72-5461. (a) Upon receiving an application under K.S.A. 2017 Supp. 72-5460, and amendments thereto, the state board of education shall review the application and examine the evidence furnished in support of the application.

~~(b)(1) Commencing in school year 2017-2018, the state board of education shall not approve any application submitted during the current school year if such approval would result in the aggregate amount of all general obligation bonds approved by the state board for such school year exceeding the aggregate principal amount of all general obligation bonds retired in the immediately preceding school year adjusted for inflation pursuant to paragraph (4). For any application submitted during the current school year in excess of \$175,000,000, the state board shall apply only an amount of \$175,000,000 of such application when determining whether the aggregate principal amount of all general obligation bonds retired in the immediately preceding school year has been exceeded. In determining whether to approve an application, the state board shall prioritize applications in accordance with the priorities set forth as follows in order of highest priority to lowest priority:~~

~~(A) Safety of the current facility and disability access to such facility as demonstrated by a state fire marshal report, an inspection under the Americans with disabilities act, 42 U.S.C. § 12101 et seq., or other similar evaluation;~~

~~(B) enrollment growth and imminent overcrowding as demonstrated by successive increases in enrollment of the school district in the immediately preceding three school years;~~

~~(C) impact on the delivery of educational services as demonstrated by restrictive inflexible design or limitations on installation of technology; and~~

~~(D) energy usage and other operational inefficiencies as demonstrated by a district-wide energy usage analysis, district-wide architectural analysis or other similar evaluation.~~

~~(2) The state board shall not consider a school district's eligibility for capital improvement state aid, or the amount of capital improvement state aid a school district would be eligible to receive, in determining whether to approve such district's application.~~

~~(3) The provisions of subsection (b)(1) shall not apply to school districts that have not issued any general obligation bonds in the 25 years prior to the current school year.~~

~~(4) The state board shall adjust the aggregate principal amount of all general obligation bonds retired in the immediately preceding school year by adding an amount equal to the five-year compounded percentage increase in the producer price index-industry data for new school building construction as published by the bureau of labor statistics of the United States department of labor for the five immediately preceding school years.~~

~~(e) After reviewing the application and examining the supportive evidence, the state board of education shall issue an order either granting or denying the application. If the application is approved, the applicant board of education shall request the county election officer to hold an election to vote upon the question of issuing the increased amount of bonds in the manner provided by law.~~

~~(d) Any application that is denied pursuant to subsection (b) may be tentatively approved by the state board of education for the immediately succeeding school year. The amount of general obligation bonds approved in any such application shall be counted first towards the aggregate amount of all general obligation bonds approved by the state board for such school year.~~

~~(e) Commencing in school year 2017-2018, the state board of education shall determine the aggregate principal amount of general obligation bonds retired in the immediately preceding school year.~~

~~(f) The provisions of subsections (b), (d) and (e) shall expire on June 30, 2022.~~

Sec. 10. K.S.A. 2017 Supp. 72-5132, as amended by section 2 of 2018 Substitute for Senate Bill No. 423, 72-5143, as amended by section 4 of 2018 Substitute for Senate Bill No. 423, and 72-5461, as amended by section 16 of 2018 Substitute for Senate Bill No. 423, are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the semicolon by inserting "school district bonding authority; making and concerning appropriations for the fiscal years ending June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, and June 30, 2023, for the department of education;"; in line 4, by striking "and"; in line 5, after the comma by inserting "and 72-5461, as amended by section 16 of 2018 Substitute for Senate Bill No. 423,"

On roll call, the vote was: Yeas 42; Nays 78; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Ballard, Bishop, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Finney, Gartner, Good, Helgerson, Henderson, Highberger, Hodge, Holscher, Horn, Koesten, Kuether, Lusk, Lusker, Miller, Murnan, Neighbor, Ousley, Parker, Phelps, Pittman, Probst, Rooker, Ruiz, Sawyer, Stogsdill, Thimesch, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Awerkamp, Baker, Becker, Bergquist, Blex, Brim, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Landwehr, Lewis, Markley, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Aurand, Barker, Burroughs, Frownfelter, Ohaebosim.

The motion of Rep. Stogsdill to amend did not prevail.

Also, on motion of Rep. Carlin to amend **H Sub for SB 61**, the motion did not prevail.

Also, on motion of Rep. Pittman to amend **H Sub for SB 61**, the motion did not prevail.

Also, on motion of Rep. Ousley to amend **H Sub for SB 61**, the motion did not prevail.

Also, on motion of Rep. Williams to amend **H Sub for SB 61**, Rep. Patton 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. Rooker to amend **H Sub for SB 61**, on page 12, in line 23, by striking all after "(2)"; by striking all in lines 24 through 38; in line 39, by striking "(3)"; also in line 39, by striking "(4)" and inserting "(3)"; And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly

On roll call, the vote was: Yeas 54; Nays 64; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Alford, Ballard, Bishop, Brim, Carlin, Carmichael, Clayton, Cox, Crum, S., Curtis, Deere, Dierks, Dietrich, Elliott, Finney, Gallagher, Gartner, Good, Helgerson, Henderson, Hibbard, Highberger, Hodge, Holscher, Horn, Judd-Jenkins, Kessinger, Koesten, Kuether, Lusk, Lusker, Markley, Miller, Murnan, Neighbor, Ousley, Parker, Phelps, Pittman, Probst, Rooker, Ruiz, Sawyer, Sloan, Stogsdill, S. Swanson, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Nays: Arnberger, Awerkamp, Baker, Becker, Bergquist, Blex, Burris, B. Carpenter, Claeys, Clark, Corbet, E. Davis, Delperdang, Dove, Ellis, Eplee, Esau, Finch, Francis, Garber, Hawkins, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Karleskint, Kelly, Landwehr, Lewis, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Aurand, Barker, Burroughs, Concannon, Frownfelter, Ohaebosim, Proehl.

The motion of Rep. Rooker to amend did not prevail; and **H Sub for SB 61** be passed.

Committee report to **SB 415** be adopted.

On motion of Rep. Hodge to amend **SB 415**, Rep. Schroeder requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. Whitmer to amend **SB 415**, Rep. Ward requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on further motion of Rep. Whitmer to amend **SB 415**, Rep. Ward requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. Becker, **SB 415** be amended on page 3, in line 29, by striking all after "effect"; in line 30, by striking all before "if" ;and the bill be passed as amended.

INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Hineman pursuant to House Rule 2311, **SB 61** and **SB 415** were advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

H Sub for SB 61, AN ACT concerning education; relating to the Kansas school equity and enhancement act; BASE aid amounts; school district local option budgets; amending K.S.A. 2017 Supp. 72-5132, as amended by section 2 of 2018 Substitute for Senate Bill No. 423, and 72-5143, as amended by section 4 of 2018 Substitute for Senate Bill No. 423, and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 92; Nays 27; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Alford, Arnberger, Baker, Ballard, Becker, Bishop, Brim, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Finch, Finney, Francis, Gallagher, Gartner, Good, Hawkins, Helgeson, Henderson, Hibbard, Highberger, Hineman, Hodge, Holscher, Horn, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Stogsdill, S. Swanson, Tarwater, Thompson, Trimmer, Victors, Ward, Waymaster, Weigel, Wheeler, Whipple, Winn, Wolfe Moore.

Nays: Averkamp, Bergquist, Blex, Burris, B. Carpenter, Corbet, Delperdang, Esau, Garber, Highland, Hoffman, Houser, Humphries, Jacobs, K. Jones, Mason, Osterman, R. Powell, Schwab, Smith, E., Sutton, Thimesch, Trimboli, Vickrey, Weber, C., Whitmer, K. Williams.

Present but not voting: None.

Absent or not voting: Aurand, Barker, Burroughs, Frownfelter, Huebert, Ohaebosim.

The substitute bill passed.

EXPLANATIONS OF VOTE

MR. SPEAKER: We vote No on **SB 61**. This bill is anything but a fix. A fix implies a mere technical correction of an unintentional error in drafting. Instead, **SB 61** undermines the integrity of the process by attempting to pass off a complete reversal of clear legislative intent in **SB 423**, passed less than one month ago by this very legislature, as a “fix.” In this case, the fix is what's broken. This is not a good way to legislate, and it should be rejected. — JOHN WHITMER, CHUCK WEBER, LESLIE OSTERMAN, FRANK TRIMBOLI, BLAKE CARPENTER, EMIL BERGQUIST, LEO G. DELPERDANG, RANDY GARBER, KYLE HOFFMAN, DOUG BLEX, TREVOR JACOBS, FRANCIS AWERKAMP, MICHAEL HOUSER, BILL SUTTON, RANDY POWELL, ERIC L. SMITH, JESSE BURRIS, SUSAN HUMPHRIES, RON HIGHLAND, KEITH ESAU

SB 415, AN ACT concerning the Kansas state fair; relating to state sales tax revenues collected on the Kansas state fairgrounds; deposit of revenues in state fair capital improvements fund; amending K.S.A. 2017 Supp. 2-223 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 2; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Alford, Arnberger, Averkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton,

Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Helgerson, Rafie.

Present but not voting: None.

Absent or not voting: Aurand, Barker, Burroughs, Frownfelter, Huebert, Ohaebosim.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote "AYE" on **SB 415** notwithstanding the Representative from the 101st district speaking in favor of it. :) – VIC MILLER

REPORT ON ENGROSSED BILLS

S Sub for S Sub for HB 2386, HB 2476, HB 2542, Sub HB 2556 reported correctly engrossed April 26, 2018.

Sub HB 2365 reported correctly engrossed April 27, 2018.

HB 2583 reported correctly re-engrossed April 26, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Monday, April 30, 2018.

Journal of the House

SIXTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, April 30, 2018, 11:00 a.m.

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

The roll was called with 120 members present.

Reps. Aurand, Barker, Burroughs, Deere and Holscher were excused on excused absence by the Speaker.

Excused later: Reps. Davis and Landwehr.

Present later: Reps. Holscher and Landwehr.

Prayer by Chaplain Brubaker:

Heavenly Father,
It is with a grateful heart,
that we begin this day and week
inviting You to be with us.
None of us can be our best without Your wisdom.
You ask for a broken and contrite heart,
and only when we come to that place,
will You give us direction and wisdom
in our deliberation and decision-making.
As the seriousness of the issues
that still need to be determined crowd in upon us,
give each one courage, discipline and determination
to work together to bring success...
not so much success in our eyes,
but success for those in this great state
who depend upon us to make wise judgments.
In Your Son's Name, I pray,
Amen.

The Pledge of Allegiance was led by Rep. Gallagher.

INTRODUCTION OF GUESTS

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

How many of you, or your children, have ever attended a Heart of American Sports Camp in Salina?

How many of you have ever played Pop-A-Shot, the electronic arcade basketball game?

If you have, you have been touched by a couple of the accomplishments of the legendary, Coach Ken Cochran.

My very best friend growing up was Susan Cochran. We were referred to as “the Susans” and were inseparable. I spent lots of time in the Cochran home, and I knew her father as the fun dad with the big personality who teased me relentlessly. I also knew he was the very successful coach of the Marymount Spartans basketball team, who was notoriously tough on the court, but held a deep affection for his players.

Coach Cochran passed away in December. He lived hard and played hard and his 84-year-old heart just couldn't go anymore. I want to share with you the extraordinary life of Ken Cochran. Susan lives in Chicago and can't be here today. I have with me Coach Cochran's granddaughter, June Wiley (who just happens to be a classmate of my son in vet school.) I've also asked the Salina Representatives to join us at the well.

Coach Cochran was born in Pratt, although he grew up in Joplin, Missouri. He was a multi-sport athlete, excelling at baseball. He was the starting catcher for the United States Olympic team in 1956 when it was an exhibition sport. After several years coaching high school sports, the Cochrans moved to Salina where he became one of the winningest small college coaches in Kansas. He coached both baseball and basketball at Kansas Wesleyan, but it was at the new basketball program at Marymount College where he found big success, posting a 106-game winning streak at one point. He built them into a national powerhouse, even hosting the Russian Olympic team while on their 1975 United States tour. The Russians won 78-75.

He was one of the first Midwestern coaches to recruit aggressively on the East Coast. He brought many young men to Kansas where he didn't just teach them basketball, but how to live life. I recall many evenings in their family room with players doing homework, sharing a meal, or just hanging out.

Ken Cochran was inducted into six halls of fame – NAIA, Kansas Sports, Kansas Basketball Coaches Association, Kansas Wesleyan, Graceland College and Joplin, MO.

It was while at Marymount that Coach Cochran started the Heart of American Sports Camps. He estimated 90,000 kids went through his camp. After 40 years with the HOA Camps, he sold the business, which still exists today. During my summers at home from college I occasionally helped with concessions at the camps. One evening, we were sitting in the balcony overlooking the gym during his motivational speech. I happened to be talking to someone else (in other words, not listening) when Susan nudged me and said “Dad just introduced you. Stand up and wave.” I stood up and waved at the 300 cheering teenage boys. When I sat down, I asked “what was that about?” It was then that Susan, dying laughing, told me he had just introduced me as Miss Kansas. My husband and I met Ken, Peggy and Susan for dinner at Brookville a couple years ago. He still called me Miss Kansas!

In 1981, while recovering from his first heart attack, Cochran realized he would have to give up coaching. It was while lying in the hospital bed that he came up with the idea for Pop-A-Shot. The electronic basketball games were manufactured in Salina, distributed throughout the country, and became a global phenomenon. He was fond of saying, “I've put more basketballs into people's hands than anyone other than James Naismith.”

Coach Cochran accomplished many things in his full life, but perhaps his biggest accomplishment was that of a humanitarian. He was loving and compassionate, keeping track of his players throughout life. Since his passing, the family has heard many stories of how he helped someone get a job or someone else through a tough situation. He was on the forefront of civil rights. He sent sports equipment to children in Africa. He raised money for Joplin after the tornado. Many, many things no one ever knew about. He truly had a heart of gold!

He was known for his sense of humor and was always cracking one-liners. Nearing the end of his life, Susan commented to him that he was going to a much more peaceful place. He said, "Yeah, until I get there!"

June, it is an honor for us to have you here to recognize the life of your grandfather. The certificate states "In memory of Ken Cochran for a legacy in athletics as an Olympian, a legendary Hall of Fame Coach, an entrepreneur, and respected humanitarian."

Rep. Concannon presented June Wiley a framed House certificate in honor of her grandfather's many achievements.

INTRODUCTION OF GUESTS

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

Today I stand before you to honor the Blue Valley Northwest High School 2018 6A State Championship Boys Basketball Team.

Rep. Markley introduced the following members of the team to the Floor. Coach Ed Fritz, Joe Pleasant, Sam Ward, Max Johnson, Andrew Lind, Christian Braun, Jack Chapman, Matt Chapman, Jack Hungerford, Andrew Davis and Nathan Burger.

The boys basketball program at Blue Valley Northwest, led by legendary coach Ed Fritz, is one of the strongest in Kansas. The Huskies have 7 Eastern Kansas League Conference titles. They are four-time state champions winning back to back championships twice. The first were the 2013 and 2014 seasons and the next were the 2017 and 2018 seasons.

Coach Fritz has amassed over 600 wins in his career. He is currently in the Greater Kansas City Basketball Coaches Association Hall of Fame, and he has been recognized as coach of the year several years, most recently in 2018 by 'USA Today' and 'Sports in Kansas'.

The Huskies have had numerous players continue their basketball careers at the collegiate level. Last year, seven Huskies played for a college program. You may recognize the names of two of them: Clayton Custer and Ben Richardson. Clayton and Ben have played together under Coach Fritz since they were in second grade and recently led their University of Loyola-Chicago Ramblers to an appearance in the Final Four. Perhaps we have the next Clayton and Ben standing before us today.

My colleagues, please join me in acknowledging the hard work and accomplishments of these young men and congratulate them on a great winning season.

Rep. Markley presented coach Fritz and his team with a framed House certificate.

INTRODUCTION OF GUESTS

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

It is my pleasure to introduce Sierra Scott, who at 53 years of age, won the first national pageant she entered, and is now the reigning Ms. United States!

A Television News Anchor for more than 30 years, Sierra now hosts two TV shows; one called "Positively Kansas!" on KPTS, and another called "Your View" on COX cable-vision. Both shows focus on only the good things going on in the world. During her years as a TV news anchor she worked in five different cities across the United States, including Tampa, Florida, and Waco, Texas.

A documentary Sierra produced on "Darfur" premiered at the United Nations in Washington, D.C., and was screened at the Film Festival in Toronto.

Kansas Governor Sam Brownback appointed Sierra to serve a 4-year term on the Kansas Children's Cabinet. Sedgwick County Commissioners also appointed her to serve a 4-year term on the intellectual and Developmental Disabilities Advisory Board.

Sierra was a member of the prestigious "Leadership Kansas Class of 2008 and the "Leadership Wichita" class of 2009. Sierra was selected "State-Program Chairman" for the Leadership Kansas Class of 2011 and has served on the Board of Trustees ever since.

Sierra was also chosen a "Woman of the Year" candidate by the Leukemia and Lymphoma Society and was also named "Outstanding Woman of the Year" by the Business and Professional Women.

Sierra has been featured on several national talk shows, has performed as an extra in movies, as a participant on television shows, and has been featured in an international magazine. She also performed in the cast of Broadway style shows.

Sierra currently serves on the Board of Directors for eight charities, including "The Wichita Grand Opera" and "The Wichita Symphony." She is a past board member of dozens of other charities, including "Dress for Success" and "Habitat for Humanity."

Sierra has won numerous broadcasting awards, including AP awards for "Best Feature" and "Best Newscast."

Sierra's first love is traveling. In just the past few years she has spent a week in each of 180 cities in 48 states, and 27 different countries, including Cuba, the Philippines, Dubai, China and Sudan.

In her spare time, of which there isn't much, Sierra loves to ride her mountain bike, read positive and spiritual books, and spend time on the lake with her friends and family.

Sierra graduated with a degree in Broadcast Journalism from Kansas State University in Manhattan, Kansas.

Rep. Landwehr presented Sierra with a framed House certificate in recognition of her accomplishments.

INTRODUCTION OF GUESTS

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

Colleagues, there is a lot of talk these days about immigrants, sanctuary cities and walls. I'm here today to remind my fellow Kansans that this great state, indeed this great

nation, is made up of generations of immigrants.

Therefore, it is my distinct honor and pleasure to introduce one of Leavenworth, Kansas' newest naturalized citizens. This is Mrs. Rachel Minnis, hailing from Shakespeare's hometown, Stratford-upon-Avon. She recently went through the rigorous steps to become a US citizen, and I'd encourage you to test your knowledge on the Constitution as she will know more now than many of us.

Mrs. Minnis is a productive citizen, owning and operating the Excellent Choice restaurant at 1000 N. 7th St, deep in the heart of the First City of Kansas. Here you can get some of the best deep fried catfish, this side of the Mississippi.

So I ask you to join me in recognizing the many faces of immigration and in welcoming Mrs. Rachel Minnis into our country as a one of our newest citizens.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Carlin, **HR 6061**, as follows, was introduced and adopted:

By Representative Carlin

HR 6061 -- A RESOLUTION designating April 29 through May 5, 2018, as Senior Corps Week at the Capitol.

WHEREAS, Service to others is central to how the United States, and specifically Kansas, meets and overcomes challenges and is also one of the hallmarks of our American character; and

WHEREAS, States are increasingly turning to national service and volunteerism as a cost-effective strategy to meet local needs; and

WHEREAS, Senior Corps expands economic opportunities by creating more sustainable and resilient communities; and

WHEREAS, Senior Corps is a unique public and private partnership that invests in community solutions and leverages non-federal resources to strengthen community impact and increase the return on taxpayer money; and

WHEREAS, Senior Corps participants demonstrate their commitment, dedication and patriotism by making extensive commitments to public service; and

WHEREAS, Senior Corps participants, including the Foster Grandparent Program, the Senior Grandparent Program and the Retired and Senior Volunteer Program (RSVP), address the most pressing challenges facing our communities. These programs educate students to do jobs of the 21st century, support veterans and military families, provide health services and help communities recover after natural disasters; and

WHEREAS, Between 2016 and 2017, the Corporation for National and Community Service committed more than \$3,852,165 to support Kansas Senior Corps programs through national service initiatives, while leveraging an additional \$1,332,260 in local resources to strengthen community impact, build local support and increase return on taxpayer dollars; and

WHEREAS, More than 4,267 Kansas Senior Corps participants serve in approximately 26 programs in more than 62 counties across Kansas, and record approximately 822,948 hours of service, bolstering the civic, neighborhood and faith-based organizations that are so vital to Kansas' economic and social well-being; and

WHEREAS, The Kansas Senior Corps directors, along with their local funders and the Corporation for National and Community Service, provide service programs across

Kansas that engage residents, improve lives and strengthen communities; and

WHEREAS, The Kansas legislature fully participates in Senior Corps Week, encourages residents to recognize the positive impact of volunteer service in Kansas and thanks those who serve and find ways to give back to their communities: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we designate April 29 through May 5, 2018, as Senior Corps Week at the Capitol and that we recognize and congratulate Kansas Senior Corps programs for their contributions to local communities; and

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

INTRODUCTION OF GUESTS

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

More than 3,900 seniors in Kansas contribute their time and talents in one of three Senior Corps programs. Foster Grandparents serve one-on-one as tutors and mentors to more than 7,100 young people who have special needs. Senior Companions help more than 490 homebound seniors and other adults maintain independence in their own homes. RSVP volunteers renovate homes, tutor and mentor youth, respond to natural disasters, provide transportation to medical appointments, serve our veterans and military, deliver meals, help at food pantries, offer free tax preparation services and provide other services through more than 740 groups across Kansas.

In a recent report, the Kansas Association of Senior Corps Directors reported an average of over one million hours in volunteer service is provided each year by Senior Corps Volunteers in these three programs.

Not only do our state and our communities benefit from Senior Corps Volunteers, but, over the past two decades there has been research that indicates volunteering provides individual health benefits, in addition to social ones, to the volunteers.

Today I have with me representatives from two of the three Senior Corps programs: Foster Grandparents – Willie Jones; RSVP Volunteers – Patricia Petty & Linda Doub; and Lori Bishop; Executive Director of the Flint Hills Volunteer Center/RSVP program and President of the Kansas Association of Senior Corps Directors.

At a time when fiscal restraint is a must, National Service is a wise investment of taxpayer dollars and is good for Kansans. Please join with me in thanking these Senior Corps Volunteers who represent these three programs that are truly making a difference in the state of Kansas.

CHANGE OF CONFEREES

Reps. Highland and Humphries are appointed to replace Reps. Barker and Highland as members of the conference committee on **HB 2280**.

On motion of Rep. Hineman, the House recessed until 11:45 a.m.

LATE MORNING SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 260, SB 261, H Sub for SB 336.**

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 260** 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 36, following line 6, by inserting:

"Sec. 39. K.S.A. 2017 Supp. 75-7209 is hereby amended to read as follows: 75-7209. (a) Whenever an agency proposes an information technology project, such agency shall prepare and submit 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.

(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.

(3) (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).

(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. 40. K.S.A. 2017 Supp. 12-5377, as amended by section 1 of 2018 House Bill No. 2435, is hereby amended to read as follows: 12-5377. (a) The receipts and disbursements of the LCPA shall be audited yearly by a licensed municipal accountant or certified public accountant.

(b) The LCPA may require an audit of any provider's books and records concerning the collection and remittance of fees pursuant to this act. The cost of any such audit shall be paid from the 911 state grant fund.

(c) (1) On or before December 31, 2018, and at least once every five years thereafter, the division of post audit shall conduct an audit of the 911 system to determine:-(1) (A) Whether the moneys received by PSAPs pursuant to this act are being used appropriately;-(2) (B) whether the amount of moneys collected pursuant to this act is adequate; and-(3) (C) the status of 911 service implementation. The auditor to conduct such audit shall be specified in accordance with K.S.A. 46-1122, and amendments thereto.

(2) The post auditor shall compute the reasonably anticipated cost of providing audits pursuant to this subsection, subject to review and approval by the contract audit committee established by K.S.A. 46-1120, and amendments thereto. Upon such approval, the 911 state grant fund shall reimburse the division of post audit shall be reimbursed from the 911 state grant fund for the amount approved by the contract audit committee. The audit report shall be submitted to the 911 coordinating council, the

LCPA, the house of representatives committee on energy, utilities and telecommunications and the senate committee on utilities.

(d)(1) On or before December 31, 2018, the division of post audit shall conduct an audit of the budget and expenditures of the 911 coordinating council. In conducting such audit, the division shall examine: (A) The annual expenses and financial needs, including personnel, of the council; (B) the total annual operating expenses of the council that are included in the 2.5% cap on expenditures pursuant to K.S.A. 2017 Supp.12-5364(i), and amendments thereto; (C) the current and projected contractual expenses of the council; (D) the expenditures and distribution of moneys from the 911 state grant fund by the council; and (E) whether the moneys expended by the council are being used pursuant to this act. The auditor, to conduct such audit, shall be specified in accordance with K.S.A. 46-1122, and amendments thereto.

(2) The post auditor shall compute the reasonably anticipated cost of providing the audit pursuant to this subsection, subject to review and approval by the contract audit committee established by K.S.A. 46-1120, and amendments thereto. Upon such approval, the division of post audit shall be reimbursed from the 911 state grant fund for the amount approved by the contract audit committee. The audit report shall be submitted to the 911 coordinating council, the house of representatives committee on energy, utilities and telecommunications and the senate committee on utilities.

(e) The legislature shall review this act at the regular 2014 legislative session and at the regular legislative session every five years thereafter."

And by renumbering sections accordingly;

Also on page 36, in line 9, after "Supp." by inserting "12-5377, as amended by section 1 of 2018 House Bill No. 2435,"; in line 10, after "75-5133" by inserting ", 75-7209";

On page 1, in the title, in line 1, by striking "audits of"; in line 5, after the semicolon by inserting "911 coordinating council certain audits; technology projects certain vendor restrictions,"; in line 7, after "Supp." by inserting "12-5377, as amended by section 1 of 2018 House Bill No. 2435,"; in line 8, after "75-5133" by inserting ", 75-7209";

And your committee on conference recommends the adoption of this report.

JOHN E. BARKER

RONALD L. HIGHLAND

LOUIS E. RUIZ

Conferees on part of House

BUD ESTES

ROB OLSON

OLETHA FAUST-GOUDEAU

Conferees on part of Senate

On motion of Rep. Hawkins, the conference committee report on **SB 260** was adopted.

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

Yeas: Alcala, Alford, Arnberger, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Delperdang, Dierks, Dietrich,

Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Aurand, Barker, Burroughs, Deere, Holscher, Landwehr.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 261** 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, following line 22, by inserting:

"Sec. 2. K.S.A. 2017 Supp. 23-2511 is hereby amended to read as follows: 23-2511. ~~(a)~~ Every person who performs a marriage ceremony under the provisions of this act shall endorse the person's certificate of the marriage on the license, give the duplicate copy of the license to the parties to the marriage and return the license, within 10 days after the marriage, to the judge or clerk of the district court who issued it. ~~The judge or clerk shall record the marriage on the marriage record in the office of the judge or clerk and shall forward, not later than the third day of the following month, to the secretary of health and environment the license and certificate of marriage, together with a statement of the names of the parties and the name and address of the person who performed the marriage ceremony.~~ Not later than the third day of the following month, the judge or clerk shall submit the information from the license to the vital statistics integrated information system maintained by the secretary of health and environment, or by other means as designated by the secretary and the judicial administrator.

~~(b) If no marriage license has been issued by the judge or clerk of the district court during a month, the judge or clerk shall promptly notify the secretary of health and environment to that effect on a form provided for that purpose.~~

Sec. 3. K.S.A. 2017 Supp. 50-6,109a is hereby amended to read as follows: 50-6,109a. (a) The attorney general is hereby given jurisdiction and authority over all matters involving the implementation, administration and enforcement of the provisions of the scrap metal theft reduction act including to:

(1) Employ or appoint agents as necessary to implement, administer and enforce the act;

(2) contract;

(3) expend funds;

- (4) license and discipline;
- (5) investigate;
- (6) issue subpoenas;
- (7) keep statistics; and
- (8) conduct education and outreach programs to promote compliance with the act.

(b) In accordance with the rules and regulations filing act, the attorney general is hereby authorized to adopt rules and regulations necessary to implement the provisions of the scrap metal theft reduction act.

(c) There is hereby established in the state treasury the scrap metal theft reduction fee fund to be administered by the attorney general. All moneys received by the attorney general from fees, charges or penalties collected under the provisions of the scrap metal theft reduction act shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, who shall deposit the entire amount thereof in the state treasury to the credit of the scrap metal theft reduction fee fund. All expenditures from such 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 attorney general or the attorney general's designee. All moneys credited to the scrap metal theft reduction fee fund shall be expended for the administration of the duties, functions and operating expenses incurred under the provisions of the scrap metal theft reduction act.

(d) (1) Before January 1, ~~2019~~ 2020, the attorney general shall establish and maintain a database which shall be a central repository for the information required to be provided under K.S.A. 2017 Supp. 50-6,110, and amendments thereto. The database shall be maintained for the purpose of providing information to law enforcement and for any other purpose deemed necessary by the attorney general to implement and enforce the provisions of the scrap metal theft reduction act.

(2) On or before February 1, 2019, the attorney general shall submit a report to the president of the senate, the speaker of the house of representatives and the standing committees on judiciary in the senate and the house of representatives on the progress achieved in establishing the database required by this subsection.

(e) The information required by K.S.A. 2017 Supp. 50-6,110, and amendments thereto, maintained in such database by the attorney general, or by any entity contracting with the attorney general, submitted to, maintained or stored as part of the system shall:

(1) Be confidential, shall only be used for investigatory, evidentiary or analysis purposes related to criminal violations of city, state or federal law and shall only be released to law enforcement in response to an official investigation or as permitted in subsection (d); and

(2) not be a public record and shall not be subject to the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto. The provisions of this subsection shall expire on July 1, 2020, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto.

Sec. 4. K.S.A. 2017 Supp. 50-6,109c is hereby amended to read as follows: 50-6,109c. (a) Any scrap metal dealer who violates any of the provisions of the scrap metal theft reduction act, in addition to any other penalty provided by law, may incur a civil penalty imposed pursuant to subsection (b) in an amount not less than \$100 nor more than \$5,000 for each violation.

(b) The attorney general, upon a finding that a scrap metal dealer or any employee or agent thereof or any person or entity required to be registered as a scrap metal dealer has violated any of the provisions of the scrap metal theft reduction act may impose a civil penalty as provided in this subsection upon such scrap metal dealer.

(c) A civil penalty shall not be imposed pursuant to this section except upon the written order of the attorney general to the scrap metal dealer who is responsible for the violation. Such order is a final order for purposes of judicial review and shall state the violation, the penalty to be imposed and the right of such dealer to appeal as provided in the Kansas judicial review act.

(d) This section shall be unenforceable and shall not apply from ~~the effective date of this act June 1, 2017,~~ to January 1, ~~2019~~ 2020.

Sec. 5. K.S.A. 2017 Supp. 50-6,110 is hereby amended to read as follows: 50-6,110. (a) It shall be unlawful for any person to sell any item or items of regulated scrap metal to a scrap metal dealer, or employee or agent of a dealer, in this state unless such person meets the requirements of this subsection.

(1) Such person shall present to such scrap metal dealer, or employee or agent of such dealer, at or before the time of sale, the following: The seller's name, address, sex, date of birth and the seller's driver's license, military identification card, passport or personal identification license. An official governmental document for a country other than the United States may be used to meet this requirement provided that a legible fingerprint is also obtained from the seller.

(2) Such person shall complete and sign the statement provided for in subsection (b)(10).

(b) Every scrap metal dealer shall keep a register in which the dealer, or employee or agent of the dealer, shall at the time of purchase or receipt of any item for which such information is required to be presented, cross-reference to previously received information, or accurately and legibly record at the time of sale the following information:

(1) The time, date and place of transaction;

(2) the seller's name, address, sex, date of birth and the identifying number from the seller's driver's license, military identification card, passport or personal identification license; the identifying number from an official governmental document for a country other than the United States may be used to meet this requirement provided that a legible fingerprint is also obtained from the seller;

(3) a copy of the identification card or document containing such identifying number. Failure to comply with the provisions of this paragraph between ~~the effective date of this act June 1, 2017,~~ and January 1, ~~2019~~ 2020, may result in an assessment of a civil penalty by the attorney general of not less than \$100 nor more than \$5,000 for each violation;

(4) the license number, color and style or make of any motor vehicle in which the junk vehicle or other regulated scrap metal property is delivered in a purchase transaction;

(5) a general description, made in accordance with the custom of the trade, of the predominant types of junk vehicle or other regulated scrap metal property purchased in the transaction;

(6) the weight, quantity or volume, made in accordance with the custom of the trade, of the regulated scrap metal property purchased;

(7) if a junk vehicle or vehicle part is being bought or sold, a description of the junk vehicle or vehicle part, including the make, model, color, vehicle identification number and serial number if applicable;

(8) the price paid for, traded for or dealt for in a transaction for the junk vehicle or other regulated scrap metal property;

(9) the full name of the individual acting on behalf of the regulated scrap metal dealer in making the purchase; and

(10) a signed statement from the seller indicating from where the property was obtained and that: (A) Each item is the seller's own personal property, is free of encumbrances and is not stolen; or (B) the seller is acting for the owner and has permission to sell each item. If the seller is not the owner, such statement shall include the name and address of the owner of the property.

(c) Every scrap metal dealer shall photograph the item or lot of items being sold at the time of purchase or receipt of any item for which such information is required to be presented. Such photographs shall be kept with the record of the transaction and the scrap metal dealer's register of information required by subsection (b). Failure to comply with the provisions of this subsection between ~~the effective date of this act June 1, 2017,~~ and January 1, ~~2019~~ 2020, may result in an assessment of a civil penalty by the attorney general of not less than \$100 nor more than \$5,000 for each violation.

(d) The scrap metal dealer's register of information required by subsection (b), including copies of identification cards and signed statements by sellers, and photographs required by subsection (c) may be kept in electronic format.

(e) Every scrap metal dealer shall forward the information required by this section to the database described in K.S.A. 2017 Supp. 50-6,109a, and amendments thereto.

(f) Notwithstanding any other provision to the contrary, this section shall not apply to transactions in which the seller is a:

- (1) Registered scrap metal dealer;
- (2) vehicle dealer licensed under chapter 8 of the Kansas Statutes Annotated, and amendments thereto; or
- (3) scrap metal dealer or vehicle dealer registered or licensed in another state.

(g) (1) Except as provided in subsection (g)(2), this section shall not apply to transactions in which the seller is known to the purchasing scrap metal dealer to be a licensed business that operates out of a fixed business location and that can reasonably be expected to generate regulated scrap metal.

(2) The attorney general may determine, by rules and regulations, which of the requirements of this section shall apply to transactions described in subsection (g)(1).

(h) The amendments made to subsection (e) by section 13 of chapter 96 of the 2015 Session Laws of Kansas shall be unenforceable and shall not apply from ~~the effective date of this act June 1, 2017,~~ to January 1, ~~2019~~ 2020.

Sec. 6. K.S.A. 2017 Supp. 50-6,111 is hereby amended to read as follows: 50-6,111. (a) It shall be unlawful for any such scrap metal dealer, or employee or agent of the dealer, to purchase any item or items of regulated scrap metal in a transaction for which K.S.A. 2017 Supp. 50-6,110, and amendments thereto, requires information to be presented by the seller, without demanding and receiving from the seller that information. Every scrap metal dealer shall file and maintain a record of information obtained in compliance with the requirements in K.S.A. 2017 Supp. 50-6,110, and amendments thereto. All records kept in accordance with the provisions of the scrap

metal theft reduction act shall be open at all times to law enforcement officers and shall be kept for two years. If the required information is maintained in electronic format, the scrap metal dealer shall provide a printout of the information to law enforcement officers upon request.

(b) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to purchase any junk vehicle in a transaction for which K.S.A. 2017 Supp. 50-6,110, and amendments thereto, requires information to be presented by the seller, without:

(1) Inspecting the vehicle offered for sale and recording the vehicle identification number; and

(2) obtaining an appropriate bill of sale issued by a governmentally operated vehicle impound facility if the vehicle purchased has been impounded by such facility or agency.

(c) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to purchase or receive any regulated scrap metal from a minor unless such minor is accompanied by a parent or guardian or such minor is a licensed scrap metal dealer.

(d) It shall be unlawful for any scrap metal dealer, or employee or agent of the dealer, to purchase any of the following items without obtaining proof that the seller is an employee, agent or person who is authorized to sell the item on behalf of the governmental entity; utility provider; railroad; cemetery; civic organization; manufacturing, industrial or other commercial vendor that generates or sells such items in the regular course of business; or scrap metal dealer:

- (1) Utility access cover;
 - (2) street light poles or fixtures;
 - (3) road or bridge guard rails;
 - (4) highway or street sign;
 - (5) water meter cover;
 - (6) traffic directional or traffic control signs;
 - (7) traffic light signals;
 - (8) any metal marked with any form of the name or initials of a governmental entity;
 - (9) property owned and marked by a telephone, cable, electric, water or other utility provider;
 - (10) property owned and marked by a railroad;
 - (11) funeral markers or vases;
 - (12) historical markers;
 - (13) bales of regulated metal;
 - (14) beer kegs;
 - (15) manhole covers;
 - (16) fire hydrants or fire hydrant caps;
 - (17) junk vehicles with missing or altered vehicle identification numbers;
 - (18) real estate signs;
 - (19) bleachers or risers, in whole or in part;
 - (20) twisted pair copper telecommunications wiring of 25 pair or greater existing in 19, 22, 24 or 26 gauge; and
 - (21) burnt wire.
- (e) It shall be unlawful for any scrap metal dealer, or employee or agent of the

dealer, to sell, trade, melt or crush, or in any way dispose of, alter or destroy any regulated scrap metal, junk vehicle or vehicle part upon notice from any law enforcement agency, or any of their agents or employees, that they have cause to believe an item has been stolen. A scrap metal dealer shall hold any of the items that are designated by or on behalf of the law enforcement agency for 30 days, exclusive of weekends and holidays.

(f) Failure to comply with the provisions of this section ~~between the effective date of this act June 1, 2017, and January 1, 2019~~ 2020, may result in an assessment of a civil penalty by the attorney general of not less than \$100 nor more than \$5,000 for each violation.

Sec. 7. K.S.A. 2017 Supp. 50-6,112a is hereby amended to read as follows: 50-6,112a. (a) A scrap metal dealer shall not purchase any regulated scrap metal without having first registered each place of business with the attorney general as herein provided.

(b) The attorney general shall establish a system for the public to confirm scrap metal dealer registration certificates. Such system shall include a listing of valid registration certificates and such other information collected pursuant to the scrap metal theft reduction act, as the attorney general may determine is appropriate. Disclosure of any information through use of the system established by the attorney general shall not be deemed to be an endorsement of any scrap metal dealer or determination of any facts, qualifications, information or reputation of any scrap metal dealer by the attorney general, the state, or any of their respective agents, officers, employees or assigns.

(c) A registration for a scrap metal dealer shall be verified and upon a form approved by the attorney general and contain:

(1) (A) The name and residence of the applicant, including all previous names and aliases; or

(B) if the applicant is a: Corporation, the name and address of each manager, officer or director thereof, and each stockholder owning in the aggregate more than 25% of the stock of such corporation; or partnership or limited liability company, the name and address of each partner or member;

(2) the length of time that the applicant has resided within the state of Kansas and a list of all residences outside the state of Kansas during the previous 10 years;

(3) the particular place of business for which a registration is desired, the name of the business, the address where the business is to be conducted, the hours of operation and the days of the week during which the applicant proposes to engage in business;

(4) the name of the owner of the premises upon which the place of business is located; and

(5) the applicant shall disclose any prior convictions within 10 years immediately preceding the date of making the registration for: A violation of article 37 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or K.S.A. 2017 Supp. 21-5801 through 21-5839 or K.S.A. 2017 Supp. 21-6412(a)(6), and amendments thereto; perjury, K.S.A. 21-3805, prior to its repeal, or K.S.A. 2017 Supp. 21-5903, and amendments thereto; compounding a crime, K.S.A. 21-3807, prior to its repeal; obstructing legal process or official duty, K.S.A. 21-3808, prior to its repeal; falsely reporting a crime, K.S.A. 21-3818, prior to its repeal; interference with law enforcement, K.S.A. 2017 Supp. 21-5904, and amendments thereto; interference with judicial process, K.S.A. 2017 Supp. 21-5905, and amendments thereto; or any crime involving dishonesty or

false statement or any substantially similar offense pursuant to the laws of any city, state or of the United States.

(d) Each registration for a scrap metal dealer to purchase regulated scrap metal shall be accompanied by a fee of not less than \$500 nor more than \$1,500, as prescribed by the attorney general for each particular place of business for which a registration is desired.

(e) The attorney general shall accept a registration for a scrap metal dealer as otherwise provided for herein, from any scrap metal dealer qualified to file such registration, to purchase regulated scrap metals. Such registration shall be issued for a period of one year.

(f) If an original registration is accepted, the attorney general shall grant and issue renewals thereof upon application of the registration holder, if the registration holder is qualified to receive the same and the registration has not been revoked as provided by law. The renewal fee shall be not more than \$1,500, as prescribed by the attorney general.

(g) Any registration issued under the scrap metal theft reduction act shall not be transferable.

(h) This section shall not apply to a business licensed under the provisions of K.S.A. 8-2404, and amendments thereto, unless such business buys or recycles regulated scrap metal that are not motor vehicle components.

(i) The amendments made to subsections (d) and (f) by section 15 of chapter 96 of the 2015 Session Laws of Kansas shall be unenforceable and shall not apply from ~~the effective date of this act June 1, 2017,~~ to January 1, 2019 2020.

Sec. 8. K.S.A. 2017 Supp. 50-6,112b is hereby amended to read as follows: 50-6,112b. (a) After examining the information contained in a filing for a scrap metal dealer registration and determining the registration meets the statutory requirements for such registration, the attorney general shall accept such filing and the scrap metal dealer shall be deemed to be properly registered.

(b) No scrap metal registration shall be accepted for:

(1) A person who is not a citizen or legal permanent resident of the United States.

(2) A person who is under 18 years of age and whose parents or legal guardians have been convicted of a felony or other crime which would disqualify a person from registration under this section and such crime was committed during the time that such parents or legal guardians held a registration under the scrap metal theft reduction act.

(3) A person who, within 10 years immediately preceding the date of filing, has pled guilty to, entered into a diversion agreement for, been convicted of, released from incarceration for or released from probation or parole for committing, attempting to commit, or conspiring to commit a violation of: Article 37 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or K.S.A. 2017 Supp. 21-5801 through 21-5839 or K.S.A. 2017 Supp. 21-6412(a)(6), and amendments thereto; perjury, K.S.A. 21-3805, prior to its repeal, or K.S.A. 2017 Supp. 21-5903, and amendments thereto; compounding a crime, K.S.A. 21-3807, prior to its repeal; obstructing legal process or official duty, K.S.A. 21-3808, prior to its repeal; falsely reporting a crime, K.S.A. 21-3818, prior to its repeal; interference with law enforcement, K.S.A. 2017 Supp. 21-5904, and amendments thereto; interference with judicial process, K.S.A. 2017 Supp. 21-5905, and amendments thereto; or any crime involving dishonesty or false statement or any substantially similar offense pursuant to the laws of any city, state or of the

United States.

(4) A person who within the 10 years immediately preceding the date of registration held a scrap metal dealer registration which was revoked, or managed a facility for a scrap metal dealer whose registration was revoked, or was an employee whose conduct led to or contributed to the revocation of such registration.

(5) A person who makes a materially false statement on the registration application or has made a materially false statement on a registration or similar filing within the last 10 years.

(6) A partnership or limited liability company, unless all partners or members of the partnership or limited liability company are otherwise qualified to file a registration.

(7) A corporation, if any manager, officer or director thereof, or any stockholder owning in the aggregate more than 25% of the stock of such corporation, would be ineligible to receive a license hereunder for any reason.

(8) A person whose place of business is conducted by a manager or agent unless the manager or agent possesses all of the qualifications for registration.

(9) A person whose spouse has been convicted of a felony or other crime which would disqualify a person from registration under this section and such crime was committed during the time that the spouse held a registration under the scrap metal theft reduction act.

(10) A person who does not own the premises upon which the place of business is located for which a license is sought, unless the person has a written lease for at least $\frac{3}{4}$ of the period for which the license is to be issued.

(c) Any person filing a scrap metal dealer registration may be subject to a criminal history records check and may be given a written notice that a criminal history records check is required. The attorney general may require such applicant to be fingerprinted and submit to a state and national criminal history record check. If required, such fingerprints shall be used to identify the applicant and to determine whether the applicant has a record of criminal history in this state or another jurisdiction. The attorney general shall submit any fingerprints provided to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. Local and state law enforcement officers and agencies shall assist the attorney general in the taking and processing of fingerprints of applicants. The attorney general may use the information obtained from fingerprinting and the criminal history for purposes of verifying the identification of the applicant and in the official determination of whether the scrap metal dealer registration shall be accepted. If the criminal history record information is used to disqualify an applicant, the applicant shall be informed in writing of that decision.

(d) The amendments made to subsections (b)(10) and (c) by section 16 of chapter 96 of the 2015 Session Laws of Kansas shall be unenforceable and shall not apply from ~~the effective date of this act June 1, 2017,~~ to January 1, ~~2019~~ 2020.

Sec. 9. K.S.A. 2017 Supp. 74-7301 is hereby amended to read as follows: 74-7301. As used in this act:

(a) "Allowance expense" means reasonable charges incurred for reasonably needed products, services and accommodations, including those for medical care, rehabilitation, rehabilitative occupational training and other remedial treatment and care and for the replacement of items of clothing or bedding which were seized for evidence. Such term includes a total charge not in excess of \$5,000 for expenses in any way related to

funeral, cremation or burial; but such term shall not include that portion of a charge for a room in a hospital, clinic, convalescent or nursing home or any other institution engaged in providing nursing care and related services, in excess of a reasonable and customary charge for semi-private accommodations, unless other accommodations are medically required. Such term includes a total charge not in excess of \$1,000 for expenses in any way related to crime scene cleanup.

(b) "Board" means the crime victims compensation board established under K.S.A. 74-7303, and amendments thereto.

(c) "Claimant" means any of the following persons claiming compensation under this act: A victim; a dependent of a deceased victim; a third person other than a collateral source; or an authorized person acting on behalf of any of them.

(d) "Collateral source" means the net financial benefit, after deduction of taxes, legal fees, costs, expenses of litigation, liens, offsets, credits or other deductions, from a source of benefits or advantages for economic loss otherwise reparable under this act which the victim or claimant has received, or which is readily available to the victim or claimant, from:

- (1) The offender;
- (2) the government of the United States or any agency thereof, a state or any of its political subdivisions or an instrumentality or two or more states, unless the law providing for the benefits or advantages makes them excess or secondary to benefits under this act;
- (3) social security, medicare and medicaid;
- (4) state-required temporary nonoccupational disability insurance;
- (5) workers' compensation;
- (6) wage continuation programs of any employer;
- (7) proceeds of a contract of insurance payable to the victim for loss which the victim sustained because of the criminally injurious conduct; ~~or~~
- (8) a contract providing prepaid hospital and other health care services or benefits for disability; or
- (9) damages awarded in a tort action.

(e) "Criminally injurious conduct" means conduct that: (1) (A) Occurs or is attempted in this state or occurs to a person whose domicile is in Kansas who is the victim of a violent crime which occurs in another state, possession, or territory of the United States of America may make an application for compensation if:

- (i) The crimes would be compensable had it occurred in the state of Kansas; and
- (ii) the places the crimes occurred are states, possessions or territories of the United States of America not having eligible crime victim compensation programs;

(B) poses a substantial threat or personal injury or death; and
 (C) either is punishable by fine, imprisonment or death or would be so punishable but for the fact that the person engaging in the conduct lacked capacity to commit the crime under the laws of this state; or

(2) is an act of terrorism, as defined in 18 U.S.C. § 2331, or a violent crime that posed a substantial threat or caused personal injury or death, committed outside of the United States against a person whose domicile is in Kansas, except that criminally injurious conduct does not include any conduct resulting in injury or death sustained as a member of the United States armed forces while serving on active duty.

Such term shall not include conduct arising out of the ownership, maintenance or use

of a motor vehicle, except for violations of K.S.A. 8-2,144 or 8-1567, and amendments thereto, or violations of municipal ordinances or county resolutions prohibiting the acts prohibited by those statutes, or violations of K.S.A. 8-1602, and amendments thereto, K.S.A. 21-3404, 21-3405 and 21-3414, prior to their repeal, or K.S.A. 2017 Supp. 21-5405, 21-5406 and ~~subsection (b) of~~ K.S.A. 2017 Supp. 21-5413**(b)**, and amendments thereto, or when such conduct was intended to cause personal injury or death.

(f) "Dependent" means a natural person wholly or partially dependent upon the victim for care or support, and includes a child of the victim born after the victim's death.

(g) "Dependent's economic loss" means loss after decedent's death of contributions of things of economic value to the decedent's dependents, not including services they would have received from the decedent if the decedent had not suffered the fatal injury, less expenses of the dependents avoided by reason of decedent's death.

(h) "Dependent's replacement services loss" means loss reasonably incurred by dependents after decedent's death in obtaining ordinary and necessary services in lieu of those the decedent would have performed for their benefit if the decedent had not suffered the fatal injury, less expenses of the dependents avoided by reason of decedent's death and not subtracted in calculating dependent's economic loss.

(i) "Economic loss" means economic detriment consisting only of allowable expense, work loss, replacement services loss and, if injury causes death, dependent's economic loss and dependent's replacement service loss. Noneconomic detriment is not loss, but economic detriment is loss although caused by pain and suffering or physical impairment.

(j) "Noneconomic detriment" means pain, suffering, inconvenience, physical impairment and nonpecuniary damage.

(k) "Replacement services loss" means expenses reasonably incurred in obtaining ordinary and necessary services in lieu of those the injured person would have performed, not for income, but for the benefit of self or family, if such person had not been injured.

(l) "Work loss" means loss of income from work the injured person would have performed if such person had not been injured, and expenses reasonably incurred by such person in obtaining services in lieu of those the person would have performed for income, reduced by any income from substitute work actually performed by such person or by income such person would have earned in available appropriate substitute work that the person was capable of performing but unreasonably failed to undertake.

(m) "Victim" means a person who suffers personal injury or death as a result of: (1) Criminally injurious conduct; (2) the good faith effort of any person to prevent criminally injurious conduct; or (3) the good faith effort of any person to apprehend a person suspected of engaging in criminally injurious conduct.

(n) "Crime scene cleanup" means removal of blood, stains, odors or other debris caused by the crime or the processing of the crime scene.";

Also on page 2, in line 39, after "20-362" by inserting ", 23-2511, 50-6,109a, 50-6,109c, 50-6,110, 50-6,111, 50-6,112a, 50-6,112b, 74-7301";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "concerning" by inserting "state agencies; relating to"; also in line 1, by striking "relating to"; in line 3, after the semicolon by inserting "marriage license information; notification by courts to the secretary of health

and environment; attorney general; enforcement of the scrap metal theft reduction act; crime victims compensation board; definition of collateral source;"; in line 6, after "20-362" by inserting ", 23-2511, 50-6,109a, 50-6,109c, 50-6,110, 50-6,111, 50-6,112a, 50-6,112b, 74-7301";

And your committee on conference recommends the adoption of this report.

BLAINE FINCH
BRADLEY RALPH
JOHN CARMICHAEL

Conferees on part of House

RICHARD WILBORN
JULIA LYNN
DAVID HALEY

Conferees on part of Senate

On motion of Rep. Finch, the conference committee report on **SB 261** was adopted.

On roll call, the vote was: Yeas 117; Nays 2; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Alford, Arnberger, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Miller, Pittman.

Present but not voting: None.

Absent or not voting: Aurand, Barker, Burroughs, Deere, Holscher, Landwehr.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 336** 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. 336, as follows:

On page 21, following line 17, by inserting:

"Sec. 8. K.S.A. 2017 Supp. 45-254 is hereby amended to read as follows: 45-254.

(a) Every audio or video recording made and retained by law enforcement using a body camera or a vehicle camera shall be considered a criminal investigation record as defined in K.S.A. 45-217, and amendments thereto. The provisions of this subsection shall expire on July 1, 2021, unless the legislature reviews and reenacts this provision

pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2021.

(b) In addition to any disclosure authorized pursuant to the open records act, K.S.A. 45-215 et seq., and amendments thereto, a person described in subsection (c) may request make a request in accordance with procedures adopted under K.S.A. 45-220, and amendments thereto, to listen to an audio recording or to view a video recording made by a body camera or a vehicle camera. The law enforcement agency shall allow the person to listen to the requested audio recording or to view the requested video recording within 20 days after making the request, and may charge a reasonable fee for such services provided by the law enforcement agency.

(c) Any of the following may make a request under subsection (b):

- (1) A person who is a subject of the recording;
- (2) a any parent or legal guardian of a person under 18 years of age who is a subject of the recording;
- (3) ~~an attorney for a person described in subsection (c)(1) or (c)(2); and~~
- (4) ~~an heir at law, an executor or an administrator of a decedent, when the a~~ decedent is a subject of the recording; and
- (4) an attorney for a person described in this subsection.

(d) As used in this section:

- (1) "Body camera" means a device that is worn by a law enforcement officer that electronically records audio or video of such officer's activities.
- (2) "Heir at law" means: (A) An executor or an administrator of the decedent; (B) the spouse of the decedent, if living; (C) if there is no living spouse of the decedent, an adult child of the decedent, if living; or (D) if there is no living spouse or adult child of the decedent, a parent of the decedent, if living.

(3) "Vehicle camera" means a device that is attached to a law enforcement vehicle that electronically records audio or video of law enforcement officers' activities.

Sec. 9. K.S.A. 2017 Supp. 75-3520 is hereby amended to read as follows: 75-3520.
 (a) (1) Unless required by federal law, no document available for public inspection or copying shall contain an individual's social security number if such document contains such individual's personal information. "Personal information" shall include, but not be limited to, name, address, phone number or e-mail address.

(2) The provisions of ~~paragraph paragraphs~~ (1) and (3) of this subsection shall not apply to documents recorded in the official records of any recorder of deeds of the county or to any documents filed in the official records of the court and shall be included, but not limited to, such documents of any records that when filed constitutes:

- ~~(1)(A)~~ A consensual or nonconsensual lien;
- ~~(2)(B)~~ an eviction record;
- ~~(3)(C)~~ a judgment;
- ~~(4)(D)~~ a conviction or arrest;
- ~~(5)(E)~~ a bankruptcy;
- ~~(6)(F)~~ a secretary of state filing; or
- ~~(7)(G)~~ a professional license.

(3) Any document or record that contains all or any portion of an individual's social security number shall have all portions of all social security numbers redacted before the document or record is made available for public inspection or copying.

(4) (A) An agency shall give notice as defined in K.S.A. 2017 Supp. 50-7a01, and amendments thereto, to any individual whose personal information was disclosed in

violation of this subsection when it becomes aware of the unauthorized disclosure. Notice shall be made in the most expedient time possible and without unreasonable delay, consistent with the legitimate needs of law enforcement and any measures necessary to determine the scope of unauthorized disclosures.

(B) The agency shall offer to such individuals credit monitoring services at no cost for a period of one year. The agency shall provide all information necessary for such individual to enroll in such services and shall include information on how such individual can place a security freeze on such individual's consumer report.

(b) (1) No person, including an individual, firm, corporation, association, partnership, joint venture or other business entity, or any employee or agent thereof, shall solicit, require or use for commercial purposes an individual's social security number unless such number is necessary for such person's normal course of business and there is a specific use for such number for which no other identifying number may be used.

(2) Paragraph (1) of this subsection does not apply to documents or records that are recorded or required to be open to the public pursuant to state or federal law, or by court rule or order, and this paragraph does not limit access to these documents or records.

(3) Paragraph (1) of this subsection does not apply to the collection, use or release of social security numbers for the following purposes:

(A) Mailing of documents that include social security numbers sent as part of an application or enrollment process or to establish, amend or terminate an account, contract or policy or to confirm the accuracy of the social security number;

(B) internal verification or administrative purposes;

(C) investigate or prevent fraud, conduct background checks, conduct social or scientific research, collect a debt, obtain a credit report from or furnish data to a consumer reporting agency pursuant to the fair credit reporting act, 15 U.S.C. § 1681 et seq., undertake a permissible purpose enumerated under the Gramm-Leach Bliley Act, 15 U.S.C. § 6802 (e), or locate an individual who is missing, a lost relative, or due a benefit, such as pension, insurance or unclaimed property benefit; or

(D) otherwise required by state or federal law or regulation.

(c) An individual who is aggrieved by a violation of this section may recover a civil penalty of not more than \$1,000 for each violation."

Also on page 21, in line 19, by striking "and" and inserting a comma; also in line 19, after "45-229" by inserting ", 45-254 and 75-3520";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "concerning" by inserting "public records; relating to"; also in line 1, by striking "relating to"; in line 3, after the second semicolon by inserting "disclosure of law enforcement recordings using a body camera or vehicle camera; disclosure of personal information; social security numbers; notice of unauthorized disclosure;"; in line 5, by striking the first "and" and inserting a comma; also in line 5, after "45-229" by inserting ", 45-254 and 75-3520";

And your committee on conference recommends the adoption of this report.

BLAINE FINCH
 BRADLEY RALPH
 JOHN CARMICHAEL
Conferees on part of House

RICHARD WILBORN
 JULIA LYNN
 DAVID HALEY
Conferees on part of Senate

On motion of Rep. Finch, the conference committee report on **H Sub for SB 336** was adopted.

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

Yeas: Alcalá, Alford, Arnberger, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Aurand, Barker, Burroughs, Deere, Holscher, Landwehr.

MESSAGES FROM THE SENATE

Announcing passage of **SB 461**.

Announcing passage of **Sub HB 2359**, as amended by **S Sub for Sub HB 2359**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 461

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Waymaster, the House nonconcurrent in Senate amendments to **S Sub for Sub HB 2359** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Waymaster, Proehl and Wolfe Moore as conferees on the part of the House.

CHANGE OF CONFEREES

Reps. Waymaster, Proehl, and Wolfe Moore are appointed to replace Reps. Patton, Huebert, and Trimmer as members of the conference committee on **H Sub for SB 109**.

On motion of Rep. Hineman, the House recessed until 4:00 p.m.

AFTERNOON SESSION

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

MESSAGES FROM THE SENATE

The Senate announced the appointment of Senators McGinn, Billinger, and Kelly to replace Senators Baumgardner, Denning, and Hensley as conferees on **H Sub for SB 109**.

The Senate announced the appointment of Senators Estes, Olson, and Faust-Goudeau to replace Senators Longbine, Billinger, and Rogers as conferees on **SB 284**.

MESSAGES FROM THE SENATE

The Senate nonconcurrs in House amendments to **SB 415**, requests a conference and has appointed Senators Tyson, Kerschen and Holland as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 449**, requests a conference and has appointed Senators Tyson, Kerschen 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 Sub HB 2359** and has appointed Senators McGinn, Billinger and Kelly as conferees on the part of the Senate.

MESSAGES FROM THE SENATE

The Senate concurs in House amendments to **H Sub for SB 61**.

The Senate announced the appointment of Senators Estes, Olson, and Faust-Goudeau to replace Senators Petersen, Goddard, and Pettey as conferees on **Sub HB 2194**.

The Senate adopts the Conference Committee report on **SB 375**.

The Senate adopts the Conference Committee report on **S Sub for HB 2028**.

The Senate adopts the Conference Committee report on **HB 2470**.

The Senate adopts the Conference Committee report on **HB 2511**.

The Senate adopts the Conference Committee report on **HB 2577**.

The Senate adopts the Conference Committee report on **HB 2642**.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 415**.

Speaker pro tem Schwab thereupon appointed Reps. Johnson, Phillips and Sawyer as conferees on the part of the House.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 449**.

Speaker pro tem Schwab thereupon appointed Reps. Johnson, Phillips and Sawyer as conferees on the part of the House.

On motion of Rep. Hineman, the House recessed until 4:30 p.m.

LATE AFTERNOON SESSION

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

CHANGE OF CONFEREES

Reps. Jennings, Whitmer, and Highberger are appointed to replace Reps. Kelly, Powell, and Finney as members of the conference committee on **SB 284**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2028** 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 12 through 36;

By striking all on pages 2 through 24;

On page 25, by striking all in lines 1 through 40 and inserting the following:

"New Section 1. (a) Sections 1 through 7, and amendments thereto, shall be known and may be cited as the Kansas telemedicine act.

(b) This section shall take effect on and after January 1, 2019.

New Sec. 2. (a) For purposes of Kansas telemedicine act:

(1) "Distant site" means a site at which a healthcare provider is located while providing healthcare services by means of telemedicine.

(2) "Healthcare provider" means a physician, licensed physician assistant, licensed advanced practice registered nurse or person licensed, registered, certified or otherwise authorized to practice by the behavioral sciences regulatory board.

(3) "Originating site" means a site at which a patient is located at the time healthcare services are provided by means of telemedicine.

(4) "Physician" means a person licensed to practice medicine and surgery by the state board of healing arts.

(5) "Telemedicine," including "telehealth," means the delivery of healthcare services or consultations while the patient is at an originating site and the healthcare provider is at a distant site. Telemedicine shall be provided by means of real-time two-way interactive audio, visual, or audio-visual communications, including the application of secure video conferencing or store-and-forward technology to provide or support healthcare delivery, that facilitate the assessment, diagnosis, consultation, treatment, education and care management of a patient's healthcare. "Telemedicine" does not include communication between:

(A) Healthcare providers that consist solely of a telephone voice-only conversation, email or facsimile transmission; or

(B) a physician and a patient that consists solely of an email or facsimile transmission.

(b) This section shall take effect on and after January 1, 2019.

New Sec. 3. (a) The same requirements for patient privacy and confidentiality under the health insurance portability and accountability act of 1996 and 42 C.F.R. § 2.13, as applicable, that apply to healthcare services delivered via in-person contact shall also apply to healthcare services delivered via telemedicine. Nothing in this section shall supersede the provisions of any state law relating to the confidentiality, privacy, security or privileged status of protected health information.

(b) Telemedicine may be used to establish a valid provider-patient relationship.

(c) The same standards of practice and conduct that apply to healthcare services delivered via in-person contact shall also apply to healthcare services delivered via telemedicine.

(d) (1) A person authorized by law to provide and who provides telemedicine services to a patient shall provide the patient with guidance on appropriate follow-up care.

(2) (A) Except when otherwise prohibited by any other provision of law, when the patient consents and the patient has a primary care or other treating physician, the person providing telemedicine services shall send within three business days a report to such primary care or other treating physician of the treatment and services rendered to the patient in the telemedicine encounter.

(B) A person licensed, registered, certified or otherwise authorized to practice by the behavioral sciences regulatory board shall not be required to comply with the provisions of subparagraph (A).

(e) This section shall take effect on and after January 1, 2019.

New Sec. 4. (a) The provisions of this section shall apply to 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 that provides coverage for accident and health services and that is delivered, issued for delivery, amended or renewed on or after January 1, 2019. The provisions of this section shall also apply to the Kansas medical assistance program.

(b) No individual or group health insurance policy, medical service plan, contract, hospital service corporation contract, hospital and medical service corporation contract, fraternal benefit society, health maintenance organization or the Kansas medical assistance program shall exclude an otherwise covered healthcare service from coverage solely because such service is provided through telemedicine, rather than in-

person contact, or based upon the lack of a commercial office for the practice of medicine, when such service is delivered by a healthcare provider.

(c) The insured's medical record shall serve to satisfy all documentation for the reimbursement of all telemedicine healthcare services, and no additional documentation outside of the medical record shall be required.

(d) Payment or reimbursement of covered healthcare services delivered through telemedicine may be established by an insurance company, nonprofit health service corporation, nonprofit medical and hospital service corporation or health maintenance organization in the same manner as payment or reimbursement for covered services that are delivered via in-person contact are established.

(e) Nothing in this section shall be construed to:

(1) Prohibit an 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 that provides coverage for telemedicine or the Kansas medical assistance program from providing coverage for only those services that are medically necessary, subject to the terms and conditions of the covered individual's health benefits plan;

(2) mandate coverage for a healthcare service delivered via telemedicine if such healthcare service is not already a covered healthcare service, when delivered by a healthcare provider subject to the terms and conditions of the covered individual's health benefits plan; or

(3) allow an 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 that provides coverage for telemedicine or the Kansas medical assistance program to require a covered individual to use telemedicine or in lieu of receiving an in-person healthcare service or consultation from an in-network provider.

(f) The provisions of K.S.A. 40-2248 and 40-2249a, and amendments thereto, shall not apply to this section.

(g) This section shall take effect on and after January 1, 2019.

New Sec. 5. (a) The state board of healing arts, following consultation with the state board of pharmacy and the board of nursing, shall adopt rules and regulations relating to the prescribing of drugs, including controlled substances, via telemedicine. Such rules and regulations shall be adopted by December 31, 2018.

(b) The state board of healing arts shall adopt such rules and regulations as may be necessary to effectuate the provisions of Kansas telemedicine act. Such rules and regulation, shall be adopted by December 31, 2018.

(c) The behavioral sciences regulatory board shall adopt such rules and regulations as may be necessary to effectuate the provisions of Kansas telemedicine act. Such rules and regulations shall be adopted by December 31, 2018.

New Sec. 6. Nothing in the Kansas telemedicine act shall be construed to authorize the delivery of any abortion procedure via telemedicine.

New Sec. 7. If any provision of the Kansas telemedicine act, or the application thereof to any person or circumstance, is held invalid or unconstitutional by court order, then the remainder of the Kansas telemedicine act and the application of such provision to other persons or circumstances shall not be affected thereby and it shall be conclusively presumed that the legislature would have enacted the remainder of the

Kansas telemedicine act without such invalid or unconstitutional provision, except that the provisions of section 6, and amendments thereto, are expressly declared to be nonseverable.

New Sec. 8. (a) On and after January 1, 2019, the department of health and environment and any managed care organization providing state medicaid services under the Kansas medical assistance program shall provide coverage for speech-language pathology services and audiology services provided by a speech-language pathologist or audiologist licensed by the Kansas department for aging and disability services by means of telehealth, as defined in section 2, and amendments thereto, if such services would be covered by the Kansas medical assistance program when delivered via in-person contact.

(b) The department of health and environment shall implement and administer this section consistent with applicable federal laws and regulations and shall submit to the United States centers for medicare and medicaid services any state medicaid plan amendment, waiver request or other approval request necessary to implement this section.

(c) The department of health and environment shall adopt rules and regulations as may be necessary to implement and administer this section. Such rules and regulations shall be adopted on or before December 31, 2018.

(d) On or before January 13, 2020, the department of health and environment shall prepare an impact report that assesses the social and financial effects of the coverage mandated by this section, including the impacts listed in K.S.A. 40-2249(a) and (b), and amendments thereto, and shall submit such report to the legislature and the house of representatives standing committee on health and human services, the house of representatives standing committee on insurance, the senate standing committee on public health and welfare and the senate standing committee on financial institutions and insurance.

Sec. 9. K.S.A. 2017 Supp. 40-2,103 is hereby amended to read as follows: 40-2,103. The requirements of K.S.A. 40-2,100, 40-2,101, 40-2,102, 40-2,104, 40-2,105, 40-2,114, 40-2,160, 40-2,165 through 40-2,170, ~~inclusive~~, 40-2250, K.S.A. 2017 Supp. 40-2,105a, 40-2,105b, 40-2,184, 40-2,190 ~~and~~, 40-2,194, ~~and sections 1 through 7~~, and amendments thereto, shall apply to all insurance policies, subscriber contracts or certificates of insurance delivered, renewed or issued for delivery within or outside of this state or used within this state by or for an individual who resides or is employed in this state.

Sec. 10. K.S.A. 2017 Supp. 40-19c09 is hereby amended to read as follows: 40-19c09. (a) Corporations organized under the nonprofit medical and hospital service corporation act shall be subject to the provisions of the Kansas general corporation code, articles 60 ~~to through 74, inclusive~~, of chapter 17 of the Kansas Statutes Annotated, and amendments thereto, applicable to nonprofit corporations, to the provisions of K.S.A. 40-214, 40-215, 40-216, 40-218, 40-219, 40-222, 40-223, 40-224, 40-225, 40-229, 40-230, 40-231, 40-235, 40-236, 40-237, 40-247, 40-248, 40-249, 40-250, 40-251, 40-252, 40-2,100, 40-2,101, 40-2,102, 40-2,103, 40-2,104, 40-2,105, 40-2,116, 40-2,117, 40-2,125, 40-2,153, 40-2,154, 40-2,160, 40-2,161, 40-2,163 through 40-2,170, ~~inclusive~~, 40-2a01 et seq., 40-2111 ~~to through~~ 40-2116, ~~inclusive~~, 40-2215 ~~to through~~ 40-2220, ~~inclusive~~, 40-2221a, 40-2221b, 40-2229, 40-2230, 40-2250, 40-2251, 40-2253, 40-2254, 40-2401 ~~to through~~ 40-2421, ~~inclusive~~, and 40-3301 ~~to through~~ 40-

3313; inclusive, and K.S.A. 2017 Supp. 40-2,105a, 40-2,105b, 40-2,184, 40-2,190 and 40-2,194 and sections 1 through 7, and amendments thereto, except as the context otherwise requires, and shall not be subject to any other provisions of the insurance code except as expressly provided in this act.

(b) No policy, agreement, contract or certificate issued by a corporation to which this section applies shall contain a provision which excludes, limits or otherwise restricts coverage because medicaid benefits as permitted by title XIX of the social security act of 1965 are or may be available for the same accident or illness.

(c) Violation of subsection (b) shall be subject to the penalties prescribed by K.S.A. 40-2407 and 40-2411, and amendments thereto.

Sec. 11. K.S.A. 2017 Supp. 40-2,103 and 40-19c09 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 8; in line 9, by striking all before the period and inserting "concerning health and healthcare; relating to the practice of telemedicine; Kansas medical assistance program; enacting the Kansas telemedicine act; amending K.S.A. 2017 Supp. 40-2,103 and 40-19c09 and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

VICKI SCHMIDT

BUD ESTES

Conferees on part of Senate

DANIEL R. HAWKINS

SUSAN CONCANNON

Conferees on part of House

On motion of Rep. Hawkins, the conference committee report on **S Sub for HB 2028** was adopted.

On roll call, the vote was: Yeas 107; Nays 13; Present but not voting: 0; Absent or not voting: 5.

Yeas: Alcalá, Alford, Arnberger, Awerkamp, Baker, Ballard, Becker, Bergquist, Blex, Brim, Burris, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, Crum, S., Curtis, Delpendang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Ohaebosim, Orr, Osterman, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Bishop, Clayton, Highberger, Kuether, Lusk, Neighbor, Ousley, Parker, Rooker, Stogsdill, Victors, Ward, Winn.

Present but not voting: None.

Absent or not voting: Aurand, Barker, Burroughs, E. Davis, Deere.

EXPLANATIONS OF VOTE

MR. SPEAKER: While I believe the telemedicine bill has its merits in providing healthcare for Kansans, I cannot vote for **HB 2028**. The unconstitutional abortion language within the bill is already in statute, and only jeopardizes telemedicine and the expansion of healthcare throughout our state. I vote no on **HB 2028**. Thank you. – BRETT PARKER, NANCY LUSK, ELIZABETH BISHOP, PONKA-WE VICTORS, JARROD OUSLEY

MR. SPEAKER: I support telemedicine and the access to healthcare in areas of Kansas that don't have providers. I support compelling insurance companies to do the right thing and provide payment for care through telemedicine. Notwithstanding unnecessary abortion language and the non-severability clause, I vote yes on **HB 2028**. Thank you. – STAN FROWNFELTER, PAM CURTIS

REPORT ON ENROLLED BILLS

HB 2476, HB 2542, Sub HB 2556, HB 2583 reported correctly enrolled, properly signed and presented to the Governor on April 30, 2018.

REPORT ON ENROLLED RESOLUTIONS

HR 6060 reported correctly enrolled and properly signed on April 30, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Tuesday, May 1, 2018.

Journal of the House

SIXTY-SIXTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, May 1, 2018, 11:00 a.m.

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

The roll was called with 122 members present.

Reps. Barker, Burroughs and Claeys were excused on excused absence by the Speaker.

Excused later: Rep. Houser.

Prayer by Chaplain Brubaker:

Almighty God,
as we begin the work of this day,
thank You for Your blessings
and the opportunities we have to show ourselves wise.
In the Letter that James the disciple wrote,
we are all admonished with these words:
“Do you want to be counted wise,
to build a reputation for wisdom?
Live well, live wisely, live humbly.
It’s the way you live,
not the way you talk that counts.
Real wisdom – God’s wisdom,
Begins with a holy life and is characterized
by getting along with others.
It is gentle and reasonable,
overflowing with mercy and blessings.
This is how to develop a healthy community—
getting along and treating one another with dignity and honor.”
May this be so as our leaders finish out their work.
In Your Name I pray, Amen.
(James 3:13-18 – *The Message*)

The Pledge of Allegiance was led by Rep. Gallagher.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

HOUSE RESOLUTION No. **HR 6062** –

On emergency motion of Rep. Humphries, **HR 6062**, by Reps. Humphries, Alford, Arnberger, Aurand, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, Curtis, Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau,

Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Jacobs, Jennings, Johnson, Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuetner, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Osterman, Ousley, Parker, Patton, Phelps, Phillips, Powell, Probst, Proehl, Raffie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, Smith, Stogsdill, Sutton, Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Wheeler, Whipple, Whitmer, Williams, Winn and Wolfe Moore, as follows, was introduced and adopted:

HR 6062—A RESOLUTION recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th Amendment to the Constitution of the United States of America.

WHEREAS, August 20, 2020, signifies the 100th anniversary of the ratification of the 19th Amendment to the Constitution of the United States of America; and

WHEREAS, The ratification of this amendment not only allowed women the right to vote, but it also allowed women to accomplish successes in every industry; and

WHEREAS, Women play a critical leadership role in our country, and there are numerous former, current and future women leaders from the state of Kansas who should be recognized; and

WHEREAS, The Jan Henrie Women's Leadership Foundation of Wichita State University will host a statewide, three-day event on August 13, 14 and 15, 2020, to foster unity, provide training and promote women's leadership throughout the state of Kansas: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize August 13 through 15, 2020, as Kansas' celebration of the 100th anniversary of the ratification of the 19th Amendment to the Constitution of the United States of America and call upon the people of Kansas to unite as we support the success of women and recognize Kansas women in leadership roles with the appropriate activities, events and programs; and

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

PERSONAL PRIVILEGE

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

As you just heard, August 20, 2020 signifies the 100th anniversary of the ratification of the 19th Amendment—women getting the right to vote. Yes, that is two years away, but Wichita State University is planning a huge event and wanted to get started right away, and get the ball rolling, therefore they decided to go ahead and do the resolution.

On August 13, 14, and 15 they will host a statewide, three-day event.

Interestingly, the U.S. House of Representatives approved the 19th Constitutional Amendment a year before the Senate did. So, things haven't changed that much in 100 years.

So put those dates on your calendar, and let's commemorate the passing of this important Amendment!

On motion of Rep. Hineman, the House recessed until 11:30 a.m.

LATE MORNING SESSION

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

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 2470**, **HB 2511**, **HB 2577**, **HB 2642**, **HB 2549**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2470** 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 5, by inserting:

"Section 1. K.S.A. 2017 Supp. 41-102 is hereby amended to read as follows: 41-102. As used in this act, unless the context clearly requires otherwise:

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

(b) "Alcoholic candy" means:

(1) For purposes of manufacturing, any candy or other confectionery product with an alcohol content greater than 0.5% alcohol by volume; and

(2) for purposes of sale at retail, any candy or other confectionery product with an alcohol content greater than 1% alcohol by volume.

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

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

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

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

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

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

~~(i)~~ "Distributor" means the person importing or causing to be imported into the

state, or purchasing or causing to be purchased within the state, alcoholic liquor for sale or resale to retailers licensed under this act or cereal malt beverage for sale or resale to retailers licensed under K.S.A. 41-2702, and amendments thereto.

~~(j)~~(j) "Domestic beer" means beer which contains not more than ~~10%~~ 15% alcohol by weight and which is manufactured in this state.

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

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

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

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

~~(o)~~(o) "Hard cider" means any alcoholic beverage that:

- (1) Contains less than 8.5% alcohol by volume;
- (2) has a carbonation level that does not exceed 6.4 grams per liter; and
- (3) is obtained by the normal alcoholic fermentation of the juice of sound, ripe apples or pears, including such beverages containing sugar added for the purpose of correcting natural deficiencies.

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

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

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

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

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

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

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

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

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

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

~~(y)~~(y) "Primary American source of supply" means the manufacturer, the owner of alcoholic liquor at the time it becomes a marketable product or the manufacturer's or

owner's exclusive agent who, if the alcoholic liquor cannot be secured directly from such manufacturer or owner by American wholesalers, is the source closest to such manufacturer or owner in the channel of commerce from which the product can be secured by American wholesalers.

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

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

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

~~(aa)~~(bb) "Salesperson" means any natural person who:

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

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

~~(bb)~~(cc) "Secretary" means the secretary of revenue.

~~(cc)~~(dd) (1) "Sell at retail" and "sale at retail" refer to and mean sales for use or consumption and not for resale in any form and sales to clubs, licensed drinking establishments, licensed caterers or holders of temporary permits.

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

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

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

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

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

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

~~(ii)~~(jj) "Wine" means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural products, including such beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies. The term "wine" shall include hard cider and any other product that is commonly known as a subset of wine.

Sec. 2. On and after April 1, 2019, K.S.A. 2016 Supp. 41-102, as amended by section 4 of chapter 56 of the 2017 Session Laws of Kansas, is hereby amended to read as follows: 41-102. As used in this act, unless the context clearly requires otherwise:

(a) "Alcohol" means the product of distillation of any fermented liquid, whether

rectified or diluted, whatever its origin, and includes synthetic ethyl alcohol but does not include denatured alcohol or wood alcohol.

(b) "Alcoholic candy" means:

(1) For purposes of manufacturing, any candy or other confectionery product with an alcohol content greater than 0.5% alcohol by volume; and

(2) for purposes of sale at retail, any candy or other confectionery product with an alcohol content greater than 1% alcohol by volume.

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

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

(~~4~~)(e) "Caterer" has the meaning provided by K.S.A. 41-2601, and amendments thereto.

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

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

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

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

(~~i~~)(j) "Domestic beer" means beer which contains not more than ~~10%~~ 15% alcohol by weight and which is manufactured in this state.

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

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

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

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

(~~n~~)(o) "Hard cider" means any alcoholic beverage that:

- (1) Contains less than 8.5% alcohol by volume;
- (2) has a carbonation level that does not exceed 6.4 grams per liter; and
- (3) is obtained by the normal alcoholic fermentation of the juice of sound, ripe apples or pears, including such beverages containing sugar added for the purpose of correcting natural deficiencies.

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

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

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

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

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

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

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

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

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

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

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

~~(z)~~(1) "Retailer" means a person who is licensed under the Kansas liquor control act and sells at retail, or offers for sale at retail, alcoholic liquors or cereal malt beverages.

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

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

~~(ab)~~(bb) "Salesperson" means any natural person who:

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

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

~~(bc)~~(cc) "Secretary" means the secretary of revenue.

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

establishments, licensed caterers or holders of temporary permits.

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

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

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

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

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

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

~~(ii)~~(jj) "Wine" means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural products, including such beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies. The term "wine" shall include hard cider and any other product that is commonly known as a subset of wine.

Sec. 3. K.S.A. 2017 Supp. 41-308a is hereby amended to read as follows: 41-308a.

(a) A farm winery license shall allow:

(1) The manufacture of domestic table wine and domestic fortified wine in a quantity not exceeding 100,000 gallons per year and the storage thereof;

(2) the sale of wine, manufactured by the licensee, to licensed wine distributors, retailers, public venues, clubs, drinking establishments, holders of temporary permits as authorized by K.S.A. 41-2645, and amendments thereto, and caterers;

(3) the sale, on the licensed premises and at special events monitored and regulated by the division of alcoholic beverage control in the original unopened container to consumers for consumption off the licensed premises, of wine manufactured by the licensee;

(4) the serving free of charge on the licensed premises and at special events, monitored and regulated by the division of alcoholic beverage control, of samples of wine manufactured by the licensee or imported under subsection (e), if the licensed premises are located in a county where the sale of alcoholic liquor is permitted by law in licensed drinking establishments;

(5) the sale of wine manufactured by the licensee for consumption on the licensed premises, provided, the licensed premises are located in a county where the sale of alcoholic liquor is permitted by law in licensed drinking establishments. Wine sold pursuant to this paragraph shall not be subject to the provisions of the club and drinking establishment act, K.S.A. 41-2601 et seq., and amendments thereto, and no drinking establishment license shall be required to make such sales;

(6) if the licensee is also licensed as a club or drinking establishment, the sale of domestic wine, domestic fortified wine and other alcoholic liquor for consumption on the licensed premises as authorized by the club and drinking establishment act;

(7) if the licensee is also licensed as a caterer, the sale of domestic wine, domestic

fortified wine and other alcoholic liquor for consumption on the unlicensed premises as authorized by the club and drinking establishment act;

(8) the sale and shipping, in the original unopened container, to consumers outside this state of wine manufactured by the licensee, provided that the licensee complies with applicable laws and rules and regulations of the jurisdiction to which the wine is shipped; and

(9) the sale and shipping of wine within this state pursuant to a permit issued pursuant to K.S.A. 2017 Supp. 41-350, and amendments thereto.

(b) Upon application and payment of the fee prescribed by K.S.A. 41-310, and amendments thereto, by a farm winery licensee, the director may issue not to exceed three winery outlet licenses to the farm winery licensee. A winery outlet license shall allow:

(1) The sale, on the licensed premises and at special events monitored and regulated by the division of alcoholic beverage control in the original unopened container to consumers for consumption off the licensed premises, of wine manufactured by the licensee;

(2) the serving on the licensed premises of samples of wine manufactured by the licensee or imported under subsection (e), if the premises are located in a county where the sale of alcoholic liquor is permitted by law in licensed drinking establishments; and

(3) the manufacture of domestic table wine and domestic fortified wine and the storage thereof; provided, that the aggregate quantity of wine produced by the farm winery licensee, including all winery outlets, shall not exceed 100,000 gallons per year.

(c) Not less than 30% of the products utilized in the manufacture of domestic table wine and domestic fortified wine by a farm winery shall be grown in Kansas except when a lesser proportion is authorized by the director based upon the director's findings and judgment. The production requirement of this subsection shall be determined based on the annual production of domestic table wine and domestic fortified wine by the farm winery.

(d) A farm winery or winery outlet may sell domestic wine and domestic fortified wine in the original unopened container to consumers for consumption off the licensed premises at any time between 6 a.m. and 12 midnight on any day ~~except Sunday and between 12 noon and 6 p.m. on Sunday~~. If authorized by subsection (a), a farm winery may serve samples of wine manufactured by the licensee and wine imported under subsection (e) and serve and sell domestic wine, domestic fortified wine and other alcoholic liquor for consumption on the licensed premises at any time when a club or drinking establishment is authorized to serve and sell alcoholic liquor. If authorized by subsection (b), a winery outlet may serve samples of domestic wine, domestic fortified wine and wine imported under subsection (e) at any time when the winery outlet is authorized to sell domestic wine and domestic fortified wine.

(e) The director may issue to the Kansas state fair or any bona fide group of grape growers or wine makers a permit to import into this state small quantities of wines. Such wine shall be used only for bona fide educational and scientific tasting programs and shall not be resold. Such wine shall not be subject to the tax imposed by K.S.A. 41-501, and amendments thereto. The permit shall identify specifically the brand and type of wine to be imported, the quantity to be imported, the tasting programs for which the wine is to be used and the times and locations of such programs. The secretary shall adopt rules and regulations governing the importation of wine pursuant to this

subsection and the conduct of tasting programs for which such wine is imported.

(f) A farm winery license or winery outlet license shall apply only to the premises described in the application and in the license issued and only one location shall be described in the license.

(g) No farm winery or winery outlet shall:

(1) Employ any person under the age of 18 years in connection with the manufacture, sale or serving of any alcoholic liquor;

(2) permit any employee of the licensee who is under the age of 21 years to work on the licensed premises at any time when not under the on-premise supervision of either the licensee or an employee of the licensee who is 21 years of age or over;

(3) employ any person under 21 years of age in connection with mixing or dispensing alcoholic liquor; or

(4) employ any person in connection with the manufacture or sale of alcoholic liquor if the person has been convicted of a felony.

(h) Whenever a farm winery or winery outlet licensee is convicted of a violation of the Kansas liquor control act, the director may revoke the licensee's license and order forfeiture of all fees paid for the license, after a hearing before the director for that purpose in accordance with the provisions of the Kansas administrative procedure act.

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

Also on page 1, in line 21, after "(5)" by inserting "the sale, on the licensed premises in refillable and sealable containers to consumers for consumption off the licensed premises, of beer manufactured by the licensee, subject to the following conditions:

(A) Containers described in this paragraph shall contain not less than 32 fluid ounces and not more than 64 fluid ounces of beer; and

(B) the licensee shall affix a label to all containers sold pursuant to this paragraph clearly indicating the licensee's name and the name and type of beer contained in such container;

(6) ";

On page 3, in line 5, by striking "except"; in line 6, by striking all before the fifth period;

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

Also on page 3, by striking all in lines 41 through 43;

By striking all on page 4;

On page 5, by striking all in lines 1 through 26; and inserting:

"Sec. 5. K.S.A. 2017 Supp. 41-354 is hereby amended to read as follows: 41-354.

(a) A microdistillery license shall allow:

(1) The manufacture of not more than 50,000 gallons of spirits per year and the storage thereof;

(2) the sale to spirit distributors of spirits, manufactured by the licensee;

(3) the sale, on the licensed premises in the original unopened container to consumers for consumption off the licensed premises, of spirits manufactured by the licensee;

(4) the serving free of charge on the licensed premises and at special events, monitored and regulated by the division of alcoholic beverage control, of samples of spirits manufactured by the licensee, if the premises are located in a county where the sale of alcoholic liquor is permitted by law in licensed drinking establishments;

(5) if the licensee is also licensed as a club or drinking establishment, the sale of spirits and other alcoholic liquor for consumption on the licensed premises as authorized by the club and drinking establishment act; and

(6) if the licensee is also licensed as a caterer, the sale of spirits and other alcoholic liquor for consumption on unlicensed premises as authorized by the club and drinking establishment act.

(b) Upon application and payment of the fee prescribed by K.S.A. 41-310, and amendments thereto, by a microdistillery licensee, the director may issue not to exceed one microdistillery packaging and warehousing facility license to the microdistillery licensee. A microdistillery packaging and warehousing facility license shall allow:

(1) The transfer, from the licensed premises of the microdistillery to the licensed premises of the microdistillery packaging and warehousing facility, of spirits manufactured by the licensee, for the purpose of packaging or storage, or both;

(2) the transfer, from the licensed premises of the microdistillery packaging and warehousing facility to the licensed premises of the microdistillery, of spirits manufactured by the licensee; or

(3) the removal from the licensed premises of the microdistillery packaging and warehousing facility of spirits manufactured by the licensee for the purpose of delivery to a licensed spirits wholesaler.

(c) A microdistillery may sell spirits in the original unopened container to consumers for consumption off the licensed premises at any time between 6 a.m. and 12 midnight on any day ~~except Sunday and between 11 a.m. and 7 p.m. on Sunday~~. If authorized by subsection (a), a microdistillery may serve samples of spirits and serve and sell spirits and other alcoholic liquor for consumption on the licensed premises at any time when a club or drinking establishment is authorized to serve and sell alcoholic liquor.

(d) The director may issue to the Kansas state fair or any bona fide group of distillers a permit to import into this state small quantities of spirits. Such spirits shall be used only for bona fide educational and scientific tasting programs and shall not be resold. Such spirits shall not be subject to the tax imposed by K.S.A. 41-501, and amendments thereto. The permit shall identify specifically the brand and type of spirit to be imported, the quantity to be imported, the tasting programs for which the spirit is to be used and the times and locations of such programs. The secretary shall adopt rules and regulations governing the importation of spirits pursuant to this subsection and the conduct of tasting programs for which such spirits are imported.

(e) A microdistillery license or microdistillery packaging and warehousing facility license shall apply only to the premises described in the application and in the license issued and only one location shall be described in the license.

(f) No microdistillery shall:

(1) Employ any person under the age of 18 years in connection with the manufacture, sale or serving of any alcoholic liquor;

(2) permit any employee of the licensee who is under the age of 21 years to work on the licensed premises at any time when not under the on-premises supervision of either the licensee or an employee of the licensee who is 21 years of age or over;

(3) employ any person under 21 years of age in connection with mixing or dispensing alcoholic liquor; or

(4) employ any person in connection with the manufacture or sale of alcoholic

liquor if the person has been convicted of a felony.

(g) Whenever a microdistillery licensee is convicted of a violation of the Kansas liquor control act, the director may revoke the licensee's license and all fees paid for the license in accordance with the Kansas administrative procedure act.

(h) The provisions of this section shall take effect and be in force from and after July 1, 2012.

(i) All rules and regulations adopted on and after July 1, 2012, and prior to July 1, 2013, to implement this section shall continue to be effective and shall be deemed to be duly adopted rules and regulations of the secretary until revised, amended, revoked or nullified pursuant to law.

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

Sec. 6. K.S.A. 2017 Supp. 41-2614 is hereby amended to read as follows: 41-2614.

(a) Except as provided by subsection (c), no public venue, club or drinking establishment shall allow the serving, mixing or consumption of alcoholic liquor on its premises between the hours of 2:00 a.m. and ~~9:00~~ 6:00 a.m. on any day.

(b) No caterer shall allow the serving, mixing or consumption of alcoholic liquor between the hours of 2:00 a.m. and 6:00 a.m. on any day at an event catered by such caterer.

(c) A hotel of which the entire premises are licensed as a drinking establishment or as a drinking establishment/caterer may allow at any time the serving, mixing and consumption of alcoholic liquor and cereal malt beverage from a minibar in a guest room by guests registered to stay in such room, and guests of guests registered to stay in such room.

Sec. 7. K.S.A. 2017 Supp. 41-2640 is hereby amended to read as follows: 41-2640.

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

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

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

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

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

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

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

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

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

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

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

admission area;

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

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

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

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

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

(1) Offer free food or entertainment at any time;

(2) sell or deliver wine by the bottle or carafe;

(3) sell, offer to sell and serve individual drinks at different prices throughout any day;

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

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

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

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

(e) (1) A public venue, club or drinking establishment may offer customer self-service of beer or wine, or both, from automated devices on licensed premises so long as the licensee monitors and has the ability to control the dispensing of such beer or wine, or both, from the automated devices.

(2) ~~The secretary may adopt rules and regulations as necessary to implement the provisions of this subsection (A) For purposes of this subsection, "automated device" shall mean any mechanized device capable of dispensing wine or beer, or both, directly to a customer in exchange for compensation that a licensee has received directly from the customer.~~

~~(B) No licensee shall allow an automated device to be used on its licensed premises without first providing written or electronic notification to the director of the licensee's intent to use the automated device. The licensee shall provide this notification at least 48 hours before any automated device is used on the licensed premises.~~

~~(C) Each licensee offering customer self-service of wine or beer, or both, from any automated device shall provide constant video monitoring of the automated device at all times during which the licensee is open to the public. The licensee shall keep recorded footage from the video monitoring for at least 60 days and shall provide the footage, upon request, to any agent of the director or other authorized law enforcement agent.~~

~~(D) The compensation required by subsection (a) shall be in the form of a~~

programmable, prepaid access card containing a fixed amount of monetary credit that may be directly exchanged for beer or wine dispensed from the automated device. Access cards may be sold, used or reactivated only during a business day. Each access card shall be purchased from the licensee by a customer. A licensee shall not issue more than one active access card to a customer. For purposes of this subsection, an access card shall be deemed active if the access card contains monetary credit or has not yet been used to dispense 15 ounces of wine or 32 ounces of beer. Each purchase of an access card under this subparagraph shall be subject to the liquor drink tax imposed by K.S.A. 79-41a02, and amendments thereto.

(E) In order to obtain a prepaid access card from a licensee, each customer shall produce a valid driver's license, identification card or other government-issued document that contains a photograph of the individual and demonstrates that the individual is at least 21 years of age. Each access card shall be programmed to require the production of the customer's valid identification before the access card can be used for the first time during any business day or for any subsequent reactivation as provided in subparagraph (D).

(F) Each access card shall become inactive at the end of each business day.

(G) Each access card shall be programmed to allow the dispensing of no more than 15 ounces of wine or 32 ounces of beer to a customer. Once an access card has been used to dispense 15 ounces of wine or 32 ounces of beer to a customer, the access card shall become inactive. Any customer in possession of an inactive access card may, upon production of the customer's valid identification to the licensee or licensee's employee, have the access card reactivated to allow the dispensing of an additional 15 ounces of wine or 32 ounces of beer from an automated device.

Subparagraph (D), (E), (F) or (G) shall not apply to wine or beer that is dispensed directly to the licensee or the licensee's agent or employee.

(3) The secretary shall adopt rules and regulations prior to January 1, 2019, as necessary to implement the provisions of this subsection.

(4) Notwithstanding any other provision of law, all laws and rules and regulations applicable to the sale of alcoholic liquor to persons under the legal age of consumption shall be applicable to the sales transaction of the prepaid access card.

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

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

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

(i) For purposes of this section, the term "day" means from 6:00 a.m. until 2:00 a.m. the following calendar day.

Sec. 8. K.S.A. 65-664 is hereby amended to read as follows: 65-664. A food shall be deemed to be adulterated:

(a) (1) If it bears or contains any poisonous or deleterious substance which may render it injurious to health; but in case the substance is not an added substance such food shall not be considered adulterated under this clause if the quantity of the substance in such food does not ordinarily render it injurious to health; or (2) (A) it bears or contains any added poisonous or added deleterious substance, other than one which is: (i) A pesticide chemical in or on a raw agricultural commodity; (ii) a food additive; or (iii) a color additive, which is unsafe within the meaning of K.S.A. 65-667, and amendments thereto; ~~or~~ (B) it is a raw agricultural commodity and it bears or contains a pesticide chemical which is unsafe within the meaning of K.S.A. 65-667, and amendments thereto; or (C) it is or it bears or contains any food additive which is unsafe within the meaning of K.S.A. 65-667, and amendments thereto. Where a pesticide chemical has been used in or on a raw agricultural commodity in conformity with an exemption granted or tolerance prescribed under K.S.A. 65-667, and amendments thereto, and such raw agricultural commodity has been subjected to processing such as canning, cooking, freezing, dehydrating, or milling, the residue of such pesticide chemical remaining in or on such processed food shall, notwithstanding the provisions of K.S.A. 65-667, and amendments thereto, ~~and clause subparagraph (C) of this subsection,~~ not be deemed unsafe if such residue in or on the raw agricultural commodity has been removed to the extent possible in good manufacturing practice, and the concentration of such residue in the processed food when ready to eat is not greater than the tolerance prescribed for the raw agricultural commodity; ~~or~~ (3) it consists in whole or in part of a diseased, contaminated, filthy, putrid, or decomposed substance, or is otherwise unfit for food; ~~or~~ (4) it has been produced, prepared, packed, or held under insanitary conditions whereby it may have become contaminated with filth, or whereby it may have been rendered diseased, unwholesome, or injurious to health; ~~or~~ (5) it is the product of a diseased animal or an animal which has died otherwise than by slaughter, or that has been fed upon the uncooked offal from a slaughterhouse; or (6) its container is composed, in whole or in part, of any poisonous or deleterious substance which may render the contents injurious to health.

(b) (1) If any valuable constituent has been in whole or in part omitted or abstracted therefrom; ~~or~~ (2) any substance has been substituted wholly or in part therefor; ~~or~~ (3) damage or inferiority has been concealed in any manner; or (4) any substance has been added thereto or mixed or packed therewith so as to increase its bulk or weight, or reduce its quality or strength or make it appear better or of greater value than it is. This subsection does not apply to any cured or smoked pork product by reason of its containing added water.

(c) If it is confectionery and it bears or contains any alcohol or nonnutritive article or substance except harmless coloring, harmless flavoring, harmless resinous glaze not in excess of ~~4/10 of 1%~~ 0.4%, harmless natural wax not in excess of ~~4/10 of 1%~~ 0.4%, harmless natural gum, and pectin. This subsection does not apply to any confectionery by reason of its containing ~~less than 1/2 of not more than~~ not more than 1% by volume of alcohol ~~derived solely from the use of flavoring extracts,~~ or to any chewing gum by reason of its containing harmless nonnutritive masticatory substances.

(d) If it is or bears or contains any color additive ~~which that~~ is unsafe within the meaning of K.S.A. 65-667, ~~and amendments thereto~~.";

Also on page 5, in line 27, before "K.S.A." by inserting "K.S.A. 65-664 and"; also in line 27, by striking "41-104 and" and inserting "41-102, 41-308a,"; also in line 27, before "are" by inserting ", 41-354, 41-2614 and 41-2640"; following line 28, by inserting:

"Sec. 9. On and after April 1, 2019, K.S.A. 2016 Supp. 41-102, as amended by section 4 of chapter 56 of the 2017 Session Laws of Kansas, and K.S.A. 2017 Supp. 41-102, as amended by section 1 of this act, are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after the first semicolon; in line 2, by striking all before "amending" and inserting "defining alcoholic candy; confectionery products containing alcohol and adulterated food products; expanding hours of sales; authorizing sale of refillable and sealable containers by microbreweries,"; also in line 2, after "amending" by inserting "K.S.A. 65-664 and K.S.A. 2016 Supp. 41-102, as amended by section 4 of chapter 56 of the 2017 Session Laws of Kansas, and"; also in line 2, by striking "41-104 and" and inserting "41-102, 41-308a,"; in line 3, after "41-308b" by inserting ", 41-354, 41-2614 and 41-2640"; also in line 3, after "sections" by inserting "; also repealing K.S.A. 2017 Supp. 41-102, as amended by section 1 of this act";

And your committee on conference recommends the adoption of this report.

BUD ESTES
 ROB OLSON
 OLETHA FAUST-GOUDEAU
Conferees on part of Senate

JOHN E. BARKER
 RONALD L. HIGHLAND
 LOUIS E. RUIZ
Conferees on part of House

On motion of Rep. Highland, the conference committee report on **HB 2470** was adopted.

On roll call, the vote was: Yeas 94; Nays 28; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amberger, Aurand, Awerkamp, Ballard, Becker, Bishop, Brim, Carlin, Carmichael, B. Carpenter, Clayton, Concannon, Corbet, Cox, Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Eplee, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Hawkins, Henderson, Highberger, Highland, Hineman, Holscher, Horn, Houser, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schwab, Seiwert, Sloan, Stogsdill, Sutton, Tarwater, Thimesch, Thompson, Trimmer, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn.

Nays: Alford, Baker, Bergquist, Blex, Burris, Clark, Crum, S., Ellis, Esau, Garber,

Good, Helgerson, Hibbard, Hodge, Hoffman, Huebert, Jacobs, K. Jones, Orr, R. Powell, Rafie, Schroeder, Smith, A., Smith, E., S. Swanson, Trimboli, Vickrey, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Barker, Burroughs, Claeys.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote "NO" on HB 2470. While many elements under this bill are very much in favor of supporting business growth, I cannot justify economic improvement over risk to our school children who stand next to the streets and highways before 8:00 am. The unrelenting campaign to push for being able to drink 20 out of 24 hours of the day is an unreasonable and irresponsible move by the state. I cannot, therefore, support this conference committee decision. – ERIC L.SMITH, KEVIN JONES, RON ELLIS, TREVOR JACOBS, JESSE BURRIS, KEITH ESAU

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2511** 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 6;

On page 7, by striking all in lines 1 through 11 and inserting:

"Section 1. K.S.A. 2017 Supp. 8-2005 is hereby amended to read as follows: 8-2005. (a) Local authorities in their respective jurisdictions shall place and maintain such traffic-control devices upon highways under their jurisdiction as they may deem necessary to indicate and to carry out the provisions of this act or local traffic ordinances or to regulate, warn or guide traffic. All such traffic-control devices hereafter erected shall conform to the state manual and specifications.

(b) Local authorities in exercising those functions referred to in subsection (a) shall be subject to the direction and control of the secretary of transportation with respect to highways and streets designated by the secretary as connecting links in the state highway system.

~~(c) In townships located in Douglas, Johnson, Riley, Shawnee and Sedgwick counties, the township board shall place and maintain traffic-control devices, other than regulatory signs, on township roads under the board's jurisdiction. In addition, such township board shall place and maintain regulatory signs on township roads under the board's jurisdiction consistent with resolutions of the board of county commissioners of the county in which the township road is located. For this purpose, a regulatory sign is a sign setting forth a regulation, the violation of which subjects the operator of the motor vehicle to fine, imprisonment, or both.~~
In all counties operating under the county-township system, responsibilities for traffic-control devices and signage shall be as follows:

(1) Counties shall maintain the county roads and shall place and maintain traffic-control devices on county roads. Counties shall maintain and place on township roads signs related to county culverts and county bridges, and construction signage related to

county projects on township roads.

(2) Township boards shall maintain the local township roads and shall place and maintain traffic-control signage on such township roads, except as provided in paragraph (1). Regulatory signs on township roads under the township board's jurisdiction shall be consistent with resolutions of the board of county commissioners of the county in which the township road is located.

(3) For purposes of this subsection, a regulatory sign is a sign setting forth a regulation, the violation of which subjects the operator of the motor vehicle to a fine, imprisonment, or both. Nothing in this subsection shall be construed as precluding the board of county commissioners from placing and maintaining traffic-control devices or street name signs on township roads, if the board determines that traffic-control devices or signs placed by a township are inadequate, but the board of county commissioners shall have no obligation to do so not be required to take such action.

(d) In all counties operating under the county road unit system, responsibilities for traffic-control devices and signage shall be as follows:

(1) Counties shall maintain the county roads and township roads and shall place and maintain all traffic-control devices on such roads.

(2) Township boards shall not be responsible for roads or signage.

(e) In all counties operating under the general county rural highway system, responsibilities for traffic-control devices and signage shall be as follows:

(1) Counties shall maintain the county roads and township roads and maintain all traffic-control devices on such roads in accordance with K.S.A. 68-591 et seq., and amendments thereto.

(2) Township boards shall not be responsible for roads or signage.

Sec. 2. K.S.A. 2017 Supp. 68-526 is hereby amended to read as follows: 68-526. (a) In all counties not operating under the county road unit system operating under the county-township system, the township board shall have the general charge and supervision of all township roads and township culverts in their respective townships. The board shall procure machinery, implements, tools, drain tile, stone, gravel and any other material or equipment required, for the construction or repair of such roads and culverts. All work shall be done in accordance with any plans and specifications and the general regulations to be prepared and furnished by the county engineer. The township board shall place and maintain all such traffic-control devices for township roads as provided by K.S.A. 8-2005, and amendments thereto.

~~(b) In townships located in Douglas, Johnson, Riley, Shawnee and Sedgwick counties, the township board shall place and maintain traffic-control devices and guidance, warning and regulatory signs on all township roads as provided by K.S.A. 8-2005, and amendments thereto.~~

Sec. 3. K.S.A. 68-589 is hereby amended to read as follows: 68-589. As used in this act, the following terms shall have the meaning ascribed to them by this section unless the context otherwise requires. (a) "Municipality" means any city ~~or~~ county or township.

(b) "Governing body" as applied to a county, means the board of county commissioners; ~~and as applied to a city means the governing body of such the city; and as applied to a township means the township board."~~

Also on page 7, in line 12, before "K.S.A" by inserting "K.S.A. 68-589 and"; also in line 12, by striking "8-247 and 8-2,135" and inserting "8-2005 and 68-526";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "commercial driver's licenses, renewal period" and inserting "roads and highways; relating to traffic-control devices, maintenance thereof, counties and townships; townships, special highway improvement fund"; in line 2, after "amending" by inserting "K.S.A. 68-589 and"; also in line 2, by striking "8-247 and 8-2,135" and inserting "8-2005 and 68-526";

And your committee on conference recommends the adoption of this report.

MIKE PETERSEN

DAN GODDARD

PAT PETTEY

Conferees on part of Senate

RICHARD J. PROEHL

SHANNON FRANCIS

ADAM LUSKER

Conferees on part of House

On motion of Rep. Highland, the conference committee report on **HB 2511** was adopted.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Pittman.

Present but not voting: None.

Absent or not voting: Barker, Burroughs, Claeys.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2577** 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 13, before "administer" by inserting":

(1)";

Also on page 1, in line 16, before the period by inserting ";

(2) provide and maintain the reporting system necessary to comply with K.S.A. 65-5704, and amendments thereto; and

(3) provide training to owners or operators of Kansas facilities, Kansas first responders and Kansas emergency management officials on the existence, access and use of the reporting system established pursuant to the Kansas emergency planning and community right-to-know act";

Also on page 1, in line 23, by striking all after "(1)"; by striking all in line 24; in line 25, by striking "(2)";

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

On page 2, in line 10, by striking all after the first "the"; in line 11, by striking "program" and inserting "purposes described in section 1(b), and amendments thereto"; in line 13, by striking all after "the"; in line 14, by striking all before the comma and inserting "purposes described in section 1(b), and amendments thereto";

On page 3, following line 8, by inserting:

"Sec. 3. K.S.A. 65-5725 is hereby amended to read as follows: 65-5725. (a) Except as otherwise provided by this order, all of the powers, duties, and functions of the secretary of health and environment relating to provision of support for the oversight and administrative activities of the state commission on emergency planning and response ~~commission as provided in K.S.A. 65-5704(a), and amendments thereto~~, are hereby transferred to and conferred and imposed upon the adjutant general.

(b) Except as otherwise provided by this order, whenever the words "secretary of health and environment" or words of like effect are referred to or designated by a statute, rule and regulation, contract or other document in connection with the powers, duties, and functions transferred from the secretary of health and environment to the adjutant general by this order, the reference or designation shall be deemed to apply to the adjutant general.";

Also on page 3, in line 9, by striking "is" and inserting "and 65-5725 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the semicolon by inserting "fee restrictions; secretary of health and environment, rules and regulations;"; also in line 3, after "65-5704" by inserting "and 65-5725"; in line 4, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

DAN KERSCHEN

BUD ESTES

MARCI FRANCISCO

Conferees on part of Senate

TOM SLOAN

KEN RAHJES

PONKA-WE VICTORS

Conferees on part of House

On motion of Rep. Rahjes, the conference committee report on **HB 2577** was adopted.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Burroughs, Claeys.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2642** 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 printed with House Committee of the Whole amendments, as follows:

On page 3, following line 16, by inserting:

"Sec. 2. K.S.A. 2017 Supp. 25-4152 is hereby amended to read as follows: 25-4152. (a) Except as provided in subsection (b), the commission shall send a notice by registered or certified mail to any person failing to file any report or statement required by K.S.A. 25-4144, 25-4145 or 25-4148, and amendments thereto, and to the candidate appointing any treasurer failing to file any such report, within the time period prescribed therefor. The notice shall state that the required report or statement has not been filed with either the office of secretary of state or county election officer or both. The person failing to file any report or statement, and the candidate appointing any such person, shall be responsible for the filing of such report or statement. The notice also shall state that such person shall have 15 days from the date such notice is deposited in the mail to comply with the registration and reporting requirements before a civil penalty shall be imposed for each day that the required documents remain unfiled. If such person fails to comply within the prescribed period, such person shall pay to the state a civil penalty of \$10 per day for each day that such report or statement remains unfiled, except that no such civil penalty shall exceed \$300. The commission may waive, for good cause, payment of any civil penalty imposed by this section.

(b) (1) Subject to the notice provisions of subsection (a), reports that are due under the provisions of K.S.A. 25-4148(a)(1) and (2), and amendments thereto, for candidates that appear on the ballot for the then-current primary or general election ballot and are late more than 48 hours shall be subject to civil penalties as provided in subsection (b)

(2).

(2) The candidate shall be liable for a civil penalty of \$100 for the first day the report is more than 48 hours late and \$50 for each subsequent day the report is late, but in no case shall the civil penalty exceed \$1,000. The commission may waive, for good cause, payment of any civil penalty imposed by this section.

(c) (1) Subject to the notice provisions of subsection (a), reports that are due under the provisions of K.S.A. 25-4145 and 25-4148, and amendments thereto, for each political committee that anticipates receiving \$2,501 or more in any calendar year and are late more than 48 hours shall be subject to civil penalties as provided in subsection (c)(2).

(2) The political committee shall be liable for a civil penalty of \$100 for the first day the report is more than 48 hours late and \$50 for each subsequent day the report is late, but in no case shall the civil penalty exceed \$1,000. The commission may waive, for good cause, payment of any civil penalty imposed by this section.

(d) Civil penalties provided for by this section 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 governmental ethics commission fee fund.

~~(e)~~(c) If a person fails to pay a civil penalty provided for by this section, it shall be the duty of the commission to bring an action to recover such civil penalty in the district court of the county in which such person resides.

Sec. 3. K.S.A. 2017 Supp. 46-268 is hereby amended to read as follows: 46-268.

(a) Except as otherwise provided in subsection (b), every lobbyist shall file electronically with the secretary of state a report of employment and expenditures on a form and in the manner prescribed and provided by the commission. A report shall be filed on or before the 10th day of the months of February, March, April, May, September and January. Reports shall include all expenditures which are required to be reported under K.S.A. 46-269, and amendments thereto, or a statement that no expenditures in excess of \$100 were made for such purposes, during the preceding calendar month or months since the period for which the last report was filed.

(b) For any calendar year in which a lobbyist expects to expend an aggregate amount of less than \$100 for lobbying in each reporting period, a lobbyist shall file electronically an affidavit of such intent with the secretary of state. Such lobbyist shall not be required to file the reports required under subsection (a) for the year for which such affidavit is filed. If in any reporting period a lobbyist filing such affidavit expends in excess of \$100 in reportable expenses, a report shall be filed for such period in the manner prescribed by subsection (a).

Sec. 4. K.S.A. 2017 Supp. 46-280 is hereby amended to read as follows: 46-280.

(a) Except as provided in subsection (b), the commission shall send a notice by registered or certified mail to any person failing to register or to file any report or statement as required by K.S.A. 46-247, ~~or 46-265 or 46-268~~, and amendments thereto, within the time period prescribed therefor. The notice shall state that the required registration, report or statement had not been filed with the office of secretary of state. The notice also shall state that such person shall have five days from the date of receipt of such notice to comply with the registration and reporting requirements before a civil penalty shall be imposed for each day that the required documents remain unfiled. If

such person fails to comply within such period, such person shall pay to the state a civil penalty of \$10 per day for each day that such person remains unregistered or that such report or statement remains unfiled, except that no such civil penalty shall exceed \$300. The commission may waive, for good cause, payment of any civil penalty imposed hereunder.

(b) Subject to the notice provisions of subsection (a), reports required for lobbyists under K.S.A. 46-268, and amendments thereto, that are late more than 48 hours shall be subject to civil penalties as provided in subsection (b)(2).

(2) The lobbyist shall be liable for a civil penalty of \$100 for the first day the report is more than 48 hours late and \$50 for each subsequent day the report is late, but in no case shall the civil penalty exceed \$1,000. The commission may waive, for good cause, payment of any civil penalty imposed by this section.

(c) Whenever the commission shall determine that any report filed by a lobbyist as required by K.S.A. 46-269, and amendments thereto, is incorrect, incomplete or fails to provide the information required by such section, the commission shall notify such lobbyist by registered or certified mail, specifying the deficiency. Such notice shall state that the lobbyist shall have 30 days from the date of the receipt of such notice to file an amended report correcting such deficiency before a civil penalty will be imposed and the registration of such lobbyist revoked and the badge be required to be returned to the office of the secretary of state. A copy of such notice shall be sent to the office of the secretary of state. If such lobbyist fails to file an amended report within the time specified, such lobbyist shall pay to the commission a civil penalty of \$10 per day for each day that such person fails to file such report except that no such civil penalty shall exceed \$300. On the 31st day following the receipt of such notice, the registration of any lobbyist failing to file such amended report shall be revoked.

~~(d)~~ (d) Civil penalties provided for by this section 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 governmental ethics commission fee fund.

~~(e)~~ (1) Except as provided in ~~subsection paragraph~~ (2), if a person fails to pay a civil penalty provided for by this section, it shall be the duty of the commission to bring an action to recover such civil penalty in the district court of the county in which such person resides.

~~(2) If a person required to file under ~~subsection (f)~~ of K.S.A. 46-247(f), and amendments thereto, fails to pay a civil penalty provided for by this section, it shall be the duty of the commission to bring an action to recover ~~such the~~ civil penalty in the district court of Shawnee county, Kansas.~~

Sec. 5. K.S.A. 25-3205 is hereby amended to read as follows: 25-3205. (a) The state board of canvassers shall be the board of canvassers for the final canvass of the primary election of national and state officers. Provisions of law relating to the canvass of the national and state general elections shall, as far as applicable, apply to the canvass and certification of the secretary of state of ~~such the~~ primary elections. The state board of canvassers shall meet at the office of the secretary of state on the call of the secretary of state as soon as convenient after the tabulation of the returns is made. The meeting shall be called not later than September 1 next following ~~such the~~ election, except when ~~such the~~ date falls on Sunday, then not later than the next following day

which is not a legal holiday, and may recess from time to time until the final canvass is completed.

As soon as ~~such the~~ final canvass of the primary election shall be completed, the secretary of state shall publish in the Kansas register a certified statement of the candidates for the presidential electors, United States senator, representatives in congress and all state officers or so many of ~~such the~~ officers as may have been voted for at ~~such the~~ election. On the fourth day after the completion of such final canvass or as soon as practicable thereafter, the secretary of state shall mail to each candidate found by the state board of canvassers to be duly nominated a certificate of nomination, showing the name of the candidate, the party by whom nominated and the office for which the candidate is nominated as specified in the nomination papers and determined by the state board of canvassers.

(b) The secretary of state shall publish on the official secretary of state website results by precinct for all federal offices, statewide offices and for state legislative offices not later than 30 days after the final canvass of the primary election is complete.

Sec. 6. K.S.A. 25-3206 is hereby amended to read as follows: 25-3206. (a) The state board of canvassers shall make the final canvass of national and state primary and general elections. ~~Such The~~ board shall also make the final canvass of elections upon constitutional amendments and all questions submitted to election on a statewide basis, including questions on retention in office of justices of the supreme court, judges of the court of appeals and judges of the district court.

(b) For the purpose of canvassing elections specified in subsection (a), the state board of canvassers shall meet on the call of the secretary of state, in the secretary's office, as soon as convenient after the tabulation of the returns is made. In the case of general elections, the meeting shall be called not later than December 1 next following ~~such the~~ election, except when ~~such the~~ date falls on Sunday, then not later than the following day, and may recess from time to time until the canvass is completed.

(c) The state board of canvassers shall, upon the abstracts on file in the office of secretary of state, proceed to make final canvass of any election for officers specified in subsection (a). The state board of canvassers shall certify a statement which shall show the names of the persons receiving votes for any of ~~such the~~ offices, and the whole number received by each, distinguishing the districts and counties in which they were voted.

(d) The state board of canvassers shall, upon the abstracts on file in the office of the secretary of state, proceed to make final canvass and determination of the result of statewide question submitted elections. The state board of canvassers shall certify a statement of the number of votes on each question and the result thereof.

(e) The state board of canvassers shall certify such statements to be correct, and the members shall subscribe their names thereto, and the board shall determine what persons have been elected to such offices and the members shall endorse and subscribe on the statement a certificate of ~~such the~~ determination and deliver them to the secretary of state.

(f) The secretary of state shall publish on the official secretary of state website election results by precinct for all federal offices, statewide offices and for legislative offices not later than 30 days after the final canvass of the general election results.;

Also on page 3, in line 17, before "K.S.A." by inserting "K.S.A. 25-3205 and 25-3206 and"; also in line 17, after "Supp." by inserting "25-4152,;"; also in line 17, by striking

"is" and inserting ", 46-268 and 46-280 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "campaign finance; dealing with" and inserting "elections; relating to"; in line 2, after the semicolon by inserting "campaign finance reports; publishing of election results;"; also in line 2, after "amending" by inserting "K.S.A. 25-3205 and 25-3206 and"; also in line 2, after "Supp." by inserting "25-4152;"; also in line 2, after "25-4156" by inserting ", 46-268 and 46-280"; in line 3, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

ELAINE BOWERS

STEVE FITZGERALD

OLETHA FAUST-GOUDEAU

Conferees on part of Senate

KEITH ESAU

BLAKE CARPENTER

VIC MILLER

Conferees on part of House

On motion of Rep. Esau, the conference committee report on **HB 2642** was adopted.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carlin, Carmichael, B. Carpenter, Clark, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafic, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Clayton.

Present but not voting: None.

Absent or not voting: Barker, Burroughs, Claeys.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Finch, the House concurred in Senate amendments to **HB 2549**, AN ACT concerning mental health services; determinations of competency; commitment for treatment; amending K.S.A. 2017 Supp. 22-3302 and 22-3303 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Burroughs, Claeys.

CHANGE OF CONFEREES

Reps. Highland, Ellis, and Ruiz are appointed to replace Reps. Waymaster, Proehl, and Wolfe Moore as members of the conference committee on **Sub HB 2194**.

CHANGE OF CONFEREES

Reps. Johnson, Phillips, and Sawyer are appointed to replace Reps. Finch, Ralph, and Carmichael as members of the conference committee on **SB 296**.

On motion of Rep. Hineman, the House recessed until 4:00 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **SB 261**.

The Senate adopts the Conference Committee report on **H Sub for SB 336**.

The Senate concurs in House amendments to **SB 281**, and requests return of the bill.

The Senate concurs in House amendments to **SB 288**, and requests return of the bill.

The Senate adopts the Conference Committee report on **Sub HB 2129**.

The Senate adopts the Conference Committee report on **HB 2523**.

The Senate adopts the Conference Committee report on **HB 2539**.

The Senate adopts the Conference Committee report on **HB 2571**.

On motion of Rep. Hineman, the House recessed until 4:30 p.m.

LATE AFTERNOON SESSION

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

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 180, SB 266, SB 328**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 180** 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 15, before "Files" by inserting "Except as provided in subsection (f), or except as necessary for such agency's internal hiring processes,"; in line 16, by striking all after "agency"; in line 17, by striking "processes"; in line 23, by striking all after "files"; in line 24, by striking all before the period; in line 27, after the period by inserting "Except in a civil action involving negligent hiring, such files shall not be subject to discovery, subpoena or other process directed toward the hiring agency obtaining the files.";

On page 3, by striking all in lines 8 through 43;

On page 4, by striking all in lines 1 through 42 and inserting:

"Sec. 2. K.S.A. 2017 Supp. 45-220, as amended by section 2 of 2018 House Bill No. 2459, is hereby amended to read as follows: 45-220. (a) Each public agency shall adopt procedures to be followed in requesting access to and obtaining copies of public records, which procedures shall provide full access to public records, protect public records from damage and disorganization, prevent excessive disruption of the agency's essential functions, provide assistance and information upon request and insure efficient and timely action in response to applications for inspection of public records.

(b) A public agency may require a written request for inspection of public records but shall not otherwise require a request to be made in any particular form. Except as otherwise provided by subsection (c), a public agency shall not require that a request contain more information than the requester's name and address and the information necessary to ascertain the records to which the requester desires access and the requester's right of access to the records. A public agency may require proof of identity of any person requesting access to a public record. No request shall be returned, delayed or denied because of any technicality unless it is impossible to determine the records to which the requester desires access.

(c) If access to public records of an agency or the purpose for which the records may be used is limited pursuant to K.S.A. 45-221 or K.S.A. 2017 Supp. 45-230, and amendments thereto, the agency may require a person requesting the records or

information therein to provide written certification that:

(1) The requester has a right of access to the records and the basis of that right; or
 (2) the requester does not intend to, and will not: (A) Use any list of names or addresses contained in or derived from the records or information for the purpose of selling or offering for sale any property or service to any person listed or to any person who resides at any address listed; or (B) sell, give or otherwise make available to any person any list of names or addresses contained in or derived from the records or information for the purpose of allowing that person to sell or offer for sale any property or service to any person listed or to any person who resides at any address listed.

(d) A public agency shall establish, for business days when it does not maintain regular office hours, reasonable hours when persons may inspect and obtain copies of the agency's records. The public agency may require that any person desiring to inspect or obtain copies of the agency's records during such hours so notify the agency, but such notice shall not be required to be in writing and shall not be required to be given more than 24 hours prior to the hours established for inspection and obtaining copies.

(e) Each official custodian of public records shall designate such persons as necessary to carry out the duties of custodian under this act and shall ensure that a custodian is available during regular business hours of the public agency to carry out such duties.

(f) Each public agency shall provide, upon request of any person, the following information:

(1) The principal office of the agency, its regular office hours and any additional hours established by the agency pursuant to subsection (c).

(2) The title and address of the official custodian of the agency's records and of any other custodian who is ordinarily available to act on requests made at the location where the information is displayed.

(3) The fees, if any, charged for access to or copies of the agency's records.

(4) The procedures to be followed in requesting access to and obtaining copies of the agency's records, including procedures for giving notice of a desire to inspect or obtain copies of records during hours established by the agency pursuant to subsection (c).

(g) (1) Except for requests of summary data compiled from information submitted by multiple criminal justice agencies or as otherwise provided by law, requests for records submitted to the central repository or any other repositories supporting the criminal justice information system that are maintained by the Kansas bureau of investigation pursuant to K.S.A. 22-4704 and 22-4705, and amendments thereto, shall be directed to the criminal justice agency from which the records originated.

(2) As used in this subsection, the terms "central repository," "criminal justice agency" and "criminal justice information system" have the same meanings as defined in K.S.A. 22-4701, and amendments thereto.

(h) Except for requests of summary data compiled from information submitted by multiple law enforcement agencies or as otherwise provided by law, requests for records submitted to the Kansas asset seizure and forfeiture repository that are maintained by the Kansas bureau of investigation pursuant to section 1 of 2018 House Bill No. 2459, and amendments thereto, shall be directed to the law enforcement agency from which the records originated.

(i) Requests for records defined as "files" pursuant to section 1, and amendments

thereto, submitted to a state or local law enforcement agency or governmental agency shall be directed to the state or local law enforcement agency or governmental agency that made, maintained or kept such files, as required by section 1, and amendments thereto.

Sec. 3. K.S.A. 2017 Supp. 74-5611a is hereby amended to read as follows: 74-5611a. (a) (1) The commission shall establish and maintain a central registry of all Kansas police officers or law enforcement officers.

(2) The purpose of the registry is to be a resource for all agencies who appoint or elect police or law enforcement officers to use when reviewing employment applications of such officers. The registry shall be made available only to those agencies who appoint or elect police or law enforcement officers. include all records received or created by the commission pursuant to this section and all records related to violations of the Kansas law enforcement training act, including, but not limited to, records of complaints received or maintained by the commission.

(3) All records contained in the registry are confidential and shall not be disclosed pursuant to the Kansas open records act, except such records may be disclosed as provided in subsections (a)(4) and (a)(5) and the Kansas administrative procedure act. The provisions of this paragraph 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.

(4) Records contained in the registry, other than investigative files, shall be disclosed:

(A) To an agency that certifies, appoints or elects police or law enforcement officers;

(B) to the person who is the subject of the information, but the commission may require disclosure in such a manner as to prevent identification of any other person who is the subject or source of the information;

(C) in any proceeding conducted by the commission in accordance with the Kansas administrative procedure act, or in an appeal of an order of the commission entered in a proceeding, or to a party in such proceeding or that party's attorney;

(D) to a municipal, state or federal licensing, regulatory or enforcement agency with jurisdiction over acts or conduct similar to acts or conduct that would constitute grounds for action under this act; and

(E) to the director of police training when such disclosure is relevant to the exercise of the authority granted in K.S.A. 74-5604a(b), and amendments thereto.

(5) The following records may be disclosed to any person pursuant to the Kansas open records act:

(A) A record containing only:

(i) A police or law enforcement officer's name;

(ii) the name of a police or law enforcement officer's current employer;

(iii) the police or law enforcement officer's dates of employment with the police or law enforcement officer's current employer;

(iv) the name of previous law enforcement employers and the dates of employment with each employer;

(v) a summary of the trainings completed by the police or law enforcement officer as reported to the commission; and

(vi) the status of the police or law enforcement officer's certification under this act;

and

(B) statewide summary data without personally identifiable information.

(6) The provisions of K.S.A. 45-221(a), and amendments thereto, shall apply to any records disclosed pursuant to subsection (a)(4) or (a)(5).

(b) The director shall provide forms for registration and shall refuse any registration not submitted on such form in full detail.

(c) Within 30 days of appointment, election or termination, every city, county and state agency, every school district and every community college shall submit the name of any person appointed or elected to or terminated from the position of police officer or law enforcement officer within its jurisdiction.

(d) Upon termination, the agency head shall include a report explaining the circumstances under which the officer resigned or was terminated. Such termination report shall be available to the terminated officer and any law enforcement agency to which the terminated officer later applies for a position as a police officer or law enforcement officer. The terminated officer may submit a written statement in response to the termination and any such statement shall be included in the registry file concerning such officer. The director shall adopt a format for the termination report.

(e) The agency, agency head and any officer or employee of the agency shall be absolutely immune from civil liability:

(1) For the report made in accordance with subsection (d); and

(2) when responding in writing to a written request concerning a current or former officer from a prospective law enforcement agency of that officer for the report made in accordance with subsection (d) and for the disclosure of such report.";

Also on page 4, in line 43, by striking "is" and inserting ", as amended by section 2 of 2018 House Bill No. 2459, and 74-5611a are";

On page 5, in line 2, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the second semicolon by inserting "Kansas law enforcement training act; central registry;"; in line 3, after "45-220" by inserting ", as amended by section 2 of 2018 House Bill No. 2459, and 74-5611a"; in line 4, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

BLAINE FINCH

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

RICHARD WILBORN

JULIA LYNN

DAVID HALEY

Conferees on part of Senate

On motion of Rep. Finch, the conference committee report on **SB 180** was adopted.

On roll call, the vote was: Yeas 98; Nays 23; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carmichael, B. Carpenter, Clark, Concannon, Corbet, Cox,

Crum, S., Curtis, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Orr, Osterman, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Alcalá, Carlin, Clayton, Deere, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Kuether, Lusk, Miller, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, Victors, Ward, Winn.

Present but not voting: None.

Absent or not voting: Barker, Burroughs, Claeys, Houser.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 266** 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 36;

By striking all on page 2;

On page 3, by striking all in lines 1 through 35; following line 35, by inserting:

"Section 1. K.S.A. 2017 Supp. 59-29a02 is hereby amended to read as follows: 59-29a02. As used in this act:

(a) "Sexually violent predator" means any person who has been convicted of or charged with a sexually violent offense and who suffers from a mental abnormality or personality disorder which makes the person likely to engage in repeat acts of sexual violence and who has serious difficulty in controlling such person's dangerous behavior.

(b) "Mental abnormality" means a congenital or acquired condition affecting the emotional or volitional capacity which predisposes the person to commit sexually violent offenses in a degree constituting such person a menace to the health and safety of others.

(c) "Likely to engage in repeat acts of sexual violence" means the person's propensity to commit acts of sexual violence is of such a degree as to pose a menace to the health and safety of others.

(d) "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) "Sexually violent offense" means:

(1) Rape, as defined in K.S.A. 21-3502, prior to its repeal, or K.S.A. 2017 Supp. 21-5503, and amendments thereto;

(2) indecent liberties with a child, as defined in K.S.A. 21-3503, prior to its repeal, or ~~subsection (a)~~ of K.S.A. 2017 Supp. 21-5506(a), and amendments thereto;

(3) aggravated indecent liberties with a child, as defined in K.S.A. 21-3504, prior to its repeal, or ~~subsection (b)~~ of K.S.A. 2017 Supp. 21-5506(b), and amendments thereto;

(4) criminal sodomy, as defined in ~~subsection (a)(2) and (a)(3) of K.S.A. 21-3505(a)(2) and (a)(3), prior to its repeal, or subsection (a)(3) and (a)(4) of K.S.A. 2017 Supp. 21-5504(a)(3) and (a)(4), and amendments thereto;~~

(5) aggravated criminal sodomy, as defined in K.S.A. 21-3506, prior to its repeal, or ~~subsection (b) of K.S.A. 2017 Supp. 21-5504(b), and amendments thereto;~~

(6) indecent solicitation of a child, as defined in K.S.A. 21-3510, prior to its repeal, or ~~subsection (a) of K.S.A. 2017 Supp. 21-5508(a), and amendments thereto;~~

(7) aggravated indecent solicitation of a child, as defined in K.S.A. 21-3511, prior to its repeal, or ~~subsection (b) of K.S.A. 2017 Supp. 21-5508(b), and amendments thereto;~~

(8) sexual exploitation of a child, as defined in K.S.A. 21-3516, prior to its repeal, or K.S.A. 2017 Supp. 21-5510, and amendments thereto;

(9) aggravated sexual battery, as defined in K.S.A. 21-3518, prior to its repeal, or ~~subsection (b) of K.S.A. 2017 Supp. 21-5505(b), and amendments thereto;~~

(10) aggravated incest, as defined in K.S.A. 21-3603, prior to its repeal, or ~~subsection (b) of K.S.A. 2017 Supp. 21-5604(b), and amendments thereto;~~

(11) any conviction for a felony offense in effect at any time prior to the effective date of this act, that is comparable to a sexually violent offense as defined in ~~subparagraphs paragraphs~~ paragraphs (1) through (11) or any federal or other state conviction for a felony offense that under the laws of this state would be a sexually violent offense as defined in this section;

(12) an attempt, conspiracy or criminal solicitation, as defined in K.S.A. 21-3301, 21-3302 and 21-3303, prior to their repeal, or K.S.A. 2017 Supp. 21-5301, 21-5302 or 21-5303, and amendments thereto, of a sexually violent offense as defined in this subsection; or

(13) any act which either at the time of sentencing for the offense or subsequently during civil commitment proceedings pursuant to this act, has been determined beyond a reasonable doubt to have been sexually motivated.

(f) "Agency with jurisdiction" means that agency which releases upon lawful order or authority a person serving a sentence or term of confinement and includes the department of corrections, the Kansas department for aging and disability services and the prisoner review board.

(g) "Person" means an individual who is a potential or actual subject of proceedings under this act.

(h) "Treatment staff" means the persons, agencies or firms employed by or contracted with the secretary to provide treatment, supervision or other services at the sexually violent predator facility.

(i) "Transitional release" means any halfway house, work release, sexually violent predator treatment facility or other placement designed to assist the person's adjustment and reintegration into the community ~~once released from commitment.~~

(j) "Secretary" means the secretary for aging and disability services.

(k) "Conditional release" means approved placement in the community for a minimum of five years while under the supervision of the person's court of original commitment and monitored by the secretary for aging and disability services.

(l) " Conditional release monitor" means an individual appointed by the court to monitor the person's compliance with the treatment plan while placed on conditional release and who reports to the court. Such monitor shall not be a court services officer.

(m) "Progress review panel" means individuals appointed by the secretary for aging and disability services to evaluate a person's progress in the sexually violent predator treatment program.

Sec. 2. K.S.A. 2017 Supp. 59-29a07 is hereby amended to read as follows: 59-29a07. (a) The court or jury shall determine whether, beyond a reasonable doubt, the person is a sexually violent predator. If such determination that the person is a sexually violent predator is made by a jury, such determination shall be by unanimous verdict of such jury. Such determination may be appealed in the manner provided for civil cases in article 21 of chapter 60 of the Kansas Statutes Annotated, and amendments thereto. If the court or jury determines that the person is a sexually violent predator, the person shall be committed to the custody of the secretary for aging and disability services for control, care and treatment until such time as the person's mental abnormality or personality disorder has so changed that the person is safe to be at large. Such control, care and treatment shall be provided at a facility operated by the Kansas department for aging and disability services.

(b) At all times, persons committed for control, care and treatment by the Kansas department for aging and disability services pursuant to the Kansas sexually violent predator act shall be kept in a secure facility and such persons shall be segregated on different units from any other patient under the supervision of the secretary for aging and disability services and commencing June 1, 1995, such persons committed pursuant to the Kansas sexually violent predator act shall be kept in a facility or building separate from any other patient under the supervision of the secretary. ~~The provisions of this subsection secure confinement restriction shall not apply to any reintegration, transitional release or conditional release facility or building utilized in any transitional release program or conditional release program.~~

(c) The Kansas department for aging and disability services is authorized to enter into an interagency agreement with the department of corrections for the confinement of such persons. Such persons who are in the confinement of the secretary of corrections pursuant to an interagency agreement shall be housed and managed separately from offenders in the custody of the secretary of corrections, and except for occasional instances of supervised incidental contact, shall be segregated from such offenders.

(d) If any person while committed to the custody of the secretary pursuant to the Kansas sexually violent predator act shall be taken into custody by any law enforcement officer as defined in K.S.A. 2017 Supp. 21-5111, and amendments thereto, pursuant to any parole revocation proceeding or any arrest or conviction for a criminal offense of any nature, upon the person's release from the custody of any law enforcement officer, the person shall be returned to the custody of the secretary for further treatment pursuant to the Kansas sexually violent predator act. During any such period of time a person is not in the actual custody or supervision of the secretary, the secretary shall be excused from the provisions of K.S.A. 59-29a08, and amendments thereto, with regard to providing that person an annual examination, annual notice and annual report to the court, except that the secretary shall give notice to the court as soon as reasonably possible after the taking of the person into custody that the person is no longer in treatment pursuant to the Kansas sexually violent predator act and notice to the court when the person is returned to the custody of the secretary for further treatment.

(e) If the court or jury is not satisfied beyond a reasonable doubt that the person is a sexually violent predator, the court shall direct the person's release.

(f) Upon a mistrial, the court shall direct that the person be held at an appropriate secure facility, including, but not limited to, a county jail, until another trial is conducted. Any subsequent trial following a mistrial shall be held within 90 days of the previous trial, unless such subsequent trial is continued as provided in K.S.A. 59-29a06, and amendments thereto.

(g) If the person charged with a sexually violent offense has been found incompetent to stand trial and is about to be released pursuant to K.S.A. 22-3305 and amendments thereto and such person's commitment is sought pursuant to subsection (a), the court shall first hear evidence and determine whether the person did commit the act or acts charged. The hearing on this issue must comply with all the procedures specified in this section. In addition, the rules of evidence applicable in criminal cases shall apply and all constitutional rights available to defendants at criminal trials, other than the right not to be tried while incompetent, shall apply. After hearing evidence on this issue, the court shall make specific findings on whether the person did commit the act or acts charged, the extent to which the person's incompetence or developmental disability affected the outcome of the hearing, including its effect on the person's ability to consult with and assist counsel and to testify on such person's own behalf, the extent to which the evidence could be reconstructed without the assistance of the person and the strength of the prosecution's case. If after the conclusion of the hearing on this issue, the court finds, beyond a reasonable doubt, that the person did commit the act or acts charged, the court shall enter a final order, appealable by the person, on that issue and may proceed to consider whether the person should be committed pursuant to this section.

Sec. 3. K.S.A. 2017 Supp. 59-29a08 is hereby amended to read as follows: 59-29a08. (a) Each person committed under the Kansas sexually violent predator act shall have a current examination of the person's mental condition made once every year. The secretary shall provide the person with an annual written notice of the person's right to petition the court for release over the secretary's objection. The notice shall contain a waiver of rights. The secretary shall also forward the annual report, as well as the annual notice and waiver form, to the court that committed the person under the Kansas sexually violent predator act. The court shall file the notice and the report upon receipt and forward the file-stamped copy to the attorney general. The attorney general shall forward a file-stamped copy of the annual written notice and annual report to the secretary upon receipt.

(b) The person must file a request for an annual review hearing within 45 days after the date the court files the annual written notice. Failure to request a hearing within 45 days pursuant to this subsection waives the person's right to a hearing until the next annual report is filed by the court. A contested annual review hearing for transitional release shall consist of consideration about whether the person is entitled to transitional release. Only a person in transitional release shall be permitted to petition for conditional release. Only a person in conditional release shall be permitted to petition for final discharge after a minimum of five years has passed in which the person has been free of violations of conditions of such person's treatment plan, as provided in K.S.A. 59-29a19(e), and amendments thereto.

(c) The person may retain, or if the person is indigent and so requests the court may appoint, an examiner pursuant to K.S.A. 60-235, and amendments thereto, and the examiner shall have access to all available records concerning the person. If the person

is indigent and makes a request for an examiner, the court shall determine whether the services are necessary and shall determine the reasonable compensation for such services. The court, before appointing an examiner, shall consider factors including the person's compliance with institutional requirements and the person's participation in treatment to determine whether the person's progress justifies the costs of an examination. The appointment of an examiner is discretionary.

(d) At the annual review hearing, the burden of proof shall be upon the person to show probable cause to believe the person's mental abnormality or personality disorder has significantly changed so that the person is safe to be placed in transitional release. The report, or a copy thereof, of the findings of a qualified expert shall be admissible into evidence in the annual review hearing in the same manner and with the same force and effect as if the qualified expert had testified in person. If the person does not participate in the prescribed treatment plan, the person is presumed to be unable to show probable cause to believe the person is safe to be released.

(e) The person shall have a right to have an attorney represent the person at the annual review hearing to determine probable cause, but the person is not entitled to be present at the hearing.

(f) If the person does not file a petition requesting a hearing pursuant to subsection (b), the court that committed the person under the Kansas sexually violent predator act shall then conduct an in camera annual review of the status of the person's mental condition and determine whether the person's mental abnormality or personality disorder has significantly changed so that an annual review hearing is warranted. The court shall enter an order reflecting its determination.

(g) If the court at the annual review hearing determines that probable cause exists to believe that the person's mental abnormality or personality disorder has significantly changed so that the person is safe to be placed in transitional release, then the court shall set a hearing for transitional release on the issue. The person shall be entitled to be present and entitled to the assistance of counsel. The attorney general shall represent the state and shall have a right to have the person evaluated by experts chosen by the state. The person shall also have the right to have experts evaluate the person on the person's behalf and the court shall appoint an expert if the person is indigent and requests an appointment. The burden of proof at the hearing for transitional release shall be upon the state to prove beyond a reasonable doubt that the person's mental abnormality or personality disorder remains such that the person is not safe to be placed in transitional release and if transitionally released is likely to engage in repeat acts of sexual violence.

(h) If, after the hearing for transitional release, the court is convinced beyond a reasonable doubt that the person is not appropriate for transitional release, the court shall order that the person remain in secure commitment. Otherwise, the court shall order that the person be placed in transitional release.

(i) If the court determines that the person should be placed in transitional release, the secretary shall transfer the person to the transitional release program. The secretary may contract for services to be provided in the transitional release program. During any period the person is in transitional release, that person shall comply with any rules or regulations the secretary may establish for this program and every directive of the treatment staff of the transitional release program.

(j) At any time during which the person is in the transitional release program and the treatment staff determines that the person has violated any rule, regulation or

directive associated with the transitional release program, the treatment staff may remove the person from the transitional release program and return the person to the secure commitment facility, or may request the district court to issue an emergency ex parte order directing any law enforcement officer to take the person into custody and return the person to the secure commitment facility. Any such request may be made verbally or by telephone, but shall be followed in written, facsimile or electronic form delivered to the court by not later than 5:00 p.m. of the first day the district court is open for the transaction of business after the verbal or telephonic request was made.

(k) Upon the person being returned to the secure commitment facility from the transitional release program, notice thereof shall be given by the secretary to the court. The court shall set the matter for a hearing within two working days of receipt of notice of the person's having been returned to the secure commitment facility and cause notice thereof to be given to the attorney general, the person and the secretary. The attorney general shall have the burden of proof to show probable cause that the person violated conditions of transitional release. The hearing shall be to the court. At the conclusion of the hearing the court shall issue an order returning the person to the secure commitment facility or to the transitional release program, and may order such other further conditions with which the person must comply if the person is returned to the transitional release program.

(l) For the purposes of this section, if the person is indigent and without counsel, the court shall appoint counsel to assist such person.

Sec. 4. K.S.A. 2017 Supp. 59-29a11 is hereby amended to read as follows: 59-29a11. (a) If a person has previously filed a petition for transitional release, conditional release or final discharge without the secretary for aging and disability services approval and the court determined either upon review of the petition or following a hearing, that the person's petition was frivolous or that the person's condition had not significantly changed so that it is safe for the person to be at large, then the court shall deny the subsequent petition, unless the petition contains facts upon which a court could find the condition of the petitioner had significantly changed so that a hearing was warranted. Upon receipt of a first or subsequent petition from committed persons without the secretary's approval, the court shall endeavor whenever possible to review the petition and determine if the petition is based upon frivolous grounds and if so shall deny the petition without a hearing.

(b) No transitional release or conditional release facility or building shall be located within 2,000 feet of a licensed child care facility, an established place of worship, any residence in which a child under 18 years of age resides, or the real property of any school 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 grades one through 12. This subsection shall not apply to any state institution or facility.

(c) Transitional release or conditional release facilities or buildings shall be subject to all 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, such municipality's building regulatory codes, subdivision regulations or other nondiscriminatory regulations.

(d) On and after July 1, 2015, the secretary for aging and disability services shall place no more than 16 sexually violent predators in any one county on transitional

release or conditional release.

(e) The secretary for aging and disability services shall submit an annual report to the governor and the legislature during the first week of the regular legislative session detailing activities related to the transitional release and conditional release of sexually violent predators. The report shall include the status of such predators who have been placed in transitional release or conditional release including the number of any such predators and their locations; information regarding the number of predators who have been returned to the sexually violent predator treatment program at Larned state hospital along with the reasons for such return; and any plans for the development of additional transitional release or conditional release facilities.

Sec. 5. K.S.A. 2017 Supp. 59-29a19 is hereby amended to read as follows: 59-29a19. (a) If the court determines that the person should be placed on conditional release, the court, based upon the recommendation of the treatment staff and progress review panel, shall establish a plan of treatment which the person shall be ordered to follow. This plan of treatment may include, but shall not be limited to: Provisions as to where the person shall reside and with whom, taking prescribed medications, attending individual and group counseling and any other type of treatment, maintaining employment, having no contact with children, not frequenting facilities, locations, events or otherwise in which children are likely to be present and not engaging in activities in which contact with children is likely having no direct contact with individuals that match the person's victim template, travel restrictions, searches, home visits, substance abuse testing and registration requirements. Upon a showing by the person that the person accepts the plan of treatment and is prepared to follow it, the court shall release the person from the transitional release program.

(b) ~~After a minimum of five years have passed in which the person has been free of violations of conditions of such person's treatment plan, the treatment staff, or other professionals directed by the court may examine such person to determine if the person's mental abnormality or personality disorder has changed so as to warrant such person being considered for final discharge. The person preparing the report shall forward the report to the court. The court shall review the same. If the court determines that probable cause exists to believe that the person's mental abnormality or personality disorder has so changed that the person is safe to be entitled to final discharge, the court shall set a formal hearing on the issue. The attorney general shall have the burden of proof to show beyond a reasonable doubt that the person's mental abnormality or personality disorder remains such that such person is not appropriate for final discharge. The person shall have the same rights as enumerated in K.S.A. 59-29a06, and amendments thereto. Subsequent to either a court review or a hearing, the court shall issue an appropriate order with findings of fact. The order of the court shall be provided to the attorney general, the person and the secretary.~~

(c) ~~If, after a hearing, the court is convinced beyond a reasonable doubt that the person is not appropriate for final discharge, the court shall continue custody of the person with the secretary for placement in a secure facility, transitional release program or conditional release program. Otherwise, the court shall order the person finally discharged. In the event the court does not order final discharge of the person, the person still retains the right to annual reviews.~~

(d) ~~At any time during which the person is on conditional release and the professional person designated by the court in the treatment plan to monitor the person's~~

compliance with it determines that the person has violated any material condition of that plan, that professional person may request the district court to issue an emergency ex parte order directing any law enforcement officers to take the person into custody and return the person to the secure commitment facility. Any such request may be made verbally or by telephone, but shall be followed in written, facsimile or electronic copy form delivered to the court not later than 5:00 p.m. of the first day the district court is open for the transaction of business after the verbal or telephonic request was made.

(c) Upon the person being returned to the secure commitment facility from conditional release, notice thereof shall be given by the secretary to the court. The court shall set the matter for a hearing within two working days of receipt of notice of the person's having been returned to the secure commitment facility and cause notice thereof to be given to the attorney general, the person and the secretary. The attorney general shall have the burden of proof to show probable cause that the person violated conditions of conditional release. The hearing shall be to the court. At the conclusion of the hearing the court shall issue an order returning the person to the secure commitment facility, to the transitional release program or to conditional release, and may order such other further conditions with which the person must comply if the person is returned to either the transitional release program or to conditional release.

(b) The conditional release monitor shall monitor the person's compliance with the plan of treatment ordered by the court while on conditional release. The conditional release monitor shall report the person's progress on conditional release to the court. At any time during which the person is on conditional release and the conditional release monitor determines that the person has violated any material condition of the plan, the conditional release monitor may request the district court to issue an emergency ex parte order directing any law enforcement officer to take the person into custody and return the person to the secure commitment facility. Any such request shall be made by sworn affidavit setting forth with specificity the grounds for the entry of such emergency ex parte order provided to the court by personal deliver, telefacsimile communication or electronic means prior to the entry of such order and notice of such request shall be given to the person's counsel, or if the person is unrepresented, to the person.

(c) A current examination of the person's mental condition shall be made in accordance with K.S.A. 59-29a08, and amendments thereto, and submitted to the court and the secretary once each year.

(d) Upon the person being returned to the secure commitment facility from conditional release, notice shall be given by the secretary to the court. The court shall set the matter for a hearing within two working days of receipt of notice of the person's having been returned to the secure commitment facility and cause notice to be given to the attorney general, the person and the secretary. The attorney general shall have the burden of proof to show probable cause that the person violated conditions of conditional release. The hearing shall be to the court. At the conclusion of the hearing, the court shall issue an order returning the person to the secure commitment facility, to transitional release, or to conditional release, and may order such other further conditions with which the person must comply if the person is returned to either transitional release or conditional release.

(e) After a minimum of five years has passed in which the person has been free of violations of conditions of such person's treatment plan, the treatment staff, or other

treatment providers directed by the court, may examine such person to determine if the person's mental abnormality or personality disorder has significantly changed so as to warrant such person being considered for final discharge. The individual preparing the report shall forward the report to the court. The court shall review the same. If the court determines that probable cause exists to believe that the person's mental abnormality or personality disorder has so changed that the person is safe to be entitled to final discharge, the court shall set a formal hearing on the issue. The attorney general shall have the burden of proof to show beyond a reasonable doubt that the person's mental abnormality or personality disorder remains such that such person is not appropriate for final discharge. The person shall have the same rights as enumerated in K.S.A. 59-29a06, and amendments thereto. Subsequent to either a court review or a hearing, the court shall issue an appropriate order with findings of fact. The order of the court shall be provided to the attorney general, the person and the secretary.

(f) If, after a hearing, the court is convinced beyond a reasonable doubt that the person is not appropriate for final discharge, the court shall continue custody of the person with the secretary for placement in a secure facility, or on transitional or conditional release. Otherwise, the court shall order the person finally discharged. In the event the court does not order final discharge of the person, the person still retains the right to annual reviews.

~~(f)~~(g) The final discharge shall not prevent the person from being prosecuted for any criminal acts which the person is alleged to have committed or from being subject in the future to a subsequent commitment under this act.

Sec. 6. K.S.A. 2017 Supp. 59-29a22 is hereby amended to read as follows: 59-29a22. (a) As used in this section:

(1) "Person" means any individual:

(A) Who is receiving services for mental illness and who is admitted, detained, committed, transferred or placed in the custody of the secretary for aging and disability services under the authority of K.S.A. 22-3219, 22-3302, 22-3303, 22-3428a, 22-3429, 22-3430, 59-29a05, 75-5209 and 76-1306, and amendments thereto.

(B) In the custody of the secretary for aging and disability services after being found a sexually violent predator pursuant to the Kansas sexually violent predator act, including any sexually violent predator placed on transitional release.

(2) "Restraints" means the application of any devices, other than human force alone, to any part of the body of the person for the purpose of preventing the person from causing injury to self or others.

(3) "Seclusion" means the placement of a person, alone, in a room, where the person's freedom to leave is restricted and where the person is not under continuous observation.

(4) "Emergency lockdown" means a safety measure used to isolate all or a designated number of persons greater than one to their rooms for a period necessary to ensure a safe and secure environment.

(5) "Individual person management plan" means a safety measure used to isolate an individual person when the person presents a safety or security risk that cannot be addressed through routine psychiatric methods.

(b) Each person shall have the following statutory rights:

(1) Upon admission or commitment, to be informed orally and in writing of the person's rights under this section. Copies of this section shall be posted conspicuously

in each facility, and shall be available to the person's guardian and immediate family.

(2) To refuse to perform labor which is of financial benefit to the facility in which the person is receiving treatment or service. Privileges or release from the facility may not be conditioned upon the performance of any labor which is regulated by this subsection. Tasks of a personal housekeeping nature are not considered compensable labor. A person may voluntarily engage in therapeutic labor which is of financial benefit to the facility if such labor is compensated in accordance with a plan approved by the department and if:

(A) The labor is an integrated part of the person's treatment plan;

(B) the labor is supervised by a staff member who is qualified to oversee the therapeutic aspects of the activity;

(C) the person has given written informed consent to engage in such labor and has been informed that such consent may be withdrawn at any time; and

(D) the labor involved is evaluated for its appropriateness by the staff of the facility at least once every 180 days.

(3) To receive adequate treatment appropriate for such person's condition.

(4) To be informed of such person's treatment and care and to participate in the planning of such treatment and care.

(5) To refuse to consent to the administration of any medication prescribed for medical or psychiatric treatment, except in a situation in which the person is in a mental health crisis and less restrictive or intrusive measures have proven to be inadequate or clinically inappropriate. Treatment for a mental health crisis shall include medication or treatment necessary to prevent serious physical harm to the person or to others. After full explanation of the benefits and risks of such medication, the medication may be administered over the person's objection, except that the objection shall be recorded in the person's medical record and at the same time written notice thereof shall be forwarded to the medical director of the treatment facility or the director's designee. Within five days after receiving such notice, excluding Saturdays, Sundays and legal holidays, the medical director or designee shall deliver to the person's medical provider the medical director's or designee's written decision concerning the administration of that medication, and a copy of that decision shall be placed in the person's medical record.

(A) Medication may not be used as punishment, for the convenience of staff, as a substitute for a treatment program or in quantities that interfere with a person's treatment program.

(B) A person will have the right to have explained the nature of all medications prescribed, the reason for the prescription and the most common side effects and, if requested, the nature of any other treatments ordered.

(6) To be subjected to restraint, seclusion, emergency lockdown, individual person management plan, or any combination thereof, only as provided in this subsection.

(A) Restraints, seclusion, or both, may be used in the following circumstances:

(i) If it is determined by medical staff to be necessary to prevent immediate substantial bodily injury to the person or others and that other alternative methods to prevent such injury are not sufficient to accomplish this purpose. When used, the extent of the restraint or seclusion applied to the person shall be the least restrictive measure necessary to prevent such injury to the person or others, and the use of restraint or seclusion in a treatment facility shall not exceed three hours without medical

reevaluation. When restraints or seclusion are applied, there shall be monitoring of the person's condition at a frequency determined by the treating physician or licensed psychologist, which shall be no less than once per each 30 minutes. The superintendent of the treatment facility or a physician or licensed psychologist shall sign a statement explaining the treatment necessity for the use of any restraint or seclusion and shall make such statement a part of the permanent treatment record of the person.

(ii) For security reasons during transport to or from the person's unit, including, but not limited to, transport to another treatment or health care facility, another secure facility or court. Any person committed or transferred to a hospital or other health care facility for medical care may be isolated for security reasons within a locked area.

(B) Emergency lockdown may be used in the following circumstances:

(i) When necessary as an emergency measure as needed for security purposes, to deal with an escape or attempted escape, the discovery of a dangerous weapon or explosive device in the unit or facility or the receipt of reliable information that a dangerous weapon or explosive device is in the unit or facility, to prevent or control a riot or the taking of a hostage or for the discovery of contraband or a unit-wide search. An emergency lockdown order may be authorized only by the superintendent of the facility or the superintendent's designee.

(ii) During a period of emergency lockdown, the status of each person shall be reviewed every 30 minutes to ensure the safety of the person, and each person who is locked in a room without a toilet shall be given an opportunity to use a toilet at least once every hour, or more frequently if medically indicated.

(iii) The facility shall have a written policy covering the use of emergency lockdown that ensures the safety of the individual is secured and that there is regular, frequent monitoring by trained staff to care for bodily needs as may be required.

(iv) An emergency lockdown order may only be in effect for the period of time needed to preserve order while dealing with the situation and may not be used as a substitute for adequate staffing.

(C) Individual person management plan may be used in any of the following situations:

(i) As needed when a person demonstrates or threatens substantial injury to others, and routine psychiatric methods have been ineffective or are unlikely to be effective in reducing such risk.

(ii) As needed for safety or security purposes, ~~to deal for the behavioral management in situations including, but not limited to:~~

(a) Dealing with an escape or attempted escape;

(b) the discovery of a dangerous weapon or explosive device in the unit or facility or the receipt of reliable information that a dangerous weapon or explosive device is in the unit or facility;

(c) to prevent preventing or control controlling a riot or;

(d) the taking of a hostage or;

(e) the disruption of the therapeutic environment on the unit; or

(f) for the discovery of contraband.

(iii) The status of the person shall be reviewed every 30 minutes to ensure the safety of the person.

(D) Restraint, seclusion, emergency lockdown, individual person management plan, or any combination thereof, may be used in any other situation deemed necessary

by treatment staff for the safety of a person or persons, facility staff or visitors. In all situations, restraint, seclusion, emergency lockdown, or individual person management plan shall never be used as a punishment or for the convenience of staff.

(E) A person may be locked or restricted in such person's room during the night shift if such person resides in a unit in which each room is equipped with a toilet and sink or, if a person does not have a toilet in the room, if such person is given an opportunity to use a toilet at least once every hour, or more frequently if medically indicated.

(7) To not be subject to such procedures as psychosurgery, electroshock therapy, experimental medication, aversion therapy or hazardous treatment procedures without the written consent of the person or the written consent of a parent or legal guardian, if such person is a minor or has a legal guardian provided that the guardian has obtained authority to consent to such from the court which has venue over the guardianship following a hearing held for that purpose.

(8) To individual religious worship within the facility if the person desires such an opportunity, as long as it complies with applicable laws and facility rules and policies. The provisions for worship shall be available to all persons on a nondiscriminatory basis. No individual may be coerced into engaging in any religious activities.

(9) To a humane psychological and physical environment within the hospital facilities. All facilities shall be designed to afford patients with comfort and safety, to promote dignity and ensure privacy. Facilities shall also be designed to make a positive contribution to the effective attainment of the treatment goals of the hospital.

(10) To confidentiality of all treatment records and, as permitted by other applicable state or federal laws, to inspect and, upon receipt of payment of reasonable costs, to receive a copy of such records. The head of any treatment facility or designee who has the records may refuse to disclose portions of such records if the head of the treatment facility or designee states in writing that such disclosure will likely be injurious to the welfare of the person.

(11) Except as otherwise provided, to not be filmed or taped, unless the person signs an informed and voluntary consent that specifically authorizes a named individual or group to film or tape the person for a particular purpose or project during a specified time period. The person may specify in such consent periods during which, or situations in which, the person may not be filmed or taped. If a person is legally incompetent, such consent shall be granted on behalf of the person by the person's guardian. A person may be filmed or taped for security purposes without the person's consent.

(12) To be informed in writing upon or at a reasonable time after admission, of any liability that the patient or any of the patient's relatives may have for the cost of the patient's care and treatment and of the right to receive information about charges for care and treatment services.

(13) To be treated with respect and recognition of the patient's dignity and individuality by all employees of the treatment facility.

(14) To send and receive sealed mail to or from legal counsel, the courts, the secretary for aging and disability services, the superintendent of the treatment facility, the agency designated as the developmental disabilities protection and advocacy agency pursuant to P.L. 94-103, as amended, private physicians and licensed psychologists. A person who is indigent may have reasonable access to letter-writing materials.

(15) To send and receive mail with reasonable limitations. A person's mail is

subject to physical examination and inspection for contraband, as defined by facility rules and policies.

(A) An officer or employee of the facility at which the person is placed may delay delivery of the mail to the person for a reasonable period of time to verify whether the mail contains contraband, as defined by facility rules and policies, or whether the person named as the sender actually sent the mail. If contraband is found, such contraband may be returned to the sender or confiscated by the facility. If the officer or staff member cannot determine whether the person named as the sender actually sent the mail, the officer or staff member may return the mail to the sender along with notice of the facility mail policy.

(B) The superintendent of the facility or the superintendent's designee may, in accordance with the standards and the procedure under subsection (c), authorize a member of the facility treatment staff to read the mail, if the superintendent or the superintendent's designee has reason to believe that the mail could pose a threat to security at the facility or seriously interfere with the treatment, rights, or safety of the person or others.

(C) A person may not receive through the mail any sexually explicit materials, items that are considered contraband, as defined by facility rules and policies, or items deemed to jeopardize the person's individual treatment, another person's treatment or the therapeutic environment of the facility.

(16) Reasonable access to a telephone to make and receive telephone calls within reasonable limits.

(17) To wear and use such person's own clothing and toilet articles, as long as such wear and use complies with facility rules and policies, or to be furnished with an adequate allowance of clothes if none are available.

(18) To possess personal property in a reasonable amount, as long as the property complies with state laws and facility rules and policies, and be provided a reasonable amount of individual storage space pursuant to facility rules and policies. In no event shall a person be allowed to possess or store contraband.

(19) Reasonable protection of privacy in such matters as toileting and bathing.

(20) To see a reasonable number of visitors who do not pose a threat to the safety and security or therapeutic climate of the person, other persons, visitors or the facility.

(21) To present grievances under the procedures established by each facility on the person's own behalf.

(22) To spend such person's money as such person chooses with reasonable limitations, except under the following circumstances: (A) When restricted by facility rules and policies; or (B) to the extent that authority over the money is held by another, including the parent of a minor, a court-appointed guardian of the person's estate or a representative payee. A treatment facility may, as a part of its security procedures, use a trust account in lieu of currency that is held by a person, and may establish reasonable policies governing account transactions.

(c) (1) A person's rights under subsections (b)(15) to (b)(22) may be denied for cause by the superintendent of the facility or the superintendent's designee, or when medically or therapeutically contraindicated as documented by the person's physician, licensed psychologist or licensed master's level psychologist in the person's treatment record. The individual shall be informed in writing of the grounds for withdrawal of the right and shall have the opportunity for a review of the withdrawal of the right in an

informal hearing before the superintendent of the facility or the superintendent's designee. There shall be documentation of the grounds for withdrawal of rights in the person's treatment record.

(2) Notwithstanding subsection (c)(1), when the facility makes an administrative decision that applies equally to all persons and there is a legitimate governmental reason for the decision, notice of the decision is all that is required.

(d) The secretary for aging and disability services shall establish procedures to assure protection of persons' rights guaranteed under this section.

(e) No person may intentionally retaliate or discriminate against any person or employee for contacting or providing information to any state official or to an employee of any state protection and advocacy agency, or for initiating, participating in, or testifying in a grievance procedure or in an action for any remedy authorized under this section.

(f) (1) Proceedings under this section or any other appeal concerning an action by the Kansas department for aging and disability services shall be governed under the Kansas administrative procedure act and the Kansas judicial review act. A person appealing any alleged violations of this section or any other agency determination shall exhaust all administrative remedies available through the Larned state hospital, including the sexual predator treatment program, before having any right to request a hearing under the Kansas administrative procedure act.

(2) A final agency determination shall include notice of the right to appeal such determination only to the office of administrative hearings. Within 30 days after service of a final agency determination and the notice of right to appeal, the appellant may file a request for hearing in writing with the office of administrative hearings for a review of that determination. Any request for hearing must be accompanied by a copy of the final agency determination, including all documentation submitted through Larned state hospital and all agency responses. Failure to timely request a hearing constitutes a waiver of the right to any review. The request shall be examined by the presiding officer assigned. If the appellant seeks to challenge the final agency determination on any grounds other than material facts in controversy or agency violation of a relevant rule, regulation or statute, the appellant shall express such allegations with particularity within the request for hearing. If it plainly appears from the face of the request and accompanying final agency determination that the appellant failed to state a claim on which relief could be granted, or the appellant failed to demonstrate exhaustion, the request shall be dismissed. The burden shall be on the appellant to prove by a preponderance of the evidence that the agency action violated a specific rule, regulation or statute. If the request for hearing does not allege a violation of a specific rule, regulation or statute, the burden shall be on the appellant to prove by a preponderance of the evidence that the agency had no legitimate government interest in taking such action. Any dispositive ruling of the hearing officer assigned by the office of administrative hearings shall be deemed an initial order under the Kansas administrative procedure act.

(3) The person shall participate by telephone or other electronic means at any hearing before the office of administrative hearings or any proceeding under the Kansas judicial review act, unless the presiding officer or court determines that the interests of justice require an in-person proceeding. Notwithstanding K.S.A. 77-609, and amendments thereto, if an in-person proceeding is necessary, such proceeding shall be

conducted at the place where the person is committed.

(4) Except as otherwise provided in the Kansas sexually violent predator act and notwithstanding K.S.A. 77-609, and amendments thereto, venue shall be in Pawnee county, Kansas, for all proceedings brought pursuant to the Kansas judicial review act.";

Also on page 3, in line 36, by striking "74-7301 is" and inserting "59-29a02, 59-29a07, 59-29a08, 59-29a11, 59-29a19 and 59-29a22 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "the"; by striking all in line 2 and inserting "sexually Kansas violent predator act; relating to persons in the custody of the secretary for aging and disability services; administrative confinement; amending K.S.A. 2017 Supp. 59-29a02, 59-29a07, 59-29a08, 59-29a11, 59-29a19 and 59-29a22"; in line 3, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

BLAINE FINCH

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

RICHARD WILBORN

JULIA LYNN

DAVID HALEY

Conferees on part of Senate

On motion of Rep. Finch, the conference committee report on **SB 266** was adopted.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Burroughs, Claeys, Houser.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 328** submits the following report:

The House recedes from all of its amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, be passed as amended.

And your committee on conference recommends the adoption of this report.

RUSSELL JENNINGS
JOHN WHITMER
DENNIS "BOOG" HIGHBERGER
Conferees on part of House

BUD ESTES
ROB OLSON
OLETHA FAUST-GOUDEAU
Conferees on part of Senate

On motion of Rep. Jennings, the conference committee report on **SB 328** was adopted.

On roll call, the vote was: Yeas 114; Nays 7; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Arnberger, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Aurand, Awerkamp, Burris, Garber, Jacobs, K. Jones, Vickrey.

Present but not voting: None.

Absent or not voting: Barker, Burroughs, Claeys, Houser.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 2492**.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Johnson to concur in Senate amendments to **HB 2492**, the motion did not prevail, and the bill remains in conference.

On roll call, the vote was: Yeas 19; Nays 102; Present but not voting: 0; Absent or not voting: 4.

Yeas: Ballard, Bergquist, B. Carpenter, Corbet, Curtis, Frownfelter, Hodge, Hoffman, Jacobs, K. Jones, Kuether, Lusker, Mason, Probst, Ralph, Smith, A., Vickrey, Victors, Ward.

Nays: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Becker, Bishop, Blex, Brim, Burris, Carlin, Carmichael, Clark, Clayton, Concannon, Cox, Crum, S., E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Holscher, Horn, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Barker, Burroughs, Claeys, Houser.

REPORT ON ENGROSSED BILLS

S Sub for HB 2028, HB 2511, HB 2577 reported correctly engrossed May 1, 2018.

HB 2470, HB 2642 reported correctly re-engrossed May 1, 2018.

REPORT ON ENROLLED BILLS

S Sub for S Sub for HB 2386 reported correctly enrolled, properly signed and presented to the Governor on May 1, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Wednesday, May 2, 2018.

Journal of the House

SIXTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, May 2, 2018, 11:00 a.m.

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

The roll was called with 122 members present.

Reps. Barker, Houser and Schwab were excused on excused absence by the Speaker.
Excused later: Rep. Winn.

Prayer by Chaplain Brubaker:

Lord God,
Thank You for this day and the much-needed rain.
I am reminded of the words given to Esther—
that she was placed in her royal position
for such a time as then.
This 2018 State Legislature
is unique in that You have placed these people
here at this particular time
for a particular purpose.
This legislature is different than
any that has come before.
And no future legislature will be just like this one.
They have proven faithful and diligent
to the tasks that was assigned to them.
Thank You for Your faithfulness to them
In providing wisdom and guidance.
In Your Son's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Carpenter.

INTRODUCTION OF GUESTS

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

It's my pleasure today to introduce you to the 2018 4A, Division 1 State Basketball Champions, the McPherson High School Lady Bullpups. McPherson has a long and storied history and is widely known for its basketball prowess. Let me recite just a few statistics from the Lady Pups' history:

Trips to the State Tournament: 31, including 23 of last 26 seasons
Final 4 Appearances: 21
State Runner Up Finishes: 6
State Championships: 9

League Titles: 21 of last 24, 11 consecutive seasons (2008-2018).
The Junior Varsity and C-Team both finished this season undefeated.
The JV has now won 77 consecutive games!

Rep. Mason introduced the following players and coaches to the house. Seniors: Mandi Cooks, Taylor Robertson; Juniors: Jaycee Burghart, Megan Eisenbarth, Kari Ellet, Hannah Hageman, Riley Hett, Maggie Leaf, Claire Yowell, Ashlie Stout, Laura Del Campo (foreign exchange student from Spain); Sophomores: Cassie Cooks, Emma Ruddle, Lakyn Schieferecke, Andrea Sweat, N'Dya Collins; Freshmen: Grace Pyle, Cassidy Beam, Kenzee Godwin, Emma Malm; Managers: Alaina Diggs, Hannah Dossett, Natalie Rowe; Coaches: Head Coach Chris Strathman, and coaches Mike Reith, Tim Ellet, Shelly Prescott.

Rep. Mason presented a framed House certificate to Coach Strathman, in congratulations for the 2018 4A-Division 1 State Basketball Championship.

INTRODUCTION OF GUESTS

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

The state of Kansas was only a year old when Congress passed the Morrill Act, establishing land grant colleges and laying the groundwork for the future cooperative extension programs. First focused on agriculture, new programs for families and communities soon followed. We know the rest: 4H, homemaking programs, and then, about 45 years ago, Extension Master Gardeners.

In Kansas today half of our counties have Extension Master Gardener programs. The mission of Master Gardeners is to preserve and beautify the environment and improve the quality of life in the community by providing current research-based horticultural information to the public.

Master Gardeners provide gardening hotlines, answering questions via phone and email; create demonstration gardens and arboretums; conduct garden shows and tours, help with public gardens, promote farmers' markets, teach classes, mentor community gardens, and more.

In 2017, Extension Master Gardeners provided more than 100,620 hours of volunteer service with a value of more than \$2.23 million and created nearly 9,000 events across the state.

After receiving extensive training Master Gardeners are required to donate anywhere from 6 to 20 hours of volunteer service. The average donated during 2017 was 82 hours per EMG.

Master Gardeners fits well with the guiding philosophy of the Cooperative Extension service: a strong belief in the equality of individuals, the possibility of change and progress, the reliability of scientific information, and the power of education.

I am proud to present to you today Ward Upham, Coordinator of the Kansas State University Master Gardener program; Donna Wise, President of the EMG Advisory Board in Sedgwick County; Tom Buller, Douglas County Horticulture Agent; Ariel Whitely, Shawnee County Horticulture Agent; Dennis Patton, Johnson County Horticulture Agent; and Masters Gardeners: Linda Croucher, Carol Fowler, Beth Graham, Brian Basel, Paul Trautman, and Pam Patrick.

Rep. Bishop presented each of her guests with a framed House certificate in recognition of their accomplishments.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Gallagher, **HR 6063**, as follows, was introduced and adopted:

By Representative Gallagher

HR 6063—A RESOLUTION celebrating the 25th anniversary of Heart to Heart International.

WHEREAS, Heart to Heart International (HHI), a humanitarian organization located in Lenexa, Kansas, is celebrating 25 years of service to areas of need around the world; and

WHEREAS, HHI has responded to multiple humanitarian crises worldwide to help strengthen communities by improving access to health care, providing humanitarian development and administering crisis relief; and

WHEREAS, HHI began its mission in 1992 with an airlift to help people in Russia by distributing aid to 32 area hospitals and nine orphanages, which was the largest private humanitarian airlift at that time; and

WHEREAS, In 1993, HHI developed a partnership with the American Association of Family Physicians to create Physicians With Heart. The partnership conducted 20 airlifts throughout Europe and Vietnam and helped mobilize people and resources to improve health, provide medical education and foster the development of family medicine worldwide; and

WHEREAS, In 1995, HHI launched a partnership with FedEx, whose MD-11 plane was the first American plane to land in Hanoi since the end of the Southeast Asian conflict, and delivered 45 tons of supplies valued at \$7 million; and

WHEREAS, In 1996, HHI delivered \$12 million in aid to Calcutta, India, to help Mother Teresa and the Missionaries of Charity and also sent medical aid and products to various hospitals in Calcutta; and

WHEREAS, In 1997, The Goodwill Medical Airlift landed in the People's Republic of China with 36 tons of medicine and supplies worth \$6.2 million; and

WHEREAS, In 2010, HHI responded to the earthquake in Haiti and helped to hire, train and create Haitian leadership in the medical community to make a meaningful and lasting impact beyond the earthquake, resulting in HHI-trained Haitian medical teams to respond to the devastating effects of Hurricane Matthew in 2016; and

WHEREAS, In 2014, HHI responded to the Ebola crisis in Liberia by setting up and running an Ebola treatment unit as well as training administrators and teachers in the local school district on safe hygiene practices; and

WHEREAS, Starting in 2015, HHI has helped supply medicines, medical supplies, tents and hygiene kits to Syrian refugees; and

WHEREAS, Throughout its 25 years of service in 130 countries, HHI has shipped \$1.6 billion in total aid and has logged 1.1 million volunteer hours: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we celebrate the 25th anniversary of Heart to Heart International and commend them for providing vital health and humanitarian services to the most vulnerable and needy populations in order to help improve global health and welfare; and

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

INTRODUCTION OF GUESTS

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

Today I am sponsoring a resolution celebrating the 25th anniversary of Heart to Heart International (HHI), a humanitarian organization located in Lenexa, Kan. This organization strengthens communities through improving health care access, providing humanitarian development and administering crisis relief worldwide. In its 25 years of operation, Heart to Heart has provided humanitarian service in 130 countries, shipping more than \$1.6 billion in aid and logging 1.1 million volunteer hours.

Since the beginning, HHI has been a first responder to disasters all over the world. From floods, tornadoes, hurricanes, earthquakes, typhoons and humanitarian crises, HHI has quickly responded with medical teams, medical supplies, equipment and hygiene health products.

HHI began its mission in 1992 with an airlift to help people in Russia by distributing aid to 32 area hospitals and nine orphanages, which was the largest private humanitarian airlift at that time. Heart to Heart drew its name from that mission to the heart of Russia from the heart of the United States.

In 1993, HHI developed a partnership with the American Association of Family Physicians to create Physicians With Heart. The partnership conducted 20 airlifts throughout Europe and Vietnam and helped mobilize people and resources to improve health, provide medical education and foster the development of family medicine worldwide.

In 1995, HHI launched a partnership with FedEx, whose MD-II plane was the first American plane to land in Hanoi since the end of the Southeast Asian conflict, and delivered 45 tons of supplies valued at \$7 million.

In 1996, HHI delivered \$12 million in aid to Calcutta, India, to help Mother Teresa and the Missionaries of Charity and sent medical aid and products to various hospitals in Calcutta.

In 1997, the Goodwill Medical Airlift landed in the People's Republic of China with 36 tons of medicine and supplies worth \$6.2 million.

In 2010, HHI responded to the earthquake in Haiti and helped to hire, train and create Haitian leadership in the medical community to make a meaningful and lasting impact beyond the earthquake, resulting in HHI-trained Haitian medical teams to respond to the devastating effects of Hurricane Matthew in 2016.

In 2014, HHI responded to the Ebola crisis in Liberia by setting up and running an Ebola treatment unit as well as training administrators and teachers in the local school district on safe hygiene practices.

Starting in 2015, HHI has helped to supply medicines, medical supplies, tents and hygiene kits to Syrian refugees.

In 2017, Heart to Heart responded to the hurricanes that hit the US. Gulf and Atlantic coasts and Puerto Rico. When disasters strike, HHI invites volunteers to its Lenexa warehouse to assemble hygiene kits or other materials. My daughter and I did this last September, and the team of volunteers that day assembled hundreds of hygiene kits in a short time. They were shipped out to areas affected by Hurricanes Harvey, Irma and Maria. The HHI operations work like a well-oiled machine.

With this resolution, the Kansas House of Representatives celebrates the 25th

anniversary of Heart to Heart International and commends them for providing vital health and humanitarian services to the most vulnerable and needy populations to help improve global health and welfare. I ask you to join me in adopting this resolution.

Rep. Gallagher introduced the following members of the Heart to Heart staff and board to the House and presented them with a framed House Resolution: Jim Mitchum, CEO; Kim Carroll, COO; Dr. Rick Randolph, chief medical officer; Beb-Eambrecbis, board-chair; Dr Gary Morsch, Johnson Countian of the Year in 2016, vice-chair and one of the co-founders; and Carla Duryee, secretary.

On motion of Rep. Hineman, the House recessed until 11:45 a.m.

LATE MORNING SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 **Sub HB 2129, HB 2523, HB 2571, HB 2438, SB 461.**

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2571** 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 12, by striking all in lines 26 through 43;

By striking all on page 13;

On page 14, by striking all in lines 1 through 33;

Also, on page 14, following line 33, by inserting:

"New Section 1. As used in sections 1 through 31, and amendments thereto:

(a) "Arbitration organization" means an association, agency, board, commission or other entity that is neutral and initiates, sponsors or administers an arbitration proceeding or is involved in the appointment of an arbitrator;

(b) "arbitrator" means an individual appointed to render an award, alone or with others, in a controversy that is subject to an agreement to arbitrate;

(c) "court" means a court of competent jurisdiction in this state;

(d) "knowledge" means actual knowledge;

(e) "person" means an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, government, governmental subdivision, agency, instrumentality, public corporation or any other legal or commercial entity; and

(f) "record" means information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form.

New Sec. 2. (a) Except as otherwise provided in sections 1 through 31, and

amendments thereto, a person gives notice to another person by taking action that is reasonably necessary to inform the other person in ordinary course, whether or not the other person acquires knowledge of the notice.

(b) A person has notice if the person has knowledge of the notice or has received notice.

(c) A person receives notice when it comes to the person's attention or the notice is delivered at the person's place of residence or place of business, or at another location held out by the person as a place of delivery of such communications.

New Sec. 3. (a) Sections 1 through 31, and amendments thereto, govern an agreement to arbitrate made on or after July 1, 2018.

(b) Sections 1 through 31, and amendments thereto, govern an agreement to arbitrate made before July 1, 2018, if all parties to the agreement or to the arbitration proceeding so agree in the record.

New Sec. 4. (a) Except as otherwise provided in subsections (b) and (c), a party to an agreement to arbitrate or to an arbitration proceeding may waive or the parties may vary the effect of, the requirements of sections 1 through 31, and amendments thereto, to the extent permitted by law.

(b) Before a controversy arises that is subject to an agreement to arbitrate, a party to the agreement may not:

(1) Waive or agree to vary the effect of the requirements of sections 5(a), 6(a), 8, 17(a) or (b), 26 or 28, and amendments thereto;

(2) agree to unreasonably restrict the right under section 9, and amendments thereto, to notice of the initiation of an arbitration proceeding;

(3) agree to unreasonably restrict the right under section 12, and amendments thereto, to disclosure of any facts by a neutral arbitrator; or

(4) waive the right under section 16, and amendments thereto, of a party to an agreement to arbitrate to be represented by a lawyer at any proceeding or hearing under sections 1 through 31, and amendments thereto, but an employer and a labor organization may waive the right to representation by a lawyer in a labor arbitration.

(c) A party to an agreement to arbitrate or arbitration proceeding may not waive, or the parties may not vary the effect of, the requirements of this section or section 3, 7, 14, 18, 20(d) or (e), 22, 23, 24, 25(a) or (b), 29, 30 or 31, and amendments thereto.

New Sec. 5. (a) Except as otherwise provided in section 28, and amendments thereto, an application for judicial relief under sections 1 through 31, and amendments thereto, must be made by motion to the court and heard in the manner provided by law or rule of court for making and hearing motions.

(b) Unless a civil action involving the agreement to arbitrate is pending, notice of an initial motion to the court under this act must be served in the manner provided by law for the service of a summons in a civil action. Otherwise, notice of the motion must be given in the manner provided by law or rule of court for serving motions in pending cases.

New Sec. 6. (a) An agreement contained in a record to submit to arbitration any existing or subsequent controversy arising between the parties to the agreement is valid, enforceable and irrevocable, except upon a ground that exists at law or in equity for the revocation of a contract.

(b) The court shall decide whether an agreement to arbitrate exists or a controversy is subject to an agreement to arbitrate.

(c) An arbitrator shall decide whether a condition precedent to arbitrability has been fulfilled and whether a contract containing a valid agreement to arbitrate is enforceable.

(d) If a party to a judicial proceeding challenges the existence of, or claims that a controversy is not subject to, an agreement to arbitrate, the arbitration proceeding may continue, pending final resolution of the issue by the court, unless the court otherwise orders.

New Sec. 7. (a) On motion of a person showing an agreement to arbitrate and alleging another person's refusal to arbitrate, pursuant to the agreement:

(1) If the refusing party does not appear or does not oppose the motion, the court shall order the parties to arbitrate; and

(2) if the refusing party opposes the motion, the court shall proceed summarily to decide the issue and order the parties to arbitrate, unless it finds that there is no enforceable agreement to arbitrate.

(b) On motion of a person alleging that an arbitration proceeding has been initiated or threatened, but that there is no agreement to arbitrate, the court shall proceed summarily to decide the issue. If the court finds that there is an enforceable agreement to arbitrate, it shall order the parties to arbitrate.

(c) If the court finds that there is no enforceable agreement, it may not, pursuant to subsections (a) or (b), order the parties to arbitrate.

(d) The court may not refuse to order arbitration because the claim subject to arbitration lacks merit or grounds for the claim have not been established.

(e) If a proceeding involving a claim referable to arbitration under an alleged agreement to arbitrate is pending in court, a motion under this section must be made in that court. Otherwise, a motion under this section may be made in any court as provided in section 27, and amendments thereto.

(f) If a party makes a motion to the court to order arbitration, the court on just terms shall stay any judicial proceeding that involves a claim alleged to be subject to the arbitration until the court renders a final decision under this section.

(g) If the court orders arbitration, the court on just terms shall stay any judicial proceeding that involves a claim subject to the arbitration. If a claim subject to the arbitration is severable, the court may limit the stay to that claim.

New Sec. 8. (a) Before an arbitrator is appointed and is authorized and able to act, the court, upon motion of a party to an arbitration proceeding and for good cause shown, may enter an order for provisional remedies to protect the effectiveness of the arbitration proceeding to the same extent and under the same conditions as if the controversy were the subject of a civil action.

(b) After an arbitrator is appointed and is authorized and able to act:

(1) The arbitrator may issue such orders for provisional remedies, including interim awards, as the arbitrator finds necessary to protect the effectiveness of the arbitration proceeding and to promote the fair and expeditious resolution of the controversy, to the same extent and under the same conditions as if the controversy were the subject of a civil action; and

(2) a party to an arbitration proceeding may move the court for a provisional remedy only if the matter is urgent and the arbitrator is not able to act timely or the arbitrator cannot provide an adequate remedy.

(c) A party does not waive a right of arbitration by making a motion under

subsection (a) or (b).

New Sec. 9. (a) A person initiates an arbitration proceeding by giving notice in a record to the other parties to the agreement to arbitrate in the agreed manner between the parties or, in the absence of agreement, by certified or registered mail, return receipt requested and obtained, or by service as authorized for the commencement of a civil action. The notice must describe the nature of the controversy and the remedy sought.

(b) Unless a person objects for lack or insufficiency of notice under section 15(c), and amendments thereto, not later than the beginning of the arbitration hearing, the person, by appearing at the hearing, waives any objection to lack of or insufficiency of notice.

New Sec. 10. (a) Except as otherwise provided in subsection (c), upon motion of a party to an agreement to arbitrate or to an arbitration proceeding, the court may order consolidation of separate arbitration proceedings as to all or some of the claims if:

(1) There are separate agreements to arbitrate or separate arbitration proceedings between the same persons or one of them is a party to a separate agreement to arbitrate or a separate arbitration proceeding with a third person;

(2) the claims subject to the agreements to arbitrate arise in substantial part from the same transaction or series of related transactions;

(3) the existence of a common issue of law or fact creates the possibility of conflicting decisions in the separate arbitration proceedings; and

(4) prejudice resulting from a failure to consolidate is not outweighed by the risk of undue delay or prejudice to the rights of or hardship to parties opposing consolidation.

(b) The court may order consolidation of separate arbitration proceedings as to some claims and allow other claims to be resolved in separate arbitration proceedings.

(c) The court may not order consolidation of the claims of a party to an agreement to arbitrate if the agreement prohibits consolidation.

New Sec. 11. (a) If the parties to an agreement to arbitrate agree on a method for appointing an arbitrator, that method must be followed, unless the method fails. If the parties have not agreed on a method, the agreed method fails or an arbitrator appointed fails or is unable to act and a successor has not been appointed, the court, on motion of a party to the arbitration proceeding, shall appoint the arbitrator. An arbitrator so appointed has all the powers of an arbitrator designated in the agreement to arbitrate or appointed pursuant to the agreed method.

(b) An individual who has a known, direct and material interest in the outcome of the arbitration proceeding or a known, existing and substantial relationship with a party may not serve as an arbitrator required by an agreement to be neutral.

New Sec. 12. (a) Before accepting appointment, an individual who is requested to serve as an arbitrator, after making a reasonable inquiry, shall disclose to all parties to the agreement to arbitrate and arbitration proceeding and to any other arbitrators any known facts that a reasonable person would consider likely to affect the impartiality of the arbitrator in the arbitration proceeding, including:

(1) A financial or personal interest in the outcome of the arbitration proceeding; and

(2) an existing or past relationship with any of the parties to the agreement to arbitrate or the arbitration proceeding, their counsel or representatives, a witness or other arbitrators.

(b) An arbitrator has a continuing obligation to disclose to all parties to the

agreement to arbitrate and arbitration proceeding and to any other arbitrators any facts that the arbitrator learns after accepting appointment that a reasonable person would consider likely to affect the impartiality of the arbitrator.

(c) If an arbitrator discloses a fact required by subsection (a) or (b) to be disclosed and a party timely objects to the appointment or continued service of the arbitrator based upon the fact disclosed, the objection may be a ground under section 23(a)(2), and amendments thereto, for vacating an award made by the arbitrator.

(d) If the arbitrator did not disclose a fact as required by subsection (a) or (b), upon timely objection by a party, the court under section 23(a)(2), and amendments thereto, may vacate the award.

(e) An arbitrator appointed as a neutral arbitrator who does not disclose a known, direct and material interest in the outcome of the arbitration proceeding or a known, existing and substantial relationship with a party is presumed to act with evident partiality under section 23(a)(2), and amendments thereto.

(f) If the parties to an arbitration proceeding agree to the procedures of an arbitration organization or any other procedures for challenges to arbitrators before an award is made, substantial compliance with those procedures is a condition precedent to a motion to vacate an award on that ground under section 23(a)(2), and amendments thereto.

New Sec. 13. If there is more than one arbitrator, the powers of an arbitrator must be exercised by a majority of the arbitrators, but all of them shall conduct the hearing under section 15(c), and amendments thereto.

New Sec. 14. (a) An arbitration organization acting in that capacity is immune from civil liability to the same extent as a judge of a court of this state acting in a judicial capacity.

(b) The immunity afforded by this section supplements any immunity under other law.

(c) The failure of an arbitrator to make a disclosure required by section 12, and amendments thereto, does not cause any loss of immunity under this section.

(d) In a judicial, administrative or similar proceeding, an arbitrator or representative of an arbitration organization is not competent to testify, and may not be required to produce records as to any statement, conduct, decision or ruling occurring during the arbitration proceeding, to the same extent as a judge of a court of this state acting in a judicial capacity. This subsection does not apply:

(1) To the extent necessary to determine the claim of an arbitrator, arbitration organization or representative of the arbitration organization against a party to the arbitration proceeding; or

(2) to a hearing on a motion to vacate an award under section 23(a)(1) or (2), and amendments thereto, if the movant establishes prima facie that a ground for vacating the award exists.

(e) If a person commences a civil action against an arbitrator, arbitration organization or representative of an arbitration organization arising from the services of an arbitrator, organization or representative or if a person seeks to compel an arbitrator or a representative of an arbitration organization to testify or produce records in violation of subsection (d), and the court decides that the arbitrator, arbitration organization or representative of an arbitration organization is immune from civil liability or that the arbitrator or representative of the organization is not competent to

testify, the court shall award to the arbitrator, organization or representative reasonable attorney fees and other reasonable expenses of litigation.

New Sec. 15. (a) An arbitrator may conduct an arbitration in such manner as the arbitrator considers appropriate for a fair and expeditious disposition of the proceeding. The authority conferred upon the arbitrator includes the power to hold conferences with the parties to the arbitration proceeding before the hearing and, among other matters, determine the admissibility, relevance, materiality and weight of any evidence.

(b) An arbitrator may decide a request for summary disposition of a claim or particular issue:

- (1) If all interested parties agree; or
- (2) upon request of one party to the arbitration proceeding, if that party gives notice to all other parties to the proceeding and the other parties have a reasonable opportunity to respond.

(c) If an arbitrator orders a hearing, the arbitrator shall set a time and place and give notice of the hearing not less than five days before the hearing begins. Unless a party to the arbitration proceeding makes an objection to lack or insufficiency of notice not later than the beginning of the hearing, the party's appearance at the hearing waives the objection. Upon request of a party to the arbitration proceeding and for good cause shown, or upon the arbitrator's own initiative, the arbitrator may adjourn the hearing from time to time as necessary but may not postpone the hearing to a time later than that fixed by the agreement to arbitrate for making the award unless the parties to the arbitration proceeding consent to a later date. The arbitrator may hear and decide the controversy upon the evidence produced, although a party who was duly notified of the arbitration proceeding did not appear. The court, on request, may direct the arbitrator to conduct the hearing promptly and render a timely decision.

(d) At a hearing under subsection (c), a party to the arbitration proceeding has a right to be heard, to present evidence material to the controversy, and to cross-examine witnesses appearing at the hearing.

(e) If an arbitrator ceases or is unable to act during the arbitration proceeding, a replacement arbitrator must be appointed in accordance with section 11, and amendments thereto, to continue the proceeding and to resolve the controversy.

New Sec. 16. A party to an arbitration proceeding may be represented by a lawyer.

New Sec. 17. (a) An arbitrator may issue a subpoena for the attendance of a witness and for the production of records and other evidence at any hearing and may administer oaths. A subpoena must be served in the manner for service of subpoenas in a civil action and, upon motion to the court by a party to the arbitration proceeding or the arbitrator, enforced in the manner for enforcement of subpoenas in a civil action.

(b) In order to make the proceedings fair, expeditious and most cost effective, upon request of a party to or a witness in an arbitration proceeding, an arbitrator may permit a deposition of any witness to be taken for use as evidence at the hearing, including a witness who cannot be subpoenaed for or is unable to attend a hearing. The arbitrator shall determine the conditions under which the deposition is taken.

(c) An arbitrator may permit such discovery as the arbitrator decides is appropriate in the circumstances, taking into account the needs of the parties to the arbitration proceeding and other affected persons and the desirability of making the proceeding fair, expeditious and cost effective.

(d) If an arbitrator permits discovery under subsection (c), the arbitrator may order

a party to the arbitration proceeding to comply with the arbitrator's discovery-related orders, issue subpoenas for the attendance of a witness and for the production of records and other evidence at a discovery proceeding, and take action against a noncomplying party to the extent a court could, if the controversy were the subject of a civil action in this state.

(e) An arbitrator may issue a protective order to prevent the disclosure of privileged information, confidential information, trade secrets and other information protected from disclosure to the extent a court could, if the controversy were the subject of a civil action in this state.

(f) All laws compelling a person under subpoena to testify and all fees for attending a judicial proceeding, a deposition or a discovery proceeding as a witness apply to an arbitration proceeding as if the controversy were the subject of a civil action in this state.

(g) The court may enforce a subpoena or discovery-related order for the attendance of a witness within this state and for the production of records and other evidence issued by an arbitrator in connection with an arbitration proceeding in another state upon conditions determined by the court as to make the arbitration proceeding fair, expeditious and cost effective. A subpoena or discovery-related order issued by an arbitrator in another state must be served in the manner provided by law for service of subpoenas in a civil action in this state and, upon motion to the court by a party to the arbitration proceeding or the arbitration, enforced in the manner provided by law for enforcement of subpoenas in a civil action in this state.

New Sec. 18. If an arbitrator makes a pre-award ruling in favor of a party to the arbitration proceeding, the party may request the arbitrator to incorporate the ruling into an award under section 19, and amendments thereto. A prevailing party may make a motion to the court for an expedited order to confirm the award under section 22, and amendments thereto, in which case the court shall summarily decide the motion. The court shall issue an order to confirm the award, unless the court vacates, modifies or corrects the award under section 23 or 24, and amendments thereto.

New Sec. 19. (a) An arbitrator shall make a record of an award. The record must be signed or otherwise authenticated by an arbitrator who concurs with the award. The arbitrator or the arbitration organization shall give notice of the award, including a copy of the award, to each party to the arbitration proceeding.

(b) An award must be made within the time specified by the agreement to arbitrate or, if not specified therein, within the time ordered by the court. The court may extend or the parties to the arbitration proceeding may agree in a record to extend the time. The court or the parties may do so within or after the time specified or ordered. A party waives any objection that an award was not timely made unless the party gives notice of the objection to the arbitrator before receiving notice of the award.

New Sec. 20. (a) On motion to an arbitrator by a party to an arbitration proceeding, the arbitrator may modify or correct an award:

- (1) Upon a ground stated in section 24(a)(1) or (3), and amendments thereto;
- (2) because the arbitrator has not made a final and definite award upon a claim submitted by the parties to the arbitration proceeding; or
- (3) to clarify the award.

(b) A motion under subsection (a) must be made and notice given to all parties within 20 days after the movant receives notice of the award.

(c) A party to the arbitration proceeding must give notice of any objection to the motion within 10 days after receipt of the notice.

(d) If a motion to the court is pending under section 22, 23 or 24, and amendments thereto, the court may submit the claim to the arbitrator to consider whether to modify or correct the award:

(1) Upon a ground stated in section 24(a)(1) or (3), and amendments thereto;

(2) because the arbitrator has not made a final and definite award upon a claim submitted by the parties to the arbitration proceedings; or

(3) to clarify the award.

(e) An award modified or corrected pursuant to this section is subject to sections 19(a), 22, 23 and 24, and amendments thereto.

New Sec. 21. (a) An arbitrator may award punitive damages or other exemplary relief if such an award is authorized by law in a civil action involving the same claim and the evidence produced at the hearing justifies the award under the legal standards otherwise applicable to the claim.

(b) An arbitrator may award reasonable attorney fees and other reasonable expenses of arbitration if such an award is authorized by law in a civil action involving the same claim or by the agreement of the parties to the arbitration proceeding.

(c) As to all remedies other than those authorized by subsections (a) and (b), an arbitrator may order such remedies as the arbitrator considers just and appropriate under the circumstances of the arbitration proceeding. The fact that such a remedy could not or would not be granted by the court is not a ground for refusing to confirm an award under section 22, and amendments thereto, or for vacating an award under section 23, and amendments thereto.

(d) An arbitrator's expenses and fees, together with other expenses, must be paid as provided in the award.

(e) If an arbitrator awards punitive damages or other exemplary relief under subsection (a), the arbitrator shall specify in the award the basis in fact justifying and the basis in law authorizing the award and state separately the amount of punitive damages or other exemplary relief.

New Sec. 22. After a party to an arbitration proceeding receives notice of an award, the party may make a motion to the court for an order confirming the award, at which time the court shall issue a confirming order, unless the award is modified or corrected pursuant to section 20 or 24, and amendments thereto, or is vacated pursuant to section 23, and amendments thereto.

New Sec. 23. (a) Upon motion to the court by a party to an arbitration proceeding, the court shall vacate an award made in the arbitration proceeding if:

(1) The award was procured by corruption, fraud or other undue means;

(2) there was:

(A) Evident partiality by an arbitrator appointed as a neutral arbitrator;

(B) corruption by an arbitrator; or

(C) misconduct by an arbitrator prejudicing the rights of a party to the arbitration proceeding;

(3) an arbitrator refused to postpone the hearing upon showing of sufficient cause for postponement, refused to consider evidence material to the controversy, or otherwise conducted the hearing contrary to section 15, and amendments thereto, so as to prejudice substantially the rights of a party to the arbitration proceeding;

(4) an arbitrator exceeded the arbitrator's powers;

(5) there was no agreement to arbitrate, unless the person participated in the arbitration proceeding without raising the objection under section 15(c), and amendments thereto, not later than the beginning of the arbitration hearing; or

(6) the arbitration was conducted without proper notice of the initiation of an arbitration as required in section 9, and amendments thereto, so as to prejudice substantially the rights of a party to the arbitration proceeding.

(b) A motion under this section must be filed within 90 days after the movant receives notice of the award pursuant to section 19, and amendments thereto, or within 90 days after the movant receives notice of the award pursuant to section 20, and amendments thereto, unless the movant alleges that the award was procured by corruption, fraud or other undue means, in which case, the motion must be made within 90 days after the ground is known or, by the exercise of reasonable care, would have been known by the movant.

(c) If the court vacates an award on a ground other than that set forth in subsection (a)(5), it may order a rehearing. If the award is vacated on a ground stated in subsection (a)(1) or (2), the rehearing must be before a new arbitrator. If the award is vacated on a ground stated in subsection (a)(3), (4) or (6), the rehearing must be before the arbitrator who made the award or the arbitrator's successor. The arbitrator must render the decision in the rehearing within the same time as that provided in section 19(b), and amendments thereto, for an award.

(d) If the court denies a motion to vacate an award, it shall confirm the award unless a motion to modify or correct the award is pending.

New Sec. 24. (a) Upon motion made within 90 days after the movant receives notice of the award pursuant to section 19, and amendments thereto, or within 90 days after the movant receives notice of a modified or corrected award pursuant to section 20, and amendments thereto, the court shall modify or correct the award if:

(1) There was an evident mathematical miscalculation or an evident mistake in the description of a person, thing or property referred to in the award;

(2) the arbitrator has made an award on a claim not submitted to the arbitrator and the award may be corrected without affecting the merits of the decision upon the claims submitted; or

(3) the award is imperfect in a matter of form not affecting the merits of the decision on the claims submitted.

(b) If a motion made under subsection (a) is granted, the court shall modify or correct and confirm the award as modified or corrected. Otherwise, unless a motion to vacate is pending, the court shall confirm the award.

(c) A motion to modify or correct an award pursuant to this section may be joined with a motion to vacate the award.

New Sec. 25. (a) Upon granting an order confirming, vacating without directing a rehearing, modifying or correcting an award, the court shall enter a judgment in conformity therewith. The judgment may be recorded, docketed and enforced as any other judgment in a civil action.

(b) A court may allow reasonable costs of the motion and subsequent judicial proceedings.

(c) On application of a prevailing party to a contested judicial proceeding under section 22, 23 or 24, and amendments thereto, the court may add reasonable attorney

fees and other reasonable expenses of litigation incurred in a judicial proceeding after the award is made to a judgment confirming, vacating without directing a rehearing, modifying or correcting an award.

New Sec. 26. (a) A court of this state having jurisdiction over the controversy and the parties may enforce an agreement to arbitrate.

(b) An agreement to arbitrate providing for arbitration in this state confers exclusive jurisdiction on the court to enter judgment on an award under sections 1 through 31, and amendments thereto.

New Sec. 27. A motion pursuant to section 5, and amendments thereto, must be made in the court of the county in which the agreement to arbitrate specifies the arbitration hearing is to be held or, if the hearing has been held, in the court of the county in which it was held. Otherwise, the motion may be made in the court of any county in which an adverse party resides or has a place of business or, if no adverse party has a residence or place of business in this state, in the court of any county in this state. All subsequent motions must be made in the court hearing the initial motion unless the court otherwise directs.

New Sec. 28. (a) An appeal may be taken from:

- (1) An order denying a motion to compel arbitration;
- (2) an order granting a motion to stay arbitration;
- (3) an order confirming or denying confirmation of an award;
- (4) an order modifying or correcting an award;
- (5) an order vacating an award without directing a rehearing; or
- (6) a final judgment entered pursuant to sections 1 through 31, and amendments thereto.

(b) An appeal under this section must be taken as from an order or judgment in a civil action.

New Sec. 29. In applying and construing this uniform act, consideration must be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

New Sec. 30. The provisions of sections 1 through 31, and amendments thereto, governing the legal effect, validity and enforceability of electronic records or electronic signatures and of contracts performed with the use of such records or signatures conform to the requirements of section 102 of the electronic signatures in global and national commerce act.

New Sec. 31. Sections 1 through 31, and amendments thereto, do not affect an action or proceeding commenced or right accrued before sections 1 through 31, and amendments thereto, take effect. Subject to section 3, and amendments thereto, an arbitration agreement made before the effective date of sections 1 through 31, and amendments thereto, is governed by article 4 of chapter 5 of the Kansas Statutes Annotated, prior to its repeal.

New Sec. 32. (a) (1) Except as provided in subsection (a)(2), a provision in a trust instrument requiring the mediation or arbitration of disputes between or among beneficiaries, a fiduciary, a person granted nonfiduciary powers under the trust instrument, or any combination thereof, is enforceable.

(2) A provision in a trust instrument requiring the mediation or arbitration of a dispute relating to the validity of a trust is not enforceable, unless all interested persons to the dispute consent to mediation or arbitration of such dispute.

(b) This section shall be part of and supplemental to the Kansas uniform trust code.

Sec. 33. K.S.A. 50-6,100 is hereby amended to read as follows: 50-6,100. (a) Each consumer shall have the option of submitting any dispute arising under this act to arbitration. Upon application of the consumer all ~~manufactures~~ manufacturers shall submit to such arbitration.

(b) Such arbitration shall be conducted in accordance with the provisions of the uniform arbitration act (~~K.S.A. 5-401 et seq., sections 1 through 31,~~ and amendments thereto). Any agreement to arbitrate entered into under this section shall ensure the personal objectivity of the arbitrators and the right of each party to present its case, to be in attendance during any presentation made by the other party and to rebut or refute such presentation.

Sec. 34. K.S.A. 66-1712 is hereby amended to read as follows: 66-1712. (a) When any person desires to carry out temporarily any function or activity in closer proximity to any high voltage overhead line than is permitted by this act, the person or persons responsible for the function or activity shall notify the public utility which owns or operates the high voltage overhead line of the function or activity and shall make appropriate arrangements with the public utility for temporary barriers, temporary deenergization and grounding of the conductors, temporary rerouting of electric current or temporary relocating of the conductors before proceeding with any function or activity which would impair the clearances required by this act.

(b) A person or persons requesting a public utility to provide temporary clearances or other safety precautions shall be responsible for payment of only those costs incurred by such utility in the temporary rerouting of electric current or the temporary relocating of the conductors. Upon request, a public utility shall provide a written costs estimate for the work needed to provide temporary rerouting of electric current or temporary relocating of the conductors. Unless otherwise agreed to, or unless circumstances require a longer period of time before work commences in order to assure continuity of service to electric customers, a public utility shall commence work on such temporary rerouting of electric current, temporary relocating of the conductors, temporary barriers or temporary deenergization and grounding of the conductors as may be appropriate, within seven working days after such notification has been made in accordance with ~~subsection (a) of K.S.A. 66-1712(a), and amendments thereto.~~

(c) If a person requesting a public utility to provide temporary rerouting of electric current or the temporary relocating of the conductors disagrees with the reasonableness of the written costs estimate or the description of the work to be performed, the following options are available to such person:

(1) Such person under protest may pay the utility for the work in accordance with the written cost estimate, but shall be entitled to seek recovery of all or any part of the money so paid in an arbitration proceeding as hereinafter provided; or

(2) prior to directing the work to be performed, the person or persons may submit to binding arbitration, as hereinafter provided, to resolve the issue of the reasonableness of the written cost estimate or the description or extent of the work to be performed by the public utility under such estimate.

(d) Disputes submitted to binding arbitration under this section shall be submitted in accordance with the procedures set forth in ~~K.S.A. 5-401 et seq., sections 1 through 31,~~ and amendments thereto. The decision of the arbitrator or arbitrators as to the reasonableness of the costs or the necessity of the work to be performed shall be final

and binding upon the parties.

Sec. 35. K.S.A. 5-401, 5-402, 5-403, 5-404, 5-405, 5-406, 5-407, 5-408, 5-409, 5-410, 5-411, 5-412, 5-413, 5-414, 5-415, 5-416, 5-417, 5-418, 5-419, 5-420, 5-421, 5-422, 50-6,100 and 66-1712 are hereby repealed.";

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 semicolon and inserting "arbitration; enacting the uniform arbitration act of 2000; relating to mediation or arbitration of disputes concerning trust instruments"; in line 4, by striking all before "and"; and inserting "50-6,100 and 66-1712"; in line 5, by striking "section" and inserting "sections; also repealing K.S.A. 5-401, 5-402, 5-403, 5-404, 5-405, 5-406, 5-407, 5-408, 5-409, 5-410, 5-411, 5-412, 5-413, 5-414, 5-415, 5-416, 5-417, 5-418, 5-419, 5-420, 5-421 and 5-422";

And your committee on conference recommends the adoption of this report.

RICHARD WILBORN

MOLLY BAUMGARDNER

DAVID HALEY

Conferees on part of Senate

BLAINE FINCH

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

On motion of Rep. Finch, the conference committee report on **HB 2571** was adopted.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Houser, Schwab.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2539** 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 5, before "K.S.A." by inserting "On and after January 1, 2019,"; in line 17, by striking "30" and inserting "25"; also in line 17, by striking all after "older"; in line 18, by striking "candidate" and inserting "by the deadline for filing"; also in line 18, after "office" by inserting "as provided in K.S.A. 25-205, and amendments thereto"; following line 20, by inserting:

"Sec. 2. K.S.A. 2017 Supp. 25-1122 is hereby amended to read as follows: 25-1122. (a) Any registered voter may file with the county election officer where the person is a resident, or where the 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 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.

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

Sec. 3. K.S.A. 2017 Supp. 25-1124 is hereby amended to read as follows: 25-1124. (a) Upon receipt of the advance voting ballot, the voter shall cast such voter's vote as follows: The voter shall make a cross or check mark in the square or parentheses opposite the name of each candidate or question for whom the voter desires to vote. The voter shall make no other mark, and shall allow no other person to make any mark, upon such ballot. If the advance voting ballot was transmitted by mail, the voter personally shall place the ballot in the ballot envelope bearing the same number as the ballot and seal the envelope. The voter shall complete the form on the ballot envelope and shall sign the same. Except as provided by K.S.A. 25-2908, and amendments thereto, the ballot envelope shall be mailed or otherwise transmitted to the county election officer. If the advance voting ballot was transmitted to the voter in person in the office of the county election officer or at a satellite advance voting site, the voter may deposit such ballot into a locked ballot box without an envelope.

(b) Any voter who has an illness or physical disability or who is not proficient in reading the English language ~~that and~~ is unable to apply for or mark or transmit an advance voting ballot, or any voter who has a disability preventing the voter from signing an application or the form on the ballot envelope, may request assistance by a person who has signed a statement required by subsection (d) in applying for or marking an advance voting ballot, or in signing an application or the form on the ballot envelope if the voter has a disability preventing the voter from signing.

(c) Any voted ballot may be transmitted to the county election officer by the voter or by another person designated in writing by the voter, except if the voter has a disability preventing the voter from writing and signing a statement, the written and signed statement required by subsection (d) shall be sufficient. Any such voted ballot shall be transmitted to the county election officer before the close of the polls on election day.

(d) The county election officer shall allow a person to assist a voter who has an illness or physical disability or who is not proficient in reading the English language in applying for or marking an application or advance voting ballot, or to sign for a voter who has a disability preventing the voter from signing an application or advance voting ballot form, provided a written statement is signed by the person who renders assistance to the voter who has an illness or physical disability or who is not proficient in reading the English language and such statement is submitted to the county election officer with the application or ballot. The statement shall be on a form prescribed by the secretary of state and shall contain a statement from the person providing assistance that the person has not exercised undue influence on the voting decision of the voter who has an illness or physical disability or who is not proficient in reading the English language and that the person providing assistance has completed the application ~~or,~~ marked the ballot, or signed the application or ballot form as instructed by the voter.

(e) Any person assisting a voter who has an illness or physical disability or who is not proficient in reading the English language in applying for or marking an advance voting ballot, or in signing an application or advance voting ballot form for a voter who has a disability preventing the voter from signing the application or advance voting ballot form, who knowingly fails to sign and submit the statement required by this section or who exercises undue influence on the voting decision of such voter shall be

guilty of a severity level 9, nonperson felony.

Sec. 4. K.S.A. 2017 Supp. 25-1128 is hereby amended to read as follows: 25-1128.

(a) No voter shall knowingly mark or transmit to the county election officer more than one advance voting ballot, or set of one of each kind of ballot, if the voter is entitled to vote more than one such ballot at a particular election.

(b) Except as provided in K.S.A. 25-1124, and amendments thereto, no person shall knowingly interfere with or delay the transmission of any advance voting ballot application from a voter to the county election officer, nor shall any person mail, fax or otherwise cause the application to be sent to a place other than the county election office. Any person or group engaged in the distribution of advance voting ballot applications shall mail, fax or otherwise deliver any application signed by a voter to the county election office within two days after such application is signed by the applicant.

(c) Except as otherwise provided by law, no person other than the voter, shall knowingly mark, sign or transmit to the county election officer any advance voting ballot or advance voting ballot envelope.

(d) Except as otherwise provided by law, no person shall knowingly sign an application for an advance voting ballot for another person. This provision shall not apply if a voter has a disability preventing the voter from signing an application or if an immediate family member signs an application on behalf of another immediate family member with proper authorization being given.

(e) No person, unless authorized by K.S.A. 25-1122 or ~~K.S.A.~~ 25-1124, and amendments thereto, shall knowingly intercept, interfere with, or delay the transmission of advance voting ballots from the county election officer to the voter.

(f) No person shall knowingly and falsely affirm, declare or subscribe to any material fact in an affirmation form for an advance voting ballot or set of advance voting ballots.

(g) A voter may return such voter's advance voting ballot to the county election officer by personal delivery or by mail. Upon written designation by the voter, a person other than the voter may return the advance voting ballot by personal delivery or mail, except that a written designation shall not be required from a voter who has a disability preventing the voter from writing or signing a written designation. Any such person designated by the voter shall sign a statement that such person has not exercised undue influence on the voting decisions of the voter and agrees to deliver the ballot as directed by the voter.

(h) Violation of any provision of this section is a severity level 9, nonperson felony.

Sec. 5. K.S.A. 25-1121 is hereby amended to read as follows: 25-1121. ~~It shall be the duty of~~ (a) The secretary of state ~~to shall~~ prescribe the general forms of advance voting ballots to be used in all primary and general elections and the form of the printed instructions to voters containing a statement of all the requirements of this act, to enable voters to comply with ~~such the~~ requirements of this act. ~~Such The~~ prescribed forms shall be transmitted to the county election officers 35 days before each primary and general election.

(b) The secretary of state shall prescribe the general format of advance voting ballot envelopes. The envelopes shall include signature blocks for the advance voter; a signature block for the person, if any, assisting the advance voter; and a signature block for a person, if any, who signs the advance voting ballot envelope on behalf of the advance voter in situations when the advance voter is physically unable to sign the

envelope.

(c) The advance ballot envelope shall contain the following statement after the signature block provided for the person who signs the advance ballot envelope on behalf of a person physically unable to sign such envelope:

"My signature constitutes an affidavit that the person for whom I signed the envelope is a person who is physically unable to sign such envelope. By signing this envelope, I swear this information is true and correct, and that signing an advance ballot envelope under false pretenses shall constitute the crime of perjury."

Sec. 6. K.S.A. 2017 Supp. 21-5903 is hereby amended to read as follows: 21-5903. (a) Perjury is intentionally and falsely:

(1) Swearing, testifying, affirming, declaring or subscribing to any material fact upon any oath or affirmation legally administered in any cause, matter or proceeding before any court, tribunal, public body, notary public or other officer authorized to administer oaths;~~or~~

(2) subscribing as true and correct under penalty of perjury any material matter in any declaration, verification, certificate or statement as permitted by K.S.A. 53-601, and amendments thereto or

(3) subscribing as true and correct under the penalty of perjury the affidavit as provided in K.S.A. 25-1121(c), and amendments thereto.

(b) Perjury is a:

(1) Severity level 9, nonperson felony, except as provided in subsection (b)(2); and
(2) severity level 7, nonperson felony if the false statement is made upon the trial of a felony charge.

New Sec. 7. (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 will determine the members of the sworn election board who will conduct the audit.

(2) The audit will review contested races as follows:

(A) In presidential election years:

- (i) One federal race;
- (ii) one state legislative race; and
- (iii) one county race.

(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.

(C) 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) 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.

(f) The provisions of this section shall apply to all counties for elections that take place after January 1, 2019.

Sec. 8. K.S.A. 2017 Supp. 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 the second Thursday following the election if notice is published prior to the canvass in a newspaper with general circulation in the county 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. 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 ~~fifth~~ 13th day following the day of such election.

Sec. 9. K.S.A. 2017 Supp. 25-4403 is hereby amended to read as follows: 25-4403.

(a) The board of county commissioners and the county election officer of any county may provide an electronic or electromechanical voting system to be used at voting places, or for advance voting in the county at national, state, county, township, city and school primary and general elections and in question submitted elections.

(b) The board of county commissioners of any county in which the board of county commissioners and county election officer have determined that an electronic or electromechanical voting system shall be used may issue bonds to finance and pay for purchase, lease or rental of such a system.

(c) The board of county commissioners and the county election officer of any county may adopt, experiment with or abandon any electronic or electromechanical system herein authorized and approved for use in the state and may use such a system in all or any part of the voting areas within the county or in combination with an optical scanning voting system or with regular paper ballots. Whenever the secretary of state rescinds approval of any voting system, the board of county commissioners and the county election officer shall abandon ~~such the~~ system until changes therein required by the secretary of state have been made, or if the secretary of state advises that acceptable changes cannot be made therein, ~~such the~~ abandonment shall be permanent.

(d) On and after the effective date of this act, no board of county commissioners in

any county may purchase, lease or rent any direct recording electronic system, as defined in K.S.A. 25-4401(d), and amendments thereto. On and after the effective date of this act, no board of county commissioners in any county may purchase, lease or rent any electronic or electromechanical voting system, unless such system:

(1) Provides a paper record of each vote cast, produced at the time the vote is cast; and

(2) has the ability to be tested both before an election and prior to the date of canvass. Such test shall include the ability to match the paper record of the machine to the vote total contained in the machine.

Sec. 10. K.S.A. 2017 Supp. 25-4406 is hereby amended to read as follows: 25-4406. Electronic or electromechanical voting systems approved by the secretary of state:

(a) Shall provide for voting for the candidates for nomination or election of all political parties officially recognized pursuant to K.S.A. 25-302a, and amendments thereto;

(b) shall permit a voter to vote for any independent candidate for any office;

(c) shall provide for voting on constitutional amendments or other questions submitted;

(d) shall be so constructed that, as to primaries where candidates are nominated by political parties, the voter can vote only for the candidates for whom the voter is qualified to vote according to articles 2 and 33 of chapter 25 of the Kansas Statutes Annotated, and amendments thereto;

(e) shall afford the voter an opportunity to vote for any or all candidates for an office for whom the voter is by law entitled to vote and no more, and at the same time shall prevent the voter from voting for the same candidate twice for the same office;

(f) shall be so constructed that in presidential elections the presidential electors of any political party may be voted for by one action;

(g) shall provide for "write-in" votes;

(h) shall provide for voting in absolute secrecy, except as to persons who request assistance due to temporary illness or disability or a lack of proficiency in reading the English language;

(i) shall reject all votes for an office or upon a question submitted when the voter has cast more votes for such office or upon such question than the voter is entitled to cast;

(j) shall provide for instruction of voters on the operation of voting machines, illustrating the manner of voting by the use of such systems. The instruction may include printed materials or demonstration by election board workers; ~~and~~

(k) shall provide a paper record of each vote cast, produced at the time the vote is cast;

(l) shall have the ability to be tested both before an election and prior to the date of canvass. The test shall include the ability to match the paper records of such machines to the vote totals contained in the machines; and

(m) shall meet the requirements of the help America vote act of 2002 and other federal statutes and regulations governing voting equipment.

Sec. 11. K.S.A. 25-1121 and K.S.A. 2017 Supp. 21-5903, 25-1122, 25-1124, 25-1128, 25-3104, 25-4403 and 25-4406 are hereby repealed.";

Also on page 1, in line 21, before "K.S.A" by inserting "On and after January 1,

2019,"; in line 22, by striking "January"; in line 23, by striking "1, 2019 and,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "25-101a" by inserting "and 25-1121 and K.S.A. 2017 Supp. 21-5903, 25-1122, 25-1124, 25-1128, 25-3104, 25-4403 and 25-4406"; also in line 2, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

ELAINE BOWERS

STEVE FITZGERALD

OLETHA FAUST-GOUDEAU

Conferees on part of Senate

KEITH ESAU

BLAKE CARPENTER

Conferees on part of House

On motion of Rep. Esau, the conference committee report on **HB 2539** was adopted.

On roll call, the vote was: Yeas 70; Nays 52; Present but not voting: 0; Absent or not voting: 3.

Yeas: Baker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carmichael, B. Carpenter, Clark, Concannon, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Eplee, Esau, Finch, Francis, Gallagher, Good, Hawkins, Highland, Hineman, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Lewis, Lusk, Markley, Mason, Mastroni, Orr, Osterman, Ousley, F. Patton, Phillips, Pittman, R. Powell, Proehl, Rafie, Ralph, Resman, Ryckman, Schreiber, Seiwert, Sloan, Smith, A., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Weber, C., Wheeler, Whitmer, K. Williams, Winn.

Nays: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Ballard, Burroughs, Carlin, Claeys, Clayton, Corbet, Cox, Crum, S., Curtis, Deere, Ellis, Finney, Frownfelter, Garber, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hodge, Hoffman, Holscher, K. Jones, Kuether, Landwehr, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Parker, Phelps, Probst, Rahjes, Rooker, Ruiz, Sawyer, Schroeder, Smith, E., Stogsdill, Vickrey, Victors, Ward, Waymaster, Weigel, Whipple, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Barker, Houser, Schwab.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2523** 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 3, following line 7, by inserting:

"Sec. 2. K.S.A. 2017 Supp. 21-5512 is hereby amended to read as follows: 21-5512. (a) Unlawful sexual relations is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy with a person who is not married to the offender if:

(1) The offender is an employee or volunteer of the department of corrections, or the employee or volunteer of a contractor who is under contract to provide services for a

correctional institution, and the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who is an inmate;

(2) the offender is a parole officer, volunteer for the department of corrections or the employee or volunteer of a contractor who is under contract to provide supervision services for persons on parole, conditional release or postrelease supervision and the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who is an inmate who has been released on parole, conditional release or postrelease supervision and the offender has knowledge that the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is an inmate who has been released and is currently on parole, conditional release or postrelease supervision;

(3) the offender is a law enforcement officer, an employee of a jail, or the employee of a contractor who is under contract to provide services in a jail and the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who is confined to such jail;

(4) the offender is a law enforcement officer, an employee of a juvenile detention facility or sanctions house, or the employee of a contractor who is under contract to provide services in such facility or sanctions house and the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who is confined to such facility or sanctions house;

(5) the offender is an employee of the department of corrections or the employee of a contractor who is under contract to provide services in a juvenile correctional facility and the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who is confined to such facility;

(6) the offender is an employee of the department of corrections or the employee of a contractor who is under contract to provide direct supervision and offender control services to the department of corrections and:

(A) The person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who has been:

(i) Released on conditional release from a juvenile correctional facility under the supervision and control of the department of corrections or juvenile community supervision agency; or

(ii) placed in the custody of the department of corrections under the supervision and control of the department of corrections or juvenile community supervision agency; and

(B) the offender has knowledge that the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is currently under supervision;

(7) the offender is an employee of the Kansas department for aging and disability services or the Kansas department for children and families or the employee of a contractor who is under contract to provide services in an aging and disability or children and families institution or to the Kansas department for aging and disability

services or the Kansas department for children and families and the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who is a patient in such institution or in the custody of the secretary for aging and disability services or the secretary for children and families;

(8) the offender is a worker, volunteer or other person in a position of authority in a family foster home licensed by the department of health and environment and the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who is a foster child placed in the care of such family foster home;

(9) the offender is a teacher or other person in a position of authority and the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who is a student enrolled at the school where the offender is employed. If the offender is the parent of the student, the provisions of ~~subsection (b) of K.S.A. 2017 Supp. 21-5604(b)~~, and amendments thereto, shall apply, not this subsection;

(10) the offender is a court services officer or the employee of a contractor who is under contract to provide supervision services for persons under court services supervision and the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who has been placed on probation under the supervision and control of court services and the offender has knowledge that the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is currently under the supervision of court services;

(11) the offender is a community correctional services officer or the employee of a contractor who is under contract to provide supervision services for persons under community corrections supervision and the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who has been assigned to a community correctional services program under the supervision and control of community corrections and the offender has knowledge that the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is currently under the supervision of community corrections; ~~or~~

(12) the offender is a surety or an employee of a surety and the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who is the subject of a surety or bail bond agreement with such surety and the offender has knowledge that the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is the subject of a surety or bail bond agreement with such surety; or

(13) the offender is a law enforcement officer and the person with whom the offender is engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy is a person 16 years of age or older who is interacting with such law enforcement officer during the course of a traffic stop, a custodial interrogation, an interview in connection with an investigation, or while the law enforcement officer has such person detained.

(b) Unlawful sexual relations as defined in:

(1) Subsection (a)(5) is a severity level 4, person felony; and

(2) subsection (a)(1), (a)(2), (a)(3), (a)(4), (a)(6), (a)(7), (a)(8), (a)(9), (a)(10), (a)(11) ~~or~~, (a)(12) or (a)(13) is a severity level 5, person felony.

(c) (1) If an offender violates the provisions of this section by engaging in consensual sexual intercourse which would constitute a violation of K.S.A. 2017 Supp. 21-5503, and amendments thereto, the provisions of K.S.A. 2017 Supp. 21-5503, and amendments thereto, shall apply, not this section.

(2) If an offender violates the provisions of this section by engaging in consensual sexual intercourse which would constitute a violation of ~~subsection (b)(1) of K.S.A. 2017 Supp. 21-5506(b)(1), and amendments thereto, the provisions of subsection (b)(1) of K.S.A. 2017 Supp. 21-5506(b)(1), and amendments thereto, shall apply, not this section.~~

(3) If an offender violates the provisions of this section by engaging in sodomy which would constitute a violation of ~~subsection (a)(3), (a)(4) or (b) of K.S.A. 2017 Supp. 21-5504(a)(3), (a)(4) or (b), and amendments thereto, the provisions of subsection (a)(3), (a)(4) or (b) of K.S.A. 2017 Supp. 21-5504(a)(3), (a)(4) or (b), and amendments thereto, shall apply, not this section.~~

(4) If an offender violates the provisions of this section by engaging in lewd fondling or touching which would constitute a violation of ~~subsection (b)(2) of K.S.A. 2017 Supp. 21-5506(b)(2), and amendments thereto, the provisions of subsection (b)(2) of K.S.A. 2017 Supp. 21-5506(b)(2), and amendments thereto, shall apply, not this section.~~

(d) As used in this section:

(1) "Correctional institution" means the same as in K.S.A. 75-5202, and amendments thereto;

(2) "inmate" means the same as in K.S.A. 75-5202, and amendments thereto;

(3) "parole officer" means the same as in K.S.A. 75-5202, and amendments thereto;

(4) "postrelease supervision" means the same as in K.S.A. 2017 Supp. 21-6803, and amendments thereto;

(5) "juvenile detention facility" means the same as in K.S.A. 2017 Supp. 38-2302, and amendments thereto;

(6) "juvenile correctional facility" means the same as in K.S.A. 2017 Supp. 38-2302, and amendments thereto;

(7) "sanctions house" means the same as in K.S.A. 2017 Supp. 38-2302, and amendments thereto;

(8) "institution" means the same as in K.S.A. 76-12a01, and amendments thereto;

(9) "teacher" means and includes teachers, coaches, supervisors, principals, superintendents and any other professional employee in any public or private school offering any of grades kindergarten through 12;

(10) "community corrections" means the entity responsible for supervising adults and juvenile offenders for confinement, detention, care or treatment, subject to conditions imposed by the court pursuant to the community corrections act, K.S.A. 75-5290, and amendments thereto, and the revised Kansas juvenile justice code, K.S.A. 2017 Supp. 38-2301 et seq., and amendments thereto;

(11) "court services" means the entity appointed by the district court that is responsible for supervising adults and juveniles placed on probation and misdemeanants placed on parole by district courts of this state;

(12) "juvenile community supervision agency" means an entity that receives grants

for the purpose of providing direct supervision to juveniles in the custody of the department of corrections; and

(13) "surety" means the same as in K.S.A. 22-2809a, and amendments thereto."

On page 5, following line 17, by inserting:

"Sec. 4. K.S.A. 2017 Supp. 74-5605 is hereby amended to read as follows: 74-5605. (a) Every applicant for certification shall be an employee of a state, county or city law enforcement agency, a municipal university police officer, a railroad policeman appointed pursuant to K.S.A. 66-524, and amendments thereto; an employee of the tribal law enforcement agency of an Indian nation that has entered into a tribal-state gaming compact with this state; a manager or employee of the horsethief reservoir benefit district pursuant to K.S.A. 2017 Supp. 82a-2212, and amendments thereto; or a school security officer designated as a school law enforcement officer pursuant to K.S.A. 2017 Supp. 72-6146, and amendments thereto.

(b) Prior to admission to a course conducted at the training center or at a certified state or local law enforcement agency, the applicant's appointing authority or agency head shall furnish to the director of police training and to the commission a statement certifying that the applicant has been found to meet the minimum requirements of certification established by this subsection. The commission may rely upon the statement of the appointing authority or agency head as evidence that the applicant meets the minimum requirements for certification to issue a provisional certification. Each applicant for certification shall meet the following minimum requirements:

- (1) Be a United States citizen;
 - (2) have been fingerprinted and a search of local, state and national fingerprint files made to determine whether the applicant has a criminal record;
 - (3) not have been convicted of a crime that would constitute a felony under the laws of this state, a misdemeanor crime of domestic violence or a misdemeanor offense that the commission determines reflects on the honesty, trustworthiness, integrity or competence of the applicant as defined by rules and regulations of the commission;
 - (4) have: (A) graduated from a high school accredited by the Kansas state board of education or the appropriate accrediting agency of another state jurisdiction ~~or have;~~ (B) obtained a high school education from a nonaccredited private secondary school as defined in K.S.A. 2017 Supp. 72-4345, and amendments thereto; or (C) obtained the equivalent of a high school education as defined by rules and regulations of the commission;
 - (5) be of good moral character sufficient to warrant the public trust in the applicant as a police officer or law enforcement officer;
 - (6) have completed an assessment, including psychological testing approved by the commission, to determine that the applicant does not have a mental or personality disorder that would adversely affect the ability to perform the essential functions of a police officer or law enforcement officer with reasonable skill, safety and judgment;
 - (7) be free of any physical or mental condition which adversely affects the ability to perform the essential functions of a police officer or law enforcement officer with reasonable skill, safety and judgment; and
 - (8) be at least 21 years of age.
- (c) The commission may deny a provisional or other certification upon a finding that the applicant has engaged in conduct for which a certificate may be revoked, suspended or otherwise disciplined as provided in K.S.A. 74-5616, and amendments

thereto. When it appears that grounds for denial of a certification exist under this subsection, after a conditional offer of employment has been made to an applicant seeking appointment as a police officer or law enforcement officer, the applicant's appointing authority or agency head may request an order from the commission to determine whether a provisional certification will be issued to that applicant.

(d) As used in this section, "conviction" includes rendering of judgment by a military court martial pursuant to the uniform code of military justice, by a court of the United States or by a court of competent jurisdiction in any state, whether or not expunged; and any diversion or deferred judgment agreement entered into for a misdemeanor crime of domestic violence or a misdemeanor offense that the commission determines reflects on the honesty, trustworthiness, integrity or competence of the applicant as defined by rules and regulations by the commission and any diversion agreement or deferred judgment entered into on or after July 1, 1995, for a felony.";

On page 5, in line 18, by striking "and" and inserting ", 21-5512,"; also in line 18, after "74-5602" by inserting "and 74-5605";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the second semicolon by inserting "crime of unlawful sexual relations;"; in line 3, by striking the first "and" and inserting ", 21-5512,"; also in line 3, after "74-5602" by inserting "and 74-5605";

And your committee on conference recommends the adoption of this report.

RICHARD WILBORN

JULIA LYNN

DAVID HALEY

Conferees on part of Senate

BLAINE FINCH

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

On motion of Rep. Finch, the conference committee report on **HB 2523** was adopted.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple,

Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Houser, Schwab.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2129** 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 2, following line 28, by inserting:

"Sec. 5. K.S.A. 75-6521 is hereby amended to read as follows: 75-6521. As used in K.S.A. 75-6521 through 75-6523, and amendments thereto:

(a) "Commission" means the Kansas state employees health care commission established pursuant to K.S.A. 75-6502, and amendments thereto.

(b) "Director" means the director of accounts and reports.

(c) "Employee" means any person who is an elected or appointed officer or any employee of the state in the classified service or unclassified service under the Kansas civil service act, other than persons who are employed on a seasonal or temporary basis.

(d) "Long-term care insurance" means any long-term care insurance policy ~~which~~ that is authorized to be sold in the state of Kansas.

(e) "Indemnity insurance" means any supplemental liability insurance policy that protects an individual against loss arising from a specific cause and that is authorized to be sold in the state of Kansas.

(f) "State" means the state of Kansas and any state agency as defined ~~in subsection (3) of K.S.A. 75-3701(3)~~, and amendments thereto.

Sec. 6. K.S.A. 75-6522 is hereby amended to read as follows: 75-6522. (a) The Kansas state employees health care commission shall offer ~~to all employees~~ long-term care insurance and indemnity insurance to all employees. The commission may enter into one or more group insurance contracts to provide such ~~long-term care~~ insurance.

(b) ~~The Kansas state employees health care~~ commission is hereby authorized to negotiate and enter into contracts with qualified insurers for the purpose of providing long-term care insurance and indemnity insurance. The commission shall advertise for proposals, shall negotiate with not less than three firms or other parties submitting proposals, and shall select from among those submitting proposals the firm or other contracting party to contract with for the purpose of entering into contracts for long-term care insurance and indemnity insurance.

(c) The provisions of K.S.A. 75-4317 ~~to through~~ 75-4320a, ~~inclusive~~, and amendments thereto, shall not apply to meetings of the ~~Kansas state employees health care~~ commission when the commission meets solely for the purpose of discussing and preparing strategies for negotiations for contracts for long-term care insurance or indemnity insurance.

(d) Contracts entered into pursuant to this section shall not be subject to the provisions of K.S.A. 75-3738 ~~to through~~ 75-3740, ~~inclusive~~, and amendments thereto. Such contracts may be for terms of not more than three years and may be renegotiated and renewed. All such contracts shall be subject to the limits of appropriations made or

available therefor and subject to the provisions of appropriations acts relating thereto.

(e) In exercising and performing the powers, duties and functions prescribed by this section, the ~~Kansas state employees health care~~ commission may adopt rules and regulations and enter into such contracts as may be necessary.

Sec. 7. K.S.A. 75-6523 is hereby amended to read as follows: 75-6523. (a) The purchase of long-term care insurance and indemnity insurance by an employee shall be voluntary, and the cost of such insurance shall be paid by the employee. The cost of such insurance for such employee shall be established by the Kansas state employees health care commission.

(b) Periodic deductions from state payrolls may be made in accordance with procedures prescribed by the secretary of administration to cover the costs of the long-term care insurance and indemnity insurance payable to employees. All moneys deducted pursuant to this section shall be remitted to the commission and deposited in the cafeteria benefits fund in the manner provided by K.S.A. 75-6513, and amendments thereto.";

Also on page 2, in line 29, by striking the first "and" and inserting a comma; also in line 29, after "75-3744" by inserting ", 75-6521, 75-6522 and 75-6523";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the third semicolon by inserting "payroll deductions for indemnity insurance;"; in line 4, by striking the first "and" and inserting a comma; also in line 4, after "75-3744" by inserting ", 75-6521, 75-6522 and 75-6523";

And your committee on conference recommends the adoption of this report.

CAROLYN MCGINN

RICK BILLINGER

LAURA KELLY

Conferees on part of Senate

BILL SUTTON

CHUCK WEBER

TOM BURROUGHS

Conferees on part of House

On motion of Rep. Sutton, the conference committee report on **Sub HB 2129** was adopted.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith,

A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Houser, Schwab.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Highland, the House nonconcurred in Senate amendments to **HB 2438** and asked for a conference.

Speaker Ryckman thereupon appointed Reps. Highland, Humphries and Ruiz as conferees on the part of the House.

INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Hineman pursuant to House Rule 2311, **SB 461** was advanced to Emergency Final Action Subject to Amendment and Debate.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

SB 461, AN ACT reconciling amendments to certain statutes; amending K.S.A. 2017 Supp. 8-240, as amended by section 1 of 2018 House Bill No. 2606, 8-247, as amended by section 2 of 2018 House Bill No. 2606, 12-1775a, 21-6627, 79-213 and 79-32,117 and repealing the existing sections; also repealing K.S.A. 2017 Supp. 8-240, as amended by section 1 of 2018 House Bill No. 2472, 8-247, as amended by section 3 of 2018 House Bill No. 2472, 12-1775b, 21-6627a, 79-213g and 79-32,117o, 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, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Houser, Schwab.

The bill passed.

MESSAGES FROM THE GOVERNOR

From Jeff Colyer, M.D., Governor of the State of Kansas; Executive Order No. 18-12, concerning Criminal History and State Employment Practices.

The above Executive Order is kept on file and open for inspection in the office of the Chief Clerk.

On motion of Rep. Hineman, the House recessed until 4:00 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

MESSAGES FROM THE SENATE

The Senate announced the appointment of Senators Wilborn, Lynn, and Haley to replace Senators Estes, Olson, and Faust-Goudeau as conferees on **SB 284**.

The Senate accedes to the request of the House for a conference on **HB 2438** and has appointed Senators Estes, Olson and Faust-Goudeau as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 **H Sub for SB 179, SB 199, SB 310, H Sub for SB 374**.

On motion of Rep. Hineman, the House recessed until 4:35 p.m.

LATE AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 179** 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. 179, as follows:

On page 1, in line 10, by striking "that causes the juvenile to be" and inserting "and is";

On page 2, in line 22, after the comma by inserting "the managed care organization, if the juvenile is a medicaid recipient, and"; also in line 22, by striking all after "center"; in line 23, by striking all before "discharged" and inserting "serving the area where the

juvenile is being"; in line 26, after the comma by inserting "the managed care organization, if the juvenile is a medicaid recipient, and the"; also in line 26, by striking all after "center"; in line 27, by striking all before "discharged" and inserting "serving the area where the juvenile is being"; in line 29, by striking all after "(1)"; by striking all in lines 30 through 36; in line 37, by striking all before the period and inserting "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";

On page 3, in line 4, by striking all after "center"; in line 5, by striking "(1)"; in line 37, after "(1)" by inserting ""Head of a juvenile crisis intervention center" means the administrative director of a juvenile crisis intervention center or such person's designee; (2)";

Also on page 3, in line 39, after "disorder" by inserting "or mental condition";

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

On page 16, following line 25, by inserting:

"Sec. 8. K.S.A. 2017 Supp. 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, which 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. 2017 Supp. 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. 72-977 or 72-1111, 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. 2017 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 which if done by an adult

would constitute the commission of a felony or misdemeanor as defined by K.S.A. 2017 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. 2017 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 which would constitute human trafficking or aggravated human trafficking, as defined by K.S.A. 2017 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2017 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. 2017 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. 2017 Supp. 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. 2017 Supp. 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 which 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. 72-89b03(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. 2017 Supp. 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 which 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 ~~the child's relative or in the home of another~~ an adult with whom the child or the child's parent already has a close emotional ~~attachment 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. 2017 Supp. 38-2228, and amendments thereto, which 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 which 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. 2017 Supp. 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. 2017 Supp. 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) "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.

(bb) "Relative" means a person related by blood, marriage or adoption ~~but, when referring to a relative of a child's parent, does not include the child's other parent.~~

(cc) "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.

(dd) "Secretary" means the secretary for children and families or the secretary's designee.

(ee) "Secure facility" means a facility, other than a staff secure facility which 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 which 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.

(ff) "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. 2017 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 which would constitute conduct proscribed by article 55 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 2017 Supp. 21-6419 or 21-6422, and amendments thereto.

(gg) "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.

(hh) "Staff secure facility" means a facility described in K.S.A. 2017 Supp. 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.

(ii) "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.

(jj) "Youth residential facility" means any home, foster home or structure which provides 24-hour-a-day care for children and which is licensed pursuant to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

Sec. 9. On and after July 1, 2019, K.S.A. 2017 Supp. 38-2202, as amended by section 8 of this act, 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, which 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. 2017 Supp. 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. 72-977 or 72-1111, 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. 2017 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 which if done by an adult would constitute the commission of a felony or misdemeanor as defined by K.S.A. 2017 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. 2017 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 which would constitute human trafficking or aggravated human trafficking, as defined by K.S.A. 2017 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2017 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. 2017 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. 2017 Supp. 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. 2017 Supp. 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 which 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. 72-89b03(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. 2017 Supp. 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 which 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. 2017 Supp. 38-2228, and amendments thereto, which 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 which 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. 2017 Supp. 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. 2017 Supp. 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) "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.

(bb) "Relative" means a person related by blood, marriage or adoption.

(cc) "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.

(dd) "Secretary" means the secretary for children and families or the secretary's designee.

(ee) "Secure facility" means a facility, other than a staff secure facility or juvenile detention facility which 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 which 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.

(ff) "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. 2017 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 which would constitute conduct proscribed by article 55 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 2017 Supp. 21-6419 or 21-6422, and amendments thereto.

(gg) "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.

(hh) "Staff secure facility" means a facility described in K.S.A. 2017 Supp. 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.

(ii) "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.

(jj) "Youth residential facility" means any home, foster home or structure which provides 24-hour-a-day care for children and which is licensed pursuant to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

Sec. 10. K.S.A. 2017 Supp. 38-2254 is hereby amended to read as follows: 38-2254. (a) Unless waived by the persons entitled to notice, the court shall require notice of the time and place of the dispositional hearing be given to the parties and interested parties.

(b) The court shall require notice and the right to be heard as to proposals for living arrangements for the child, the services to be provided the child and the child's family, and the proposed permanency goal for the child to the following:

(1) The child's foster parent or parents or permanent custodian providing care for the child;

(2) preadoptive parents for the child, if any;

(3) the child's grandparents at their last known addresses or if no grandparent is living or if no living grandparent's address is known, to the closest relative of each of the child's parents whose address is known;

(4) the person having custody of the child; and

(5) upon request, by any person having close emotional ties with the child and who is deemed by the court to be essential to the deliberations before the court.

(c) The notice required by this subsection shall be given by first class mail, not less than 10 business days before the hearing.

(d) Individuals receiving notice pursuant to subsection (b) shall not be made a party or interested party to the action solely on the basis of this notice and the right to be heard. The right to be heard shall be at a time and in a manner determined by the court and does not confer an entitlement to appear in person at government expense.

(e) The provisions of this subsection shall not require additional notice to any person otherwise receiving notice of the hearing pursuant to K.S.A. 2017 Supp. 38-2239, and amendments thereto.

Sec. 11. K.S.A. 2017 Supp. 38-2255 is hereby amended to read as follows: 38-

2255. (a) *Considerations.* Prior to entering an order of disposition, the court shall give consideration to:

- (1) The child's physical, mental and emotional condition;
- (2) the child's need for assistance;
- (3) the manner in which the parent participated in the abuse, neglect or abandonment of the child;
- (4) any relevant information from the intake and assessment process; and
- (5) the evidence received at the dispositional hearing.

(b) *Custody with a parent.* The court may place the child in the custody of either of the child's parents subject to terms and conditions which the court prescribes to assure the proper care and protection of the child, including, but not limited to:

- (1) Supervision of the child and the parent by a court services officer;
- (2) participation by the child and the parent in available programs operated by an appropriate individual or agency; and
- (3) any special treatment or care which the child needs for the child's physical, mental or emotional health and safety.

(c) *Removal of a child from custody of a parent.* 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: (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.

The court shall not enter an order removing a child from the custody of a parent pursuant to this section based solely on the finding that the parent is homeless.

(d) *Custody of a child removed from the custody of a parent.* If the court has made the findings required by subsection (c), the court shall enter an order awarding custody to: A relative of the child or to a person with whom the child has close emotional ties who shall not be required to be licensed under article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto; any other suitable person; a shelter facility; a youth residential facility; 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. 2017 Supp. 21-5426, and amendments thereto, or commercial sexual exploitation of a child, as defined by K.S.A. 2017 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. 2017 Supp. 21-6419, and amendments thereto; or, 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, to the secretary. Custody awarded under this subsection shall continue until further order of the court.

(1) When custody is awarded to the secretary, the secretary shall consider any placement recommendation by the court and notify the court of the placement or proposed placement of the child within 10 days of the order awarding custody. After providing the parties or interested parties notice and opportunity to be heard, the court may determine whether the secretary's placement or proposed placement is contrary to

the welfare or in the best interests of the child. In making that determination the court shall consider the health and safety needs of the child and the resources available to meet the needs of children in the custody of the secretary. If the court determines that the placement or proposed placement is contrary to the welfare or not in the best interests of the child, the court shall notify the secretary, who shall then make an alternative placement.

(2) The custodian designated under this subsection shall notify the court in writing at least 10 days prior to any planned placement with a parent. The written notice shall state the basis for the custodian's belief that placement with a parent is no longer contrary to the welfare or best interest of the child. Upon reviewing the notice, the court may allow the custodian to proceed with the planned placement or may set the date for a hearing to determine if the child shall be allowed to return home. If the court sets a hearing on the matter, the custodian shall not return the child home without written consent of the court.

(3) The court may grant any person reasonable rights to visit the child upon motion of the person and a finding that the visitation rights would be in the best interests of the child.

(4) The court may enter an order restraining any alleged perpetrator of physical, mental or emotional abuse or sexual abuse of the child from residing in the child's home; visiting, contacting, harassing or intimidating the child, other family member or witness; or attempting to visit, contact, harass or intimidate the child, other family member or witness. Such restraining order shall be served by personal service pursuant to ~~subsection (a) of~~ K.S.A. 2017 Supp. 38-2237(a), and amendments thereto, on any alleged perpetrator to whom the order is directed.

(5) The court shall provide a copy of any orders entered within 10 days of entering the order to the custodian designated under this subsection.

(e) *Further determinations regarding a child removed from the home.* If custody has been awarded under subsection (d) to a person other than a parent, a permanency plan shall be provided or prepared pursuant to K.S.A. 2017 Supp. 38-2264, and amendments thereto. If a permanency plan is provided at the dispositional hearing, the court may determine whether reintegration is a viable alternative or, if reintegration is not a viable alternative, whether the child should be placed for adoption or a permanent custodian appointed. In determining whether reintegration is a viable alternative, the court shall consider:

(1) Whether a parent has been found by a court to have committed one of the following crimes or to have violated the law of another state prohibiting such crimes or to have aided and abetted, attempted, conspired or solicited the commission of one of these crimes: (A) Murder in the first degree, K.S.A. 21-3401, prior to its repeal, or K.S.A. 2017 Supp. 21-5402, and amendments thereto; (B) murder in the second degree, K.S.A. 21-3402, prior to its repeal, or K.S.A. 2017 Supp. 21-5403, and amendments thereto; (C) capital murder, K.S.A. 21-3439, prior to its repeal, or K.S.A. 2017 Supp. 21-5401, and amendments thereto; (D) voluntary manslaughter, K.S.A. 21-3403, prior to its repeal, or K.S.A. 2017 Supp. 21-5404, and amendments thereto; or (E) a felony battery that resulted in bodily injury;

(2) whether a parent has subjected the child or another child to aggravated circumstances;

(3) whether a parent has previously been found to be an unfit parent in proceedings

under this code or in comparable proceedings under the laws of another state or the federal government;

(4) whether the child has been ~~in extended out of home placement~~ the custody of the secretary and placed with neither parent for 15 of the most recent 22 months beginning 60 days after the date on which a child in the secretary's custody was removed from the child's home;

(5) whether the parents have failed to work diligently toward reintegration;

(6) whether the secretary has provided the family with services necessary for the safe return of the child to the home; and

(7) whether it is reasonable to expect reintegration to occur within a time frame consistent with the child's developmental needs.

(f) *Proceedings if reintegration is not a viable alternative.* If the court determines that reintegration is not a viable alternative, proceedings to terminate parental rights and permit placement of the child for adoption or appointment of a permanent custodian shall be initiated unless the court finds that compelling reasons have been documented in the case plan why adoption or appointment of a permanent custodian would not be in the best interests of the child. If compelling reasons have not been documented, the county or district attorney shall file a motion within 30 days to terminate parental rights or a motion to appoint a permanent custodian within 30 days and the court shall hold a hearing on the motion within 90 days of its filing. No hearing is required when the parents voluntarily relinquish parental rights or consent to the appointment of a permanent custodian.

(g) *Additional Orders.* In addition to or in lieu of any other order authorized by this section:

(1) The court may order the child and the parents of any child who has been adjudicated a child in need of care to attend counseling sessions as the court directs. The expense of the counseling may be assessed as an expense in the case. No mental health provider shall charge a greater fee for court-ordered counseling than the provider would have charged to the person receiving counseling if the person had requested counseling on the person's own initiative.

(2) If the court has reason to believe that a child is before the court due, in whole or in part, to the use or misuse of alcohol or a violation of K.S.A. 2017 Supp. 21-5701 through 21-5717, and amendments thereto, by the child, a parent of the child, or another person responsible for the care of the child, the court may order the child, parent of the child or other person responsible for the care of the child to submit to and complete an alcohol and drug evaluation by a qualified person or agency and comply with any recommendations. If the evaluation is performed by a community-based alcohol and drug safety program certified pursuant to K.S.A. 8-1008, and amendments thereto, the child, parent of the child or other person responsible for the care of the child shall pay a fee not to exceed the fee established by that statute. If the court finds that the child and those legally liable for the child's support are indigent, the fee may be waived. In no event shall the fee be assessed against the secretary.

(3) If child support has been requested and the parent or parents have a duty to support the child, the court may order one or both parents to pay child support and, when custody is awarded to the secretary, the court shall order one or both parents to pay child support. The court shall determine, for each parent separately, whether the parent is already subject to an order to pay support for the child. If the parent is not

presently ordered to pay support for any child who is subject to the jurisdiction of the court and the court has personal jurisdiction over the parent, the court shall order the parent to pay child support in an amount determined under K.S.A. 2017 Supp. 38-2277, and amendments thereto. Except for good cause shown, the court shall issue an immediate income withholding order pursuant to K.S.A. 2017 Supp. 23-3101 et seq., and amendments thereto, for each parent ordered to pay support under this subsection, regardless of whether a payor has been identified for the parent. A parent ordered to pay child support under this subsection shall be notified, at the hearing or otherwise, that the child support order may be registered pursuant to K.S.A. 2017 Supp. 38-2279, and amendments thereto. The parent shall also be informed that, after registration, the income withholding order may be served on the parent's employer without further notice to the parent and the child support order may be enforced by any method allowed by law. Failure to provide this notice shall not affect the validity of the child support order.

Sec. 12. K.S.A. 2017 Supp. 38-2268 is hereby amended to read as follows: 38-2268. (a) Prior to a hearing to consider the termination of parental rights, if the child's permanency plan is either adoption or appointment of a custodian, with the ~~consent~~ approval of the guardian ad litem and acceptance and approval of the secretary, either or both parents may: Relinquish parental rights to the child; to the secretary; consent to an adoption; or consent to appointment of a permanent custodian.

(b) *Relinquishment of child to secretary.* (1) Any parent or parents may relinquish a child to the secretary, and if the secretary accepts the relinquishment in writing, the secretary shall stand in loco parentis to the child and shall have and possess over the child all rights of a parent, including the power to place the child for adoption and give consent thereto.

(2) All relinquishments to the secretary shall be in writing, in substantial conformity with the form for relinquishment contained in the appendix of forms following K.S.A. 59-2143, and amendments thereto, and shall be executed by either parent of the child.

(3) The relinquishment shall be in writing and shall be acknowledged before a judge of a court of record or before an officer authorized by law to take acknowledgments. If the relinquishment is acknowledged before a judge of a court of record, it shall be the duty of the court to advise the relinquishing parent of the consequences of the relinquishment.

(4) Except as otherwise provided, in all cases where a parent has relinquished a child to the agency pursuant to K.S.A. 59-2111 through 59-2143, and amendments thereto, all the rights of the parent shall be terminated, including the right to receive notice in a subsequent adoption proceeding involving the child. Upon such relinquishment, all the rights of the parents to such child, including such parent's right to inherit from or through such child, shall cease.

(5) If a parent has relinquished a child to the secretary based on a belief that the child's other parent would relinquish the child to the secretary or would be found unfit, and this does not occur, the rights of the parent who has relinquished a child to the secretary shall not be terminated.

(6) A parent's relinquishment of a child shall not terminate the right of the child to inherit from or through the parent.

(c) *Permanent custody.* (1) A parent may consent to appointment of an individual as

permanent custodian and if the individual accepts the consent, such individual shall stand in loco parentis to the child and shall have and possess over the child all the rights of a legal guardian.

(2) All consents to appointment of a permanent custodian shall be in writing and shall be executed by either parent of the child.

(3) The consent shall be in writing and shall be acknowledged before a judge of a court of record or before an officer authorized by law to take acknowledgments. If the consent is acknowledged before a judge of a court of record, it shall be the duty of the court to advise the consenting parent of the consequences of the consent.

(4) If a parent has consented to appointment of a permanent custodian based upon a belief that the child's other parent would so consent or would be found unfit, and this does not occur, the consent shall be null and void.

(d) *Adoption.* If the child is in the custody of the secretary and the parental rights of both parents have been terminated or the parental rights of one parent have been terminated or that parent has relinquished parental rights to the secretary, the other parent may consent to the adoption of the child may be adopted by persons approved by the secretary or approved by and the court. If the child is no longer in the custody of the secretary, the court may approve adoption of the child by persons who: (1) Both parents consent to adopt; or (2) one parent consents to adopt, if the parental rights of the other parent have been terminated. The consent shall follow the form contained in the appendix of forms following K.S.A. 59-2143, and amendments thereto.

Sec. 13. K.S.A. 2017 Supp. 38-2269 is hereby amended to read as follows: 38-2269. (a) When the child has been adjudicated to be a child in need of care, the court may terminate parental rights or appoint a permanent custodian when the court finds by clear and convincing evidence that the parent is unfit by reason of conduct or condition which renders the parent unable to care properly for a child and the conduct or condition is unlikely to change in the foreseeable future.

(b) In making a determination of unfitness the court shall consider, but is not limited to, the following, if applicable:

(1) Emotional illness, mental illness, mental deficiency or physical disability of the parent, of such duration or nature as to render the parent unable to care for the ongoing physical, mental and emotional needs of the child;

(2) conduct toward a child of a physically, emotionally or sexually cruel or abusive nature;

(3) the use of intoxicating liquors or narcotic or dangerous drugs of such duration or nature as to render the parent unable to care for the ongoing physical, mental or emotional needs of the child;

(4) physical, mental or emotional abuse or neglect or sexual abuse of a child;

(5) conviction of a felony and imprisonment;

(6) unexplained injury or death of another child or stepchild of the parent or any child in the care of the parent at the time of injury or death;

(7) failure of reasonable efforts made by appropriate public or private agencies to rehabilitate the family;

(8) lack of effort on the part of the parent to adjust the parent's circumstances, conduct or conditions to meet the needs of the child; and

(9) whether ~~the child has been in extended out-of-home placement,~~ as a result of the actions or inactions attributable to the parent and one or more of the factors listed in

subsection (c) apply, the 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 on which a child in the secretary's custody was removed from the child's home.

(c) In addition to the foregoing, when a child is not in the physical custody of a parent, the court, shall consider, but is not limited to, the following:

- (1) Failure to assure care of the child in the parental home when able to do so;
- (2) failure to maintain regular visitation, contact or communication with the child or with the custodian of the child;
- (3) failure to carry out a reasonable plan approved by the court directed toward the integration of the child into a parental home; and
- (4) failure to pay a reasonable portion of the cost of substitute physical care and maintenance based on ability to pay.

In making the above determination, the court may disregard incidental visitations, contacts, communications or contributions.

(d) A finding of unfitness may be made as provided in this section if the court finds that the parents have abandoned the child, the custody of the child was surrendered pursuant to K.S.A. 2017 Supp. 38-2282, and amendments thereto, or the child was left under such circumstances that the identity of the parents is unknown and cannot be ascertained, despite diligent searching, and the parents have not come forward to claim the child within three months after the child is found.

(e) If a person is convicted of a felony in which sexual intercourse occurred, or if a juvenile is adjudicated a juvenile offender because of an act which, if committed by an adult, would be a felony in which sexual intercourse occurred, and as a result of the sexual intercourse, a child is conceived, a finding of unfitness may be made.

(f) The existence of any one of the above factors standing alone may, but does not necessarily, establish grounds for termination of parental rights.

(g) (1) If the court makes a finding of unfitness, the court shall consider whether termination of parental rights as requested in the petition or motion is in the best interests of the child. In making the determination, the court shall give primary consideration to the physical, mental and emotional health of the child. If the physical, mental or emotional needs of the child would best be served by termination of parental rights, the court shall so order. A termination of parental rights under the code shall not terminate the right of a child to inherit from or through a parent. Upon such termination all rights of the parent to such child, including, such parent's right to inherit from or through such child, shall cease.

(2) If the court terminates parental rights, the court may authorize adoption pursuant to K.S.A. 2017 Supp. 38-2270, and amendments thereto, appointment of a permanent custodian pursuant to K.S.A. 2017 Supp. 38-2272, and amendments thereto, or continued permanency planning.

(3) If the court does not terminate parental rights, the court may authorize appointment of a permanent custodian pursuant to K.S.A. 2017 Supp. 38-2272, and amendments thereto, or continued permanency planning.

(h) If a parent is convicted of an offense as provided in ~~subsection (a)(7) of~~ K.S.A. 2017 Supp. 38-2271(a)(7), and amendments thereto, or is adjudicated a juvenile offender because of an act which if committed by an adult would be an offense as provided in ~~subsection (a)(7) of~~ K.S.A. 2017 Supp. 38-2271(a)(7), and amendments thereto, and if the victim was the other parent of a child, the court may disregard such

convicted or adjudicated parent's opinions or wishes in regard to the placement of such child.

(i) A record shall be made of the proceedings.

(j) When adoption, proceedings to appoint a permanent custodian or continued permanency planning has been authorized, the person or agency awarded custody of the child shall within 30 days submit a written plan for permanent placement which shall include measurable objectives and time schedules.

Sec. 14. K.S.A. 2017 Supp. 38-2282 is hereby amended to read as follows: 38-2282. (a) This section shall be known and may be cited as the newborn infant protection act. The purpose of this section is to protect newborn children from injury and death caused by abandonment by a parent, and to provide safe and secure alternatives to such abandonment.

(b) As used in this section:

(1) "Non-relinquishing parent" means the biological parent of an infant who does not leave the infant with any person listed in subsection (c) in accordance with this section; and

(2) "relinquishing parent" means the biological parent or person having legal custody of an infant who leaves the infant with any person listed in subsection (c) in accordance with this section.

(c) A person purporting to be an infant's parent or other person having lawful custody of an infant which is 45 who is 60 days old or younger and which who has not suffered bodily harm may surrender physical custody of the infant to any employee who is on duty at a police station, sheriff's office, law enforcement center, fire station, city or county health department or medical care facility as defined by K.S.A. 65-425, and amendments thereto. Such employee shall, without a court order, take physical custody of an infant surrendered pursuant to this section. A relinquishing parent or other person voluntarily surrendering an infant under this subsection shall not be required to reveal personally identifiable information, but may be offered the opportunity to provide information concerning the infant's familial or medical history.

~~(e)~~(d) A person or Any employee of a facility described in subsection (c) to whom an infant is delivered pursuant to this subsection shall not reveal the name or other personally identifiable information of the person who delivered the infant unless there is a reasonable suspicion that the infant has been abused or neglected, and such person or such facility and its employees shall be immune from administrative, civil or criminal liability for any action taken pursuant to this subsection. Such immunity shall not extend to any acts or omissions, including negligent or intentional acts or omissions, occurring after the acceptance of the infant.

(e) If an infant is delivered pursuant to this section to any facility described in subsection (c) that is not a medical care facility, the employee of such facility who takes physical custody of the infant shall arrange for the immediate transportation of the infant to the nearest medical care facility as defined by K.S.A. 65-425, and amendments thereto. The medical care facility, its employees, agents and medical staff shall perform treatment in accordance with the prevailing standard of care as necessary to protect the physical health and safety of the infant and shall be immune from administrative, civil and criminal liability for treatment performed consistent with such standard.

~~(d)~~(f) As soon as possible after a person an employee of any facility described in subsection (c) takes physical custody of an infant under without a court order pursuant

to this section, such person shall notify a local law enforcement agency that the person has taken physical custody of an infant pursuant to this section. Upon receipt of such notice a law enforcement officer from such law enforcement agency shall take custody of the infant as an abandoned infant. The law enforcement agency shall deliver the infant to a facility or person designated by the secretary pursuant to K.S.A. 2017 Supp. 38-2232, and amendments thereto.

~~(e)~~(g) Any person, city or county or agency thereof or medical care facility taking physical custody of an infant surrendered pursuant to this section shall perform any act necessary to protect the physical health or safety of the infant, and shall be immune from liability for any injury to the infant that may result therefrom.

(h) (1) A relinquishing parent shall be immune from civil or criminal liability for action taken pursuant to this section only if:

(A) The relinquishing parent voluntarily delivered the infant safely to the physical custody of an employee at a facility described in subsection (c);

(B) the infant was no more than 60 days old when delivered by the relinquishing parent to the physical custody of an employee at a facility described in subsection (c); and

(C) the infant was not abused or neglected by the relinquishing parent prior to such delivery.

(2) The relinquishing parent's voluntary delivery of an infant in accordance with this section shall constitute the parent's implied consent to the adoption of such infant and a voluntary relinquishment of such parent's parental rights.

(i) (1) In any termination of parental rights proceeding initiated after the relinquishment of an infant pursuant to this section, the state shall publish notice pursuant to chapter 60 of the Kansas Statutes Annotated, and amendments thereto, that an infant has been relinquished, including the sex of the infant and the date and location of such relinquishment. Within 30 days after publication of such notice, a non-relinquishing parent seeking to establish parental rights shall notify the court where the termination of parental rights proceeding is filed and state such parent's intentions regarding the infant. The court shall initiate proceedings to establish parentage if no person notifies the court within 30 days. There shall be an examination of the putative father registry to determine whether attempts have previously been made to preserve parental rights to the infant. If such attempts have been made, the state shall make reasonable efforts to provide notice of the abandonment of the infant to such putative father.

(2) If a relinquishing parent of an infant relinquishes custody of the infant in accordance with this section, to preserve the parental rights of the non-relinquishing parent, the non-relinquishing parent shall take the steps necessary to establish parentage within 30 days after the published notice or specific notice provided in paragraph (1).

(3) If a non-relinquishing parent fails to take the steps necessary to establish parentage within the 30-day period specified in paragraph (2), the non-relinquishing parent may have all of such parent's rights terminated with respect to the child.

(4) If a non-relinquishing parent inquires at a facility described in subsection (c) regarding an infant whose custody was relinquished pursuant to this section, such facility shall refer the non-relinquishing parent to the Kansas department for children and families and the court exercising jurisdiction over the child.

~~(f)~~(j) Upon request, all medical records of the infant shall be made available to the

Kansas department for children and families and given to the person awarded custody of such infant. The medical facility providing such records shall be immune from liability for such records release.

Sec. 15. K.S.A. 2017 Supp. 39-708c is hereby amended to read as follows: 39-708c. (a) The secretary for children and families shall develop state plans, as provided under the federal social security act, whereby the state cooperates with the federal government in its program of assisting the states financially in furnishing assistance and services to eligible individuals. The secretary shall undertake to cooperate with the federal government on any other federal program providing federal financial assistance and services in the field of social welfare not inconsistent with this act. The secretary is not required to develop a state plan for participation or cooperation in all federal social security act programs or other federal programs that are available. The secretary shall also have the power, but is not required, to develop a state plan in regard to assistance and services in which the federal government does not participate.

(b) The secretary shall have the power and duty to determine the general policies relating to all forms of social welfare which are administered or supervised by the secretary and to adopt the rules and regulations therefor.

(c) The secretary shall hire, in accordance with the provisions of the Kansas civil service act, such employees as may be needed, in the judgment of the secretary, to carry out the provisions of this act. The secretary shall advise the governor and the legislature on all social welfare matters covered in this act.

(d) The secretary shall establish and maintain intake offices throughout the state. The secretary may establish and create area offices to coordinate and supervise the administration of the intake offices located within the area. The number and location of intake offices and area offices shall be within the discretion of the secretary. Each intake office shall be open at least 12 hours of each working week on a regularly scheduled basis. The secretary shall supervise all social welfare activities of the intake offices and area offices. The secretary may lease office or business space, but no lease or rental contract shall be for a period to exceed 10 years. A person desiring public assistance, or if the person is incapable or incapacitated, a relative, friend, personal representative or conservator of the person shall make application at the intake office. When it is necessary, employees may take applications elsewhere at any time. The applications shall contain a statement of the amount of property, both personal and real, in which the applicant has an interest and of all income which the applicant may have at the time of the filing of the application and such other information as may be required by the secretary. When a husband and wife are living together the combined income or resources of both shall be considered in determining the eligibility of either or both for assistance unless otherwise prohibited by law. The form of application, the procedure for the determination of eligibility and the amount and kind of assistance or service shall be determined by the secretary.

(e) The secretary shall provide special inservice training for employees of the secretary and may provide the training as a part of the job or at accredited educational institutions.

(f) The secretary shall establish an adequate system of financial records. The secretary shall make annual reports to the governor and shall make any reports required by federal agencies.

(g) The secretary shall sponsor, operate or supervise community work experience

programs whereby recipients of assistance shall work out a part or all of their assistance and conserve work skills and develop new skills. The compensation credited to recipients for the programs shall be based upon an hourly rate equal to or in excess of the federal minimum wage hourly rate. The programs shall be administered by the secretary. In the programs, the secretary shall provide protection to the recipient under the workmen's compensation act or shall provide comparable protection and may enter into cooperative arrangements with other public officials and agencies or with private not-for-profit corporations providing assistance to needy persons in developing, subject to the approval of the secretary, the programs under this section.

(h) The secretary may receive, have custody of, protect, administer, disburse, dispose of and account for federal or private commodities, equipment, supplies and any kind of property, including food stamps or coupons, which are given, granted, loaned or advanced to the state of Kansas for social welfare works, and for any other purposes provided for by federal laws or rules and regulations or by private devise, grant or loan, or from corporations organized to act as federal agencies, and to do all things and acts which are necessary or required to perform the functions and carry out the provisions of federal laws, rules and regulations under which such commodities, equipment, supplies and other property may be given, granted, loaned or advanced to the state of Kansas, and to act as an agent of the federal government when designated as an agent, and do and perform all things and acts that may be required by the federal laws or rules and regulations not inconsistent with the act.

(i) The secretary may assist other departments, agencies and institutions of the state and federal government and of other states under interstate agreements, when so requested, by performing services in conformity with the purpose of this act.

(j) The secretary shall have authority to lease real and personal property whenever the property is not available through the state or a political subdivision of the state, for carrying on the functions of the secretary.

(k) All contracts shall be made in the name of the secretary for children and families and in that name the secretary may sue and be sued on such contracts. The grant of authority under this subsection shall not be construed to be a waiver of any rights retained by the state under the 11th amendment to the United States constitution and shall be subject to and shall not supersede the provisions of any appropriations act of this state.

(l) All moneys and property of any kind whatsoever received from the Kansas emergency relief committee or from any other state department or political subdivision of the state shall be used by the secretary in the administration and promotion of social welfare in the state of Kansas. The property may be given, loaned or placed at the disposal of any county, city or state agency engaged in the promotion of social welfare.

(m) The secretary shall prepare annually, at the time and in the form directed by the governor, a budget covering the estimated receipts and expenditures of the secretary for the ensuing year.

(n) The secretary shall have authority to make grants of funds, commodities or other needed property to local units of government under rules and regulations adopted by the secretary for the promotion of social welfare in local units of government.

(o) The secretary shall have authority to sell any property in the secretary's possession received from any source whatsoever for which there is no need or use in the administration or the promotion of social welfare in the state of Kansas.

(p) The secretary shall adopt a seal.

(q) The secretary shall initiate or cooperate with other agencies in developing programs for the prevention of blindness, the restoration of eyesight and the vocational rehabilitation of blind persons and shall establish a division of services for the blind. The secretary may initiate or cooperate with other agencies in developing programs for the prevention and rehabilitation of other handicapped persons.

(r) The secretary shall develop a children and youth service program and shall administer or supervise program activities including the care and protection of ~~children who are deprived, defective, wayward, miscreant, delinquent~~ or children in need of care, as defined in K.S.A. 2017 Supp. 38-2202, and amendments thereto. The secretary shall cooperate with the federal government through its appropriate agency or instrumentality in establishing, extending and strengthening such services and undertake other services to children authorized by law. Nothing in this act shall be construed as authorizing any state official, agent or representative, in carrying out any of the provisions of this act, to take charge of any child over the objection of either of the parents of such child or of the person standing in loco parentis to such child except pursuant to a proper court order.

(s) The secretary shall develop plans financed by federal funds or state funds or both for providing medical care for needy persons. The secretary, in developing the plan, may enter into an agreement with an agent or intermediary for the purpose of performing certain functions, including the making of medical payment reviews, determining the amount due the medical vendors from the state in accordance with standards set by the secretary, preparing and certifying to the secretary lists of medical vendors and the amounts due them and other related functions determined by the secretary. The secretary may also provide medical, remedial, preventive or rehabilitative care and services for needy persons by the payment of premiums to the federal social security system for the purchase of supplemental medical insurance benefits as provided by the federal social security act and amendments thereto. Medicaid recipients who were residents of a nursing facility on September 1, 1991, and who subsequently lost eligibility in the period September 1, 1991, through June 30, 1992, due to an increase in income shall be considered to meet the 300% income cap eligibility test.

(t) The secretary shall carry on research and compile statistics relative to the entire social welfare program throughout the state, ~~including all phases of dependency, defectiveness, delinquency and related problems~~; develop plans in cooperation with other public and private agencies for the prevention as well as treatment of conditions giving rise to social welfare problems.

(u) The secretary may receive grants, gifts, bequests, money or aid of any character whatsoever, for state welfare work. All moneys coming into the hands of the secretary shall be deposited in the state social welfare fund provided for in this act.

(v) The secretary may enter into agreements with other states or the welfare department of other states, in regard to the manner of determining the state of residence in disputed cases, the manner of returning persons to the place of residence and the bearing or sharing of the costs.

(w) The secretary shall perform any other duties and services necessary to carry out the purposes of this act and promote social welfare in the state of Kansas, not inconsistent with the state law.

(x) The secretary shall establish payment schedules for each group of health care

providers. Any payment schedules which are a part of the state medicaid plan shall conform to state and federal law. The secretary shall not be required to make any payments under the state medicaid plan which do not meet requirements for state and federal financial participation.

(1) The secretary shall consider budgetary constraints as a factor in establishing payment schedules so long as the result complies with state and federal law.

(2) The secretary shall establish payment schedules for providers of hospital and adult care home services under the medicaid plan that are reasonable and adequate to meet the costs which must be incurred by efficiently and economically operated facilities in order to provide care and services in conformity with applicable state and federal laws, regulations, and quality and safety standards. The secretary shall not be required to establish rates for any such facility that are in excess of the minimum necessary to efficiently and economically meet those standards regardless of any excess costs incurred by any such facility.

(y) The secretary shall maintain a system of centralized payment for all welfare expenditures.

Sec. 16. K.S.A. 39-713c is hereby amended to read as follows: 39-713c. The secretary shall find suitable homes for children who are ~~deprived, wayward, miscreant, delinquent~~ or children in need of care, as defined in K.S.A. 2017 Supp. 38-2202, and amendments thereto, referred to the secretary by the district court, and place and supervise the children in such homes. This shall not prevent the use of licensed private child-placing agencies by the secretary or district court when desired.";

Also on page 16, in line 26, before "K.S.A." by inserting "K.S.A. 39-713c and"; also in line 26, after "Supp." by inserting "38-2202,"; also in line 26, after the fourth comma by inserting "38-2254, 38-2255, 38-2268, 38-2269, 38-2282,"; in line 27, after "2330" by inserting ", 39-708c"; following line 27, by inserting:

"Sec. 18. On and after July 1, 2019, K.S.A. 2015 Supp. 38-2202, as amended by section 23 of chapter 46 of the 2016 session laws of Kansas, and K.S.A. 2017 Supp. 38-2202, as amended by section 8 of this act, are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon by inserting "the revised Kansas code for care of children; newborn infant protection act; powers and duties of the secretary for children and families;"; also in line 2, after "amending" by inserting "K.S.A. 39-713c and"; in line 3, after "Supp." by inserting "38-2202, 38-2202, as amended by section 8 of this act,"; also in line 3, after the fourth comma by inserting "38-2254, 38-2255, 38-2268, 38-2269, 38-2282,"; also in line 3, after "38-2330" by inserting ", 39-708c"; in line 4, after "sections" by inserting "; also repealing K.S.A. 2015 Supp. 38-2202, as amended by section 23 of chapter 46 of the 2016 session laws of Kansas";

And your committee on conference recommends the adoption of this report.

BLAINE FINCH

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

RICHARD WILBORN

JULIA LYNN

DAVID HALEY

Conferees on part of Senate

On motion of Rep. Finch, the conference committee report on **H Sub for SB 179** was adopted.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clacys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Houser, Schwab, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 199** 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 42, by striking "(B) and"; also in line 42, after "(C)" by inserting "and (D)";

On page 3, in line 12, after "(B)" by inserting "(i) There shall be a rebuttable presumption that an appellant will suffer an undue hardship pursuant to subparagraph (A) when the:

(a) Judgment amount exceeds \$2,500,000;

(b) defendant is a small business; and

(c) judgment is for a claim arising from activities within the appellant's ordinary course of business.

(ii) For the purposes of this subparagraph, "small business" means a sole proprietorship, partnership, limited liability company, corporation or other business entity, whether for-profit or not-for-profit, that has between two and 50 employees and is not a corporate affiliate or subsidiary of, or owned in whole or in part by, any other business.

(C)";

Also on page 3, in line 15, by striking "paragraph" and inserting "subparagraph"; also in line 15, by striking "or" and inserting a comma; also in line 15, after "(B)" by inserting "or (C)"; in line 16, by striking the colon; in line 17, by striking "(i)"; in line 19, after "business" by inserting ", or is likely to purposefully dissipate or divert assets outside of the ordinary course of its business,"; also in line 19, after the second "the" by inserting "primary"; in line 20, by striking ", and" and inserting a period; in line 23, by striking all after "judgment"; by striking all in lines 28 through 31; in line 32, by striking "judgment";

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

And your committee on conference recommends the adoption of this report.

BLAINE FINCH
BRADLEY RALPH
JOHN CARMICHAEL

Conferees on part of House

RICHARD WILBORN
JULIA LYNN
DAVID HALEY

Conferees on part of Senate

On motion of Rep. Finch, the conference committee report on **SB 199** was adopted.

On roll call, the vote was: Yeas 118; Nays 3; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Hodge, Miller, Ward.

Present but not voting: None.

Absent or not voting: Barker, Houser, Schwab, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 310** 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 7 through 36;

By striking all on page 2;

On page 3, by striking all in lines 1 through 13 and inserting:

"New Section 1. (a) No antique amusement ride, limited-use amusement ride or registered agritourism activity shall be operated in this state unless a valid permit for such ride has been issued by the department. The owner of any such ride shall make application for a permit for such ride to the secretary on such form and in such manner as prescribed by the secretary. The application for a permit shall include, but is not limited to, the following:

(1) The name of the owner and operator of the antique amusement ride, limited-use amusement ride or registered agritourism activity;

(2) the location of the ride, or the location where such ride is stored when not in use;

(3) valid certificate of inspection; and

(4) proof of insurance.

(b) Each applicant shall submit a permit fee of \$50 along with the application.

(c) Upon approval of an application and receipt of the required fee, the secretary shall issue a permit for the antique amusement ride, limited-use amusement ride or registered agritourism activity. Such permit shall be valid for one year from the date of issuance. Any permit fee paid by an applicant shall be returned to the applicant if the application is denied.

(d) In addition to the permit fee required under subsection (b), no antique amusement ride, limited-use amusement ride or registered agritourism activity shall be operated in this state unless the owner of such ride has registered as an antique amusement ride, limited-use amusement ride or registered agritourism activity with the department. Registration shall be valid for a period of one year. The owner of an antique amusement ride, limited-use amusement ride or registered agritourism activity shall register with the department in such form and in such manner as prescribed by the secretary and by paying a registration fee of \$50. The fee required under this subsection shall be an annual fee paid by the owner, regardless of the number of rides owned by such owner.

(e) All fees received by the secretary pursuant to this section shall be remitted by the secretary 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 amusement ride safety fund.

Sec. 2. K.S.A. 2017 Supp. 40-4801 is hereby amended to read as follows: 40-4801. As used in K.S.A. 40-4802 and 40-4803, and amendments thereto, the terms "amusement ride," "antique amusement ride," "limited-use amusement ride," "operator," ~~and~~ "owner" ~~and~~ "registered agritourism activity" shall have the same meanings as

those terms are defined in K.S.A. 2017 Supp. 44-1601, and amendments thereto.

Sec. 3. K.S.A. 2017 Supp. 40-4802 is hereby amended to read as follows: 40-4802. No amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity shall be operated in this state unless at the time of operation the owner has in effect an insurance policy insuring the owner and operator against liability for bodily injury to persons arising out of the operation of the amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity. The insurance policy shall be written by an insurance company doing business in Kansas, or by a surplus lines insurer. Such insurance policy shall:

(a) (1) For an owner or operator of an amusement ride, provide for coverage in an amount not less than \$1,000,000 per occurrence with a \$2,000,000 annual aggregate, except that this requirement shall be satisfied if the owner of such amusement ride is the state or any subdivision of the state and such owner self-insures, or participates in a public entity self-insurance pool in accordance with K.S.A. 75-6111, and amendments thereto; and or

(2) for an owner or operator of an antique amusement ride, limited-use amusement ride or registered agritourism activity, provide for coverage in an amount not less than \$750,000 per occurrence with a \$1,000,000 annual aggregate; and

(b) name as an additional insured any person contracting with the owner for the amusement ride's operation of the amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity.

Sec. 4. K.S.A. 2017 Supp. 44-1601 is hereby amended to read as follows: 44-1601. As used in this act:

(a) (1) "Amusement ride" means any mechanical or electrical device that carries or conveys passengers along, around or over a fixed or restricted route or course or within a defined area for the purpose of giving its passengers amusement, pleasure, thrills or excitement ~~and shall include all rides and devices included under ASTM international F24 committee standards~~, including, but not be limited to:

(A) Rides commonly known as ferris wheels, carousels, parachute towers, bungee jumping, reverse bungee jumping, tunnels of love, roller coasters, boat rides, water slides, inflatable devices, commercial zip lines, trampoline courts and go-karts;

(B) equipment generally associated with winter activities, such as ski lifts, ski tows, j-bars, t-bars, chair lifts and aerial tramways; and

(C) equipment not originally designed to be used as an amusement ride, such as cranes or other lifting devices, when used as part of an amusement ride.

(2) "Amusement ride" does not include:

(A) Games, concessions and associated structures;

(B) any single passenger coin-operated ride that: (i) Is manually, mechanically or electrically operated; (ii) is customarily placed in a public location; and (iii) does not normally require the supervision or services of an operator;

(C) nonmechanized playground equipment, including, but not limited to, swings, seesaws, stationary spring-mounted animal features, rider-propelled merry-go-rounds, climbers, slides and physical fitness devices; ~~or~~

(D) ~~home-owned~~ antique amusement rides;

(E) limited-use amusement rides;

(F) registered agritourism activities;

(G) any ride commonly known as a hayrack ride in which patrons sit in a wagon or

cart that is then pulled by horses or a tractor or other motor vehicle;

(H) any ride commonly known as a barrel train, which has a series of handmade cars constructed from barrels that are connected and pulled by a tractor or other motor vehicle; or

(I) any amusement ride owned by an individual and operated solely within a single county for strictly private use.

(b) "Antique amusement ride" means an amusement ride, as defined in subsection (a)(1), manufactured prior to January 1, 1930.

(c) "Certificate of inspection" means a certificate, signed and dated by a qualified inspector, showing that an amusement ride has satisfactorily passed inspection by such inspector.

(d) "Class A amusement ride" means an amusement ride designed for use primarily by individuals aged 12 or less.

(e) "Class B amusement ride" means an amusement ride that is not classified as a class A amusement ride.

(f) "Department" means the department of labor.

(g) "Home-owned Limited-use amusement ride" means an amusement ride, as defined in subsection (a)(1), owned by an individual and operated solely within a single county for strictly private use and operated by a nonprofit, community-based organization that is operated for less than 20 days, or 160 hours, in a year and is operated at only one location each year.

(h) "Nondestructive testing" means the development and application of technical methods in accordance with ASTM F747 standards such as radiographic, magnetic particle, ultrasonic, liquid penetrant, electromagnetic, neutron radiographic, acoustic emission, visual and leak testing to:

(1) Examine materials or components in ways that do not impair the future usefulness and serviceability in order to detect, locate, measure and evaluate discontinuities, defects and other imperfections;

(2) assess integrity, properties and composition; and

(3) measure geometrical characters.

(i) "Operator" means a person actually supervising, or engaged in or directly controlling the operations of an amusement ride.

(j) "Owner" means a person who owns, leases, controls or manages the operations of an amusement ride and may include the state or any political subdivision of the state.

(k) "Parent or guardian" means any parent, guardian or custodian responsible for the control, safety, training or education of a minor or an adult or minor with an impairment in need of a guardian or a conservator, or both, as those terms are defined by K.S.A. 59-3051, and amendments thereto.

(l) (1) "Patron" means any individual who is:

(A) Waiting in the immediate vicinity of an amusement ride to get on the ride;

(B) getting on an amusement ride;

(C) using an amusement ride;

(D) getting off an amusement ride; or

(E) leaving an amusement ride and still in the immediate vicinity of the ride.

(2) "Patron" does not include employees, agents or servants of the owner while engaged in the duties of their employment.

~~(h)~~(m) "Person" means any individual, association, partnership, corporation, limited liability company, government or other entity.

~~(m)~~(n) "Qualified inspector" means a person who:

(1) Is a licensed professional engineer, as defined in K.S.A. 74-7003, and amendments thereto, and has completed at least two years of experience in the amusement ride field, consisting of at least one year of actual inspection of amusement rides under a qualified inspector for a manufacturer, governmental agency, amusement park, carnival or insurance underwriter, and an additional year of practicing any combination of amusement ride inspection, design, fabrication, installation, maintenance, testing, repair or operation;

(2) provides satisfactory evidence of completing a minimum of five years of experience in the amusement ride field, at least two years of which consisted of actual inspection of amusement rides under a qualified inspector for a manufacturer, governmental agency, amusement park, carnival or insurance underwriter, and the remaining experience consisting of any combination of amusement ride inspection, design, fabrication, installation, maintenance, testing, repair or operation; ~~or~~

(3) has received qualified training from a third party, such as attainment of level ~~H~~ I certification from the national association of amusement ride safety officials (NAARSO), attainment of level ~~H~~ I certification from the amusement industry manufacturers and suppliers international (AIMS), attainment of a qualified inspector certification from the association for challenge course technology (ACCT), ~~Pennsylvania department of agriculture — general qualified inspector status, when applicable,~~ or other similar qualification from another nationally recognized organization; ~~or~~

(4) for purposes of inspecting inflatable devices that are rented on a regular basis and erected at temporary locations, provides satisfactory evidence of completing a minimum of five years of experience working with inflatable devices and has received qualified training from a third party, such as attainment of an advanced inflatable safety operations certification from the safe inflatable operators training organization or other nationally recognized organization.

(o) "Registered agritourism activity" means an amusement ride, as defined in subsection (a)(1), that is a registered agritourism activity, as defined in K.S.A. 2017 Supp. 32-1432, and amendments thereto.

~~(n)~~(p) "Secretary" means the secretary of labor.

~~(o)~~(q) "Serious injury" means an injury that results in:

(1) Death, dismemberment, significant disfigurement or permanent loss of the use of a body organ, member, function or system;

(2) a compound fracture; or

(3) other injury or illness that requires immediate ~~medical treatment admission and overnight hospitalization,~~ and observation by a licensed physician.

~~(p)~~(r) "Sign" means any symbol or language reasonably calculated to communicate information to patrons or their parents or guardians, including placards, prerecorded messages, live public address, stickers, pictures, pictograms, guide books, brochures, videos, verbal information and visual signals.

~~(q)~~(s) "Water slide" means a slide that is at least ~~45~~ 35 feet in height and that uses water to propel the patron through the ride.

Sec. 5. K.S.A. 2017 Supp. 44-1602 is hereby amended to read as follows: 44-1602.

(a) No amusement ride shall be operated in this state unless such ride has a valid certificate of inspection. An amusement ride erected in this state shall be inspected by a qualified inspector at least every 12 months.

The certificate of an inspection required by this subsection shall be signed and dated by the inspector and shall be available to any person contracting with the owner for the ~~amusement ride's operation of such amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity~~. In addition, a visible inspection decal provided by the department or other evidence of inspection shall be posted in plain view on or near the amusement ride, ~~antique amusement ride, limited-use amusement ride or registered agritourism activity~~ in a location where it can easily be seen.

(b) Inspections performed pursuant to this section shall be paid for by the owner of the amusement ride, ~~antique amusement ride, limited-use amusement ride or registered agritourism activity~~, or in the case of a state agency or political subdivision of the state, such governmental entity shall pay for the inspection.

(c) In addition to the annual inspection required by subsection (a), the operator of an amusement ride, ~~antique amusement ride, limited-use amusement ride or registered agritourism activity~~ shall perform and record daily inspections of the ~~amusement ride~~. The daily inspection shall include an inspection of equipment identified for daily inspection in accordance with the applicable codes and the manufacturer's recommendations.

(d) The secretary shall conduct random compliance audits of amusement rides erected both at permanent locations and at temporary locations. A warning citation for violation of this act shall be issued against any owner or operator for a first violation.

(e) The secretary shall develop an inspection checklist, which shall be posted on the department's website.

Sec. 6. K.S.A. 2017 Supp. 44-1603 is hereby amended to read as follows: 44-1603. The owner of an amusement ride, ~~antique amusement ride, limited-use amusement ride or registered agritourism activity~~ shall retain at all times current records relating to the construction, repair and maintenance of its operation, including safety, inspection, maintenance records and ride operator training activities for such ride. Such records shall be available to any person contracting with the owner for the ~~amusement ride's operation of such ride~~, and shall be made available to the department at reasonable times, including during an inspection upon the department's request. Records of daily inspections must be available for inspection at the location where the ride or device is operated. All records must be maintained for a period of three years.

Sec. 7. K.S.A. 2017 Supp. 44-1605 is hereby amended to read as follows: 44-1605. (a) No amusement ride shall be operated in this state unless the operator has satisfactorily completed training that includes, at a minimum:

- (1) Instruction on operating procedures for the ride, the specific duties of the operator, general safety procedures and emergency procedures;
- (2) demonstration of physical operation of the ride; and
- (3) supervised observation of the operator's physical operation of the ride.

(b) No amusement ride shall be operated in this state unless the name of each operator trained to operate the ride and the certificate of each such operator's satisfactory completion of such training, signed and dated by the trainer, is available to any person contracting with the owner for the amusement ride's operation on the

premises where the amusement ride is operated, during the hours of operation of the ride.

(c) No inflatable device that is rented on a regular basis and erected at a temporary location shall be operated in this state unless the operator has been trained by a person who has attained a basic inflatable safety operations certification from the safe inflatable operators training organization or other nationally recognized organization.

(d) No slide that uses water to propel the patron through the ride and that is at least 15 feet in height shall be operated in this state unless there is an attendant stationed at such slide to ensure patrons are properly adhering to the safety standards in place.

Sec. 8. K.S.A. 2017 Supp. 44-1606 is hereby amended to read as follows: 44-1606. No amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity shall be operated in this state unless there is posted in plain view on or near the ride, in a location where they can be easily read, all safety instructions for the ride.

Sec. 9. K.S.A. 2017 Supp. 44-1607 is hereby amended to read as follows: 44-1607. (a) Each patron of an amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity, by participation, accepts the risks inherent in such participation of which an ordinary prudent person is or should be aware.

(b) Each patron of ~~an amusement~~ a ride has a duty to:

(1) Exercise the judgment and act in the manner of an ordinary prudent person while participating in ~~an amusement~~ a ride;

(2) obey all instructions and warnings, written or oral, prior to and during participation in ~~an amusement~~ a ride;

(3) refrain from participation in ~~an amusement~~ a ride while under the influence of alcohol or drugs;

(4) engage all safety devices that are provided;

(5) refrain from disconnecting or disabling any safety device except at the express direction of the owner's agent or employee; and

(6) refrain from extending arms and legs beyond the carrier or seating area except at the express direction of the owner's agent or employee.

(c) Any parent or guardian of a patron shall have a duty to reasonably ensure that the patron complies with all provisions of this act.

Sec. 10. K.S.A. 2017 Supp. 44-1608 is hereby amended to read as follows: 44-1608. Any person contracting with an owner for the ~~amusement ride's~~ operation of an amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity shall ensure that:

(a) Inspection certificates required by K.S.A. 2017 Supp. 44-1602, and amendments thereto, are available;

(b) maintenance and inspection records required by K.S.A. 2017 Supp. 44-1603, and amendments thereto, are available; and

(c) safety instructions for the ride are posted as required by K.S.A. 2017 Supp. 44-1606, and amendments thereto.

Sec. 11. K.S.A. 2017 Supp. 44-1609 is hereby amended to read as follows: 44-1609. Whenever a serious injury results from the operation of an amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity:

(a) Operation of the ride shall immediately be discontinued;

(b) operation of the ride shall not be resumed until it has been inspected and the

qualified inspector has approved resumption of operation; and

(c) the owner, within 30 days after the injury, shall notify the manufacturer of the ride, if the manufacturer is known and in existence at the time of the injury.

Sec. 12. K.S.A. 2017 Supp. 44-1610 is hereby amended to read as follows: 44-1610. (a) It is a class B misdemeanor for an owner or operator of an amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity knowingly to operate, or cause or permit to be operated, any amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity without a valid permit issued by the secretary.

(b) A notice of violation may be issued by the department when an amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity is found to be out of compliance with the provisions of this act, or any rules or regulations adopted pursuant thereto. The notice of violation may include an order to cease and desist operation of the specific ~~amusement ride~~ until all violations are satisfactorily corrected.

(c) Within 10 business days after a notice of violation has been issued, the person issued such notice may file a written request with the department for an informal conference regarding the notice. If the person issued the notice of violation does not request an informal conference within this time frame, all provisions of the notice shall become final. If the notice of violation is not resolved within the prescribed time frame, the department may seek judicial enforcement of the notice of violation, or an enforcement order may be issued.

(d) The secretary may impose a fine of not more than \$1,000 for any violation of the provisions of this act, or any rules or regulations adopted pursuant thereto. All fines received by the secretary pursuant to this section shall be remitted by the secretary 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 amusement ride safety fund.

(e) Each day a violation continues shall constitute a separate offense.

(f) The provisions of this section shall be subject to the Kansas administrative procedure act.

~~(g) No prosecution for an offense described in subsection (a) shall be brought prior to January 1, 2018. The provisions of this subsection shall expire on June 30, 2018.~~

Sec. 13. K.S.A. 2017 Supp. 44-1611 is hereby amended to read as follows: 44-1611. The attorney general, or the county or district attorney in a county in which an amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity is located or operated, may apply to the district court for an order enjoining operation of any amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity operated in violation of this act.

Sec. 14. K.S.A. 2017 Supp. 44-1612 is hereby amended to read as follows: 44-1612. The governing body of any city or county may establish and enforce safety standards for amusement rides, antique amusement ride, limited-use amusement rides or registered agritourism activities in addition to, but not in conflict with, the standards established by this act.

Sec. 15. K.S.A. 2017 Supp. 44-1613 is hereby amended to read as follows: 44-1613. The provisions of K.S.A. 2017 Supp. 44-1601 through 44-1619, and section 1,

and amendments thereto, shall be known as the Kansas amusement ride act.

Sec. 16. K.S.A. 2017 Supp. 44-1614 is hereby amended to read as follows: 44-1614. (a) The secretary of labor shall adopt rules and regulations necessary to implement provisions of the Kansas amusement ride act, K.S.A. 2017 Supp. 44-1601 et seq., and amendments thereto.

(b) (1) On or before January 1, 2018, the secretary shall adopt rules and regulations necessary to implement the amendments made to the Kansas amusement ride act, K.S.A. 2017 Supp. 44-1601 et seq., and amendments thereto, and the amusement ride insurance act, K.S.A. 40-4801 et seq., and amendments thereto, by this act.

(2) The secretary shall adopt rules and regulations specifying nationally recognized organizations that issue certifications or other evidence of qualification to inspect amusement rides, and that require education, experience and training at least equivalent to that required for a level-~~III~~I certification from NAARSO as of July 1, 2017.

(3) All references to the American society for testing and materials (ASTM) standards shall be to those standards ~~adopted~~ developed by the ASTM international F24 committee, as published in ASTM international standards volume 15.07, or any later version adopted by the secretary in rules and regulations.

Sec. 17. K.S.A. 2017 Supp. 44-1616 is hereby amended to read as follows: 44-1616. (a) No amusement ride shall be operated in this state unless a valid permit for such ride has been issued by the department. The owner of an amusement ride shall make application for a permit for such amusement ride to the secretary on such form and in such manner as prescribed by the secretary. The application for a permit shall include, but is not limited to, the following:

- (1) The name of the owner and operator of the amusement ride;
- (2) the location of the amusement ride, or the location where such ride is stored when not in use;
- (3) valid certificate of inspection;
- (4) proof of insurance; and
- (5) (A) for amusement rides manufactured prior to July 1, 2018, certification that such ride qualifies as service proven, as that term is used in the applicable ASTM international F24 committee standards; and

(B) for amusement rides manufactured on and after July 1, 2018, certification that such ride meets the applicable ASTM international F24 committee standards pertaining to ride maintenance and operation.

(b) Each applicant shall submit a permit fee along with the application in an amount as follows:

- (1) For amusement rides erected at a permanent location, \$75 for a class A amusement ride, and \$100 for a class B amusement ride;
- (2) for amusement rides erected at a temporary location, \$30; and
- (3) for amusement rides owned or operated by a municipality or a nonprofit entity, whether erected at a permanent or temporary location, \$10.

(c) Upon approval of an application and receipt of the required fee, the secretary shall issue a permit for the amusement ride. Such permit shall be valid for one year from the date of issuance. Any permit fee paid by an applicant shall be returned to the applicant if the application is denied.

(d) In addition to the permit fees required under subsection ~~(a)~~ (b), no amusement ride shall be operated in this state unless the owner of such ride has registered as an

amusement ride owner with the department. Registration shall be valid for a period of one year. The owner of an amusement ride shall register with the department in such form and in such manner as prescribed by the secretary, and by paying a registration fee as follows:

- (1) For amusement rides erected at a permanent location, \$500;
- (2) for amusement rides erected at a temporary location, \$250; and
- (3) for amusement rides owned by a municipality or nonprofit entity, whether erected at a permanent or temporary location, \$50.

The fee required under this subsection shall be an annual fee paid by the owner, regardless of the number of amusement rides owned by such owner.

(e) All fees received by the secretary pursuant to this section shall be remitted by the secretary 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 amusement ride safety fund.

Sec. 18. K.S.A. 2017 Supp. 44-1617 is hereby amended to read as follows: 44-1617. There is hereby established in the state treasury the amusement ride safety fund, which shall be administered by the department of labor. The amusement ride safety fund shall consist of those moneys credited to the amusement ride safety fund pursuant to K.S.A. 44-1610, and amendments thereto, and K.S.A. 2017 Supp. 44-1616 and section 1, and amendments thereto. All expenditures from the amusement ride safety fund shall be for the administration and enforcement of the Kansas amusement ride 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 secretary, or the secretary's designee.

Sec. 19. K.S.A. 2017 Supp. 44-1618 is hereby amended to read as follows: 44-1618. (a) (1) A patron, or a patron's parent or guardian on a patron's behalf, shall report in writing to the owner any injury sustained on an amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity before leaving the premises. Such report shall include:

- (A) The name, address and phone number of the injured person;
- (B) a full description of the incident, the injuries claimed, any treatment received and the location, date and time of the injury;
- (C) the cause of the injury, if known; and
- (D) the names, addresses and phone numbers of any witnesses to the incident.

(2) If a patron, or a patron's parent or guardian, is unable to file a report because of the severity of the patron's injuries, the patron or the patron's parent or guardian shall file the report as soon as reasonably possible.

(3) The owner shall prominently display signage at the point of admission or ticket sale and at least two other locations in close proximity to the amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity explaining a patron's duty to report injuries sustained on such ~~amusement~~ ride. Such signage shall include instructions on how to contact the owner's representatives if immediate assistance is needed and how to make an injury report.

(4) The failure of a patron, or the patron's parent or guardian, to report an injury under this subsection shall have no effect on the patron's right to commence a civil action.

(b) The owner of an amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity shall notify the department of any serious injury reported by a patron, or any injury caused by a malfunction or failure of ~~an amusement a~~ ride or caused by an operator or patron error. Such notification shall be submitted to the department within 72 hours of the time that the operator becomes aware of the injury.

(c) If a serious injury occurs, the equipment or conditions that caused the injury shall be preserved for the purpose of an investigation by the department and such ~~amusement ride~~ shall be immediately removed from service ~~until an investigation is completed or deemed unnecessary by the secretary~~. Except as provided in subsection (d), if upon notification, the department shall acknowledge receipt of such notice and determine if an investigation of a serious injury is necessary. If an investigation is not commenced within 24 hours after the department receives notification of such injury, then an investigation shall be deemed unnecessary.

(d) If the serious injury results in the death of a patron, the owner shall notify the department of the injury as soon as possible. Such notification shall be by telephone initially with a written notification sent within 24 hours after the initial notice. If the patron's death is related to a major malfunction of the ~~amusement ride~~, an investigation shall be required and the department shall commence such investigation within 24 hours after receiving initial notice of the injury. No part of the ~~amusement ride~~ or the ride itself, shall be moved or repaired without the written approval of the secretary, or the secretary's designee, except that nothing in this subsection shall be construed so as to hinder emergency response personnel from performing their duties, or to prevent the elimination of an obvious safety hazard. The owner shall provide the department with complete access to the ~~amusement ride~~ and all related premises for the purposes of the investigation and shall provide all information related to the cause of the injury to the department.

Sec. 20. K.S.A. 2017 Supp. 44-1619 is hereby amended to read as follows: 44-1619. The provisions of this act shall not be enforced by the secretary prior to the date of publication of the rules and regulations adopted by the secretary pursuant to K.S.A. 2017 Supp. 44-1614(b), and amendments thereto. Prior to taking any action pursuant to K.S.A. 2017 Supp. 44-1610, and amendments thereto, the secretary shall provide the owner or operator of an amusement ride, antique amusement ride, limited-use amusement ride or registered agritourism activity a reasonable period of time to comply with the provisions of K.S.A. 2017 Supp. 44-1601 et seq., and amendments thereto, and K.S.A. 40-4801 et seq., and amendments thereto.

Sec. 21. K.S.A. 2017 Supp. 40-4801, 40-4802, 44-1601, 44-1602, 44-1603, 44-1605, 44-1606, 44-1607, 44-1608, 44-1609, 44-1610, 44-1611, 44-1612, 44-1613, 44-1614, 44-1616, 44-1617, 44-1618 and 44-1619 are hereby repealed.

Sec. 22. On and after July 1, 2018, section 1 of House Substitute for Senate Bill No. 307 and K.S.A. 2017 Supp. 40-4801, as amended by section 2 of 2018 House Substitute for Senate Bill No. 307, 40-4802, as amended by section 3 of 2018 House Substitute for Senate Bill No. 307, 44-1601, as amended by section 4 of 2018 House Substitute for Senate Bill No. 307, 44-1602, as amended by section 5 of 2018 House Substitute for Senate Bill No. 307, 44-1603, as amended by section 6 of 2018 House Substitute for Senate Bill No. 307, 44-1605, as amended by section 7 of 2018 House Substitute for Senate Bill No. 307, 44-1606, as amended by section 8 of 2018 House

Substitute for Senate Bill No. 307, 44-1607, as amended by section 9 of 2018 House Substitute for Senate Bill No. 307, 44-1608, as amended by section 10 of 2018 House Substitute for Senate Bill No. 307, 44-1609, as amended by section 11 of 2018 House Substitute for Senate Bill No. 307, 44-1610, as amended by section 12 of 2018 House Substitute for Senate Bill No. 307, 44-1611, as amended by section 13 of 2018 House Substitute for Senate Bill No. 307, 44-1612, as amended by section 14 of 2018 House Substitute for Senate Bill No. 307, 44-1613, as amended by section 15 of 2018 House Substitute for Senate Bill No. 307, 44-1614, as amended by section 16 of 2018 House Substitute for Senate Bill No. 307, 44-1616, as amended by section 17 of 2018 House Substitute for Senate Bill No. 307, 44-1617, as amended by section 18 of 2018 House Substitute for Senate Bill No. 307, 44-1618, as amended by section 19 of 2018 House Substitute for Senate Bill No. 307, and 44-1619, as amended by section 20 of 2018 House Substitute for Senate Bill No. 307, are hereby repealed.";

Also on page 3, in line 15, by striking "statute book" and inserting "Kansas register";
And by redesignating 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 period and inserting "amusement rides; relating to the Kansas amusement ride act; relating to antique amusement rides, limited-use amusement rides and registered agritourism activities; amending K.S.A. 2017 Supp. 40-4801, 40-4802, 44-1601, 44-1602, 44-1603, 44-1605, 44-1606, 44-1607, 44-1608, 44-1609, 44-1610, 44-1611, 44-1612, 44-1613, 44-1614, 44-1616, 44-1617, 44-1618 and 44-1619 and repealing the existing sections; also repealing section 1 of 2018 House Substitute for Senate Bill No. 307 and K.S.A. 2017 Supp. 40-4801, as amended by section 2 of 2018 House Substitute for Senate Bill No. 307, 40-4802, as amended by section 3 of 2018 House Substitute for Senate Bill No. 307, 44-1601, as amended by section 4 of 2018 House Substitute for Senate Bill No. 307, 44-1602, as amended by section 5 of 2018 House Substitute for Senate Bill No. 307, 44-1603, as amended by section 6 of 2018 House Substitute for Senate Bill No. 307, 44-1605, as amended by section 7 of 2018 House Substitute for Senate Bill No. 307, 44-1606, as amended by section 8 of 2018 House Substitute for Senate Bill No. 307, 44-1607, as amended by section 9 of 2018 House Substitute for Senate Bill No. 307, 44-1608, as amended by section 10 of 2018 House Substitute for Senate Bill No. 307, 44-1609, as amended by section 11 of 2018 House Substitute for Senate Bill No. 307, 44-1610, as amended by section 12 of 2018 House Substitute for Senate Bill No. 307, 44-1611, as amended by section 13 of 2018 House Substitute for Senate Bill No. 307, 44-1612, as amended by section 14 of 2018 House Substitute for Senate Bill No. 307, 44-1613, as amended by section 15 of 2018 House Substitute for Senate Bill No. 307, 44-1614, as amended by section 16 of 2018 House Substitute for Senate Bill No. 307, 44-1616, as amended by section 17 of 2018 House Substitute for Senate Bill No. 307, 44-1617, as amended by section 18 of 2018 House Substitute for Senate Bill No. 307, 44-1618, as amended by section 19 of 2018 House Substitute for Senate Bill No. 307, and 44-1619, as amended by section 20 of 2018 House Substitute for Senate Bill No. 307";

And your committee on conference recommends the adoption of this report.

BLAINE FINCH
 BRADLEY RALPH
 JOHN CARMICHAEL
Conferees on part of House

RICHARD WILBORN
 JULIA LYNN
 DAVID HALEY
Conferees on part of Senate

On motion of Rep. Finch, the conference committee report on **SB 310** was adopted.

On roll call, the vote was: Yeas 114; Nays 7; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Huebert, Humphries, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Carlin, Carmichael, Helgerson, Hodge, Jacobs, Kuether, Sloan.

Present but not voting: None.

Absent or not voting: Barker, Houser, Schwab, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 374** 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. 374, as follows:

On page 1, following line 9, by inserting:

"WHEREAS, The Legislature intends that the provisions of this act related to comparability of an out-of-jurisdiction offense to a Kansas offense shall be liberally construed to allow comparable offenses, regardless of whether the elements are identical to or narrower than the corresponding Kansas offense, to be included in a person's criminal history; and

WHEREAS, The Legislature intends to promote the inclusion of convictions for such offenses in a person's criminal history, including, but not limited to, any violation of: Wichita municipal ordinance section 11.38.150; Missouri, V.A.M.S. § 577.010 or V.A.M.S. § 577.012; Oklahoma, 47 Okl. St. Ann. § 11-902; Colorado, C.R.S.A. § 42-4-1301(1); and Nebraska, Neb. Rev. St. § 60-6,196.

Now, therefore:"

On page 5, by striking lines 24 through 43;

By striking all on page 6;

On page 7, by striking all in lines 1 through 9; following line 9, by inserting:

"Sec. 3. K.S.A. 2017 Supp. 8-262, as amended by section 3 of 2018 House Bill No. 2439, is hereby amended to read as follows: 8-262. (a) (1) Any person who drives a motor vehicle on any highway of this state at a time when such person's privilege so to do is canceled, suspended or revoked or while such person's privilege to obtain a driver's license is suspended or revoked pursuant to K.S.A. 8-252a, and amendments thereto, shall be guilty of a class B nonperson misdemeanor on the first conviction and a class A nonperson misdemeanor on the second or subsequent conviction.

(2) No person shall be convicted under this section if such person was entitled at the time of arrest under K.S.A. 8-257, and amendments thereto, to the return of such person's driver's license.

(3) Except as otherwise provided by subsection (a)(4) or (c), every person convicted under this section shall be sentenced to at least five days' imprisonment and fined at least \$100 and upon a second conviction shall not be eligible for parole until completion of five days' imprisonment.

(4) Except as otherwise provided by subsection (c), if a person: (A) Is convicted of a violation of this section, committed while the person's privilege to drive or privilege to obtain a driver's license was suspended or revoked for a violation of K.S.A. 8-2,144 or 8-1567 or K.S.A. 2017 Supp. 8-1025, and amendments thereto, or any ordinance of any city or resolution of any county or a law of another state, which ordinance or resolution or law prohibits the acts prohibited by those statutes; and (B) is or has been also convicted of a violation of K.S.A. 8-2,144 or 8-1567 or K.S.A. 2017 Supp. 8-1025, and amendments thereto, or any ordinance of any city or resolution of any county or law of another state, which ordinance or resolution or law prohibits the acts prohibited by those statutes, committed while the person's privilege to drive or privilege to obtain a driver's license was so suspended or revoked, the person shall not be eligible for suspension of sentence, probation or parole until the person has served at least 90 days' imprisonment, and any fine imposed on such person shall be in addition to such a term of imprisonment.

(b) The division, upon receiving a record of the conviction of any person under this section, or any ordinance of any city or resolution of any county or a law of another state which is in substantial conformity with this section, upon a charge of driving a vehicle while the license of such person is revoked or suspended, shall extend the period of such suspension or revocation for an additional period of 90 days.

(c) (1) The person found guilty of a class A nonperson misdemeanor on a third or subsequent conviction of this section shall be sentenced to not less than 90 days' imprisonment and fined not less than \$1,500 if such person's privilege to drive a motor vehicle is canceled, suspended or revoked because such person:

(A) Refused to submit and complete any test of blood, breath or urine requested by law enforcement excluding the preliminary screening test as set forth in K.S.A. 8-1012, and amendments thereto;

(B) was convicted of violating the provisions of K.S.A. 40-3104, and amendments thereto, relating to motor vehicle liability insurance coverage;

(C) was convicted of vehicular homicide, K.S.A. 21-3405, prior to its repeal, or

K.S.A. 2017 Supp. 21-5406, and amendments thereto, involuntary manslaughter while driving under the influence of alcohol or drugs, K.S.A. 21-3442, prior to its repeal, or involuntary manslaughter as defined in K.S.A. 2017 Supp. 21-5405(a)(3) and (a)(5), and amendments thereto, or any other murder or manslaughter crime resulting from the operation of a motor vehicle; or

(D) was convicted of being a habitual violator, K.S.A. 8-287, and amendments thereto.

(2) The person convicted shall not be eligible for release on probation, suspension or reduction of sentence or parole until the person has served at least 90 days' imprisonment. The 90 days' imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours' imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The court may place the person convicted under a house arrest program pursuant to K.S.A. 2017 Supp. 21-6609, and amendments thereto, or any municipal ordinance to serve the remainder of the minimum sentence only after such person has served 48 consecutive hours' imprisonment.

(d) For the purposes of determining whether a conviction is a first, second, third or subsequent conviction in sentencing under this section, "conviction" includes a conviction of a violation of any ordinance of any city or resolution of any county or a law of another state which is in substantial conformity with this section.";

On page 11, by striking all in lines 35 through 43;

By striking all on pages 12 through 17;

On page 18, by striking all in lines 1 through 37; following line 37, by inserting:

"Sec. 6. K.S.A. 2017 Supp. 8-2,144, as amended by section 4 of 2018 House Bill No. 2439, is hereby amended to read as follows: 8-2,144. (a) Driving a commercial motor vehicle under the influence is operating or attempting to operate any commercial motor vehicle, as defined in K.S.A. 8-2,128, and amendments thereto, within this state while:

(1) The alcohol concentration in the person's blood or breath, as shown by any competent evidence, including other competent evidence, as defined in K.S.A. 8-1013(f)(1), and amendments thereto, is 0.04 or more;

(2) the alcohol concentration in the person's blood or breath, as measured within three hours of the time of driving a commercial motor vehicle, is 0.04 or more; or

(3) committing a violation of K.S.A. 8-1567(a), and amendments thereto, or the ordinance of a city or resolution of a county which prohibits any of the acts prohibited thereunder or is otherwise comparable.

(b) (1) Driving a commercial motor vehicle under the influence is:

(A) On a first conviction a class B, nonperson misdemeanor. The person convicted shall be sentenced to not less than 48 consecutive hours nor more than six months' imprisonment, or in the court's discretion, 100 hours of public service, and fined not less than \$750 nor more than \$1,000. The person convicted shall serve at least 48 consecutive hours' imprisonment or 100 hours of public service either before or as a condition of any grant of probation, suspension or reduction of sentence or parole or other release;

(B) on a second conviction a class A, nonperson misdemeanor. The person convicted shall be sentenced to not less than 90 days nor more than one year's

imprisonment and fined not less than \$1,250 nor more than \$1,750. The person convicted shall serve at least five consecutive days' imprisonment before the person is granted probation, suspension or reduction of sentence or parole or is otherwise released. The five days' imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours' imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release program, shall serve a minimum of 120 hours of confinement. Such 120 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program pursuant to K.S.A. 2017 Supp. 21-6609, and amendments thereto, to serve the five days' imprisonment mandated by this subsection only after such person has served 48 consecutive hours' imprisonment. The person convicted, if placed under house arrest, shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 120 hours of confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 120 hours; and

(C) on a third or subsequent conviction a nonperson felony. The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined not less than \$1,750 nor more than \$2,500. The person convicted shall not be eligible for release on probation, suspension or reduction of sentence or parole until the person has served at least 90 days' imprisonment. The 90 days' imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours' imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release program, shall serve a minimum of 2,160 hours of confinement. Such 2,160 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program pursuant to K.S.A. 2017 Supp. 21-6609, and amendments thereto, to serve the 90 days' imprisonment mandated by this subsection only after such person has served 48 consecutive hours' imprisonment. The person convicted, if placed under house arrest, shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 2,160 hours of confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 2,160 hours.

(2) In addition, for any conviction pursuant to subsection (b)(1)(C), at the time of the filing of the judgment form or journal entry as required by K.S.A. 22-3426 or K.S.A. 2017 Supp. 21-6711, and amendments thereto, the court shall cause a certified copy to be sent to the officer having the offender in charge. The court shall determine whether the offender, upon release from imprisonment, shall be supervised by community correctional services or court services based upon the risk and needs of the offender. The risk and needs of the offender shall be determined by use of a risk

assessment tool specified by the Kansas sentencing commission. The law enforcement agency maintaining custody and control of a defendant for imprisonment shall cause a certified copy of the judgment form or journal entry to be sent to the supervision office designated by the court and upon expiration of the term of imprisonment shall deliver the defendant to a location designated by the supervision office designated by the court. After the term of imprisonment imposed by the court, the person shall be placed on supervision to community correctional services or court services, as determined by the court, for a mandatory one-year period of supervision, which such period of supervision shall not be reduced. During such supervision, the person shall be required to participate in a multidisciplinary model of services for substance use disorders facilitated by a Kansas department for aging and disability services designated care coordination agency to include assessment and, if appropriate, referral to a community based substance use disorder treatment including recovery management and mental health counseling as needed. The multidisciplinary team shall include the designated care coordination agency, the supervision officer, the aging and disability services department designated treatment provider and the offender. An offender for whom a warrant has been issued by the court alleging a violation of such supervision shall be considered a fugitive from justice if it is found that the warrant cannot be served. If it is found the offender has violated the provisions of this supervision, the court shall determine whether the time from the issuing of the warrant to the date of the court's determination of an alleged violation, or any part of it, shall be counted as time served on supervision. Any violation of the conditions of such supervision may subject such person to revocation of supervision and imprisonment in jail for the remainder of the period of imprisonment, the remainder of the supervision period, or any combination or portion thereof. The term of supervision may be extended at the court's discretion beyond one year, and any violation of the conditions of such extended term of supervision may subject such person to the revocation of supervision and imprisonment in jail of up to the remainder of the original sentence, not the term of the extended supervision.

(3) In addition, prior to sentencing for any conviction pursuant to subsection (b)(1)(A) or (b)(1)(B), the court shall order the person to participate in an alcohol and drug evaluation conducted by a provider in accordance with K.S.A. 8-1008, and amendments thereto. The person shall be required to follow any recommendation made by the provider after such evaluation, unless otherwise ordered by the court.

(c) Any person 18 years of age or older convicted of a violation of this section, or a violation of a city ordinance or county resolution prohibiting the acts prohibited by this section, who had one or more children under the age of ~~14~~ 18 years in the vehicle at the time of the offense shall have such person's punishment enhanced by one month of imprisonment. This imprisonment shall be served consecutively to any other minimum mandatory penalty imposed for a violation of this section, or a violation of a city ordinance or county resolution prohibiting the acts prohibited by this section. Any enhanced penalty imposed shall not exceed the maximum sentence allowable by law. During the service of the enhanced penalty, the judge may order the person on house arrest, work release or other conditional release.

(d) If a person is charged with a violation of K.S.A. 8-1567(a)(4) or (a)(5), and amendments thereto, as incorporated in this section ~~involving drugs~~, the fact that the person is or has been entitled to use the drug under the laws of this state shall not

constitute a defense against the charge.

(e) The court may establish the terms and time for payment of any fines, fees, assessments and costs imposed pursuant to this section. Any assessment and costs shall be required to be paid not later than 90 days after imposed, and any remainder of the fine shall be paid prior to the final release of the defendant by the court.

(f) In lieu of payment of a fine imposed pursuant to this section, the court may order that the person perform community service specified by the court. The person shall receive a credit on the fine imposed in an amount equal to \$5 for each full hour spent by the person in the specified community service. The community service ordered by the court shall be required to be performed not later than one year after the fine is imposed or by an earlier date specified by the court. If by the required date the person performs an insufficient amount of community service to reduce to zero the portion of the fine required to be paid by the person, the remaining balance of the fine shall become due on that date.

(g) Prior to filing a complaint alleging a violation of this section, a prosecutor shall request and shall receive from the: (1) Division a record of all prior convictions obtained against such person for any violations of any of the motor vehicle laws of this state; and (2) Kansas bureau of investigation central repository all criminal history record information concerning such person.

(h) The court shall electronically report every conviction of a violation of this section ~~and every diversion agreement entered into in lieu of further criminal proceedings on a complaint alleging a violation of this section~~ to the division. Prior to sentencing under the provisions of this section, the court shall request and shall receive from the: (1) Division a record of all prior convictions obtained against such person for any violation of any of the motor vehicle laws of this state; and (2) Kansas bureau of investigation central repository all criminal history record information concerning such person.

(i) Upon conviction of a person of a violation of this section or a violation of a city ordinance or county resolution prohibiting the acts prohibited by this section, the division, upon receiving a report of conviction, shall: (1) Disqualify the person from driving a commercial motor vehicle under K.S.A. 8-2,142, and amendments thereto; and (2) suspend, restrict or suspend and restrict the person's driving privileges as provided by K.S.A. 8-1014, and amendments thereto.

(j) (1) Nothing contained in this section shall be construed as preventing any city from enacting ordinances, or any county from adopting resolutions, declaring acts prohibited or made unlawful by this section as unlawful or prohibited in such city or county and prescribing penalties for violation thereof.

(2) The minimum penalty prescribed by any such ordinance or resolution shall not be less than the minimum penalty prescribed by this section for the same violation, and the maximum penalty in any such ordinance or resolution shall not exceed the maximum penalty prescribed for the same violation.

(3) Any such ordinance or resolution shall authorize the court to order that the convicted person pay restitution to any victim who suffered loss due to the violation for which the person was convicted.

(k) (1) Upon the filing of a complaint, citation or notice to appear alleging a person has violated a city ordinance prohibiting the acts prohibited by this section, and prior to conviction thereof, a city attorney shall request and shall receive from the: (A) Division

of vehicles a record of all prior convictions obtained against such person for any violations of any of the motor vehicle laws of this state; and (B) Kansas bureau of investigation central repository all criminal history record information concerning such person.

(2) If the elements of such ordinance violation are the same as the elements of a violation of this section that would constitute, and be punished as, a felony, the city attorney shall refer the violation to the appropriate county or district attorney for prosecution. The county or district attorney shall accept such referral and pursue a disposition of such violation, and shall not refer any such violation back to the city attorney.

(l) No plea bargaining agreement shall be entered into nor shall any judge approve a plea bargaining agreement entered into for the purpose of permitting a person charged with a violation of this section, or a violation of any ordinance of a city or resolution of any county in this state which prohibits the acts prohibited by this section, to avoid the mandatory penalties established by this section or by the ordinance or resolution.

(m) The alternatives set out in ~~subsections (a)(1), (a)(2) and (a)(3)~~ subsection (a) may be pleaded in the alternative, and the state, city or county may, but shall not be required to, elect one or ~~two of the three~~ more of such alternatives prior to submission of the case to the fact finder.

(n) For the purpose of determining whether a conviction is a first, second, third or subsequent conviction in sentencing under this section:

(1) Convictions for a violation of K.S.A. 8-1567, and amendments thereto, or a violation of an ordinance of any city or resolution of any county ~~which that~~ prohibits the acts that such section prohibits, or entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging any such violations, shall be taken into account, but only convictions or diversions occurring on or after July 1, 2001. Nothing in this provision shall be construed as preventing any court from considering any convictions or diversions occurring during the person's lifetime in determining the sentence to be imposed within the limits provided for a first, second, third, fourth or subsequent offense;

(2) any convictions for a violation of the following sections occurring during a person's lifetime shall be taken into account: (A) This section; (B) ~~refusing to submit to a test to determine the presence of alcohol or drugs, K.S.A. 2017 Supp. 8-1025, and amendments thereto;~~ (C) operating a vessel under the influence of alcohol or drugs, K.S.A. 32-1131, and amendments thereto; ~~(D)~~ (C) involuntary manslaughter while driving under the influence of alcohol or drugs, K.S.A. 21-3442, prior to its repeal, or K.S.A. 2017 Supp. 21-5405(a)(3) or (a)(5), and amendments thereto; ~~(E)~~ (D) aggravated battery as described in K.S.A. 2017 Supp. 21-5413(b)(3) or (b)(4), and amendments thereto; and ~~(F)~~ (E) aggravated vehicular homicide, K.S.A. 21-3405a, prior to its repeal, or vehicular battery, K.S.A. 21-3405b, prior to its repeal, if the crime was committed while committing a violation of K.S.A. 8-1567, and amendments thereto;

(3) "conviction" includes: (A) Entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging a violation of a crime described in subsection (n)(2); and (B) conviction of a violation of an ordinance of a city in this state, a resolution of a county in this state or any law of another ~~state which would constitute a crime described in subsection (n)(1) or (n)(2); and~~ (C) ~~receiving punishment under the uniform code of military justice or Kansas code of military justice~~

~~for an act which was committed on a military reservation and which would constitute a crime described in subsection (n)(1) or (n)(2) if committed off a military reservation in this state jurisdiction that would constitute an offense that is comparable to the offense described in subsection (n)(1) or (n)(2);~~

(4) it is irrelevant whether an offense occurred before or after conviction for a previous offense; and

(5) multiple convictions of any crime described in subsection (n)(1) or (n)(2) arising from the same arrest shall only be counted as one conviction.

(o) For the purposes of determining whether an offense is comparable, the following shall be considered:

(1) The name of the out-of-jurisdiction offense;

(2) the elements of the out-of-jurisdiction offense; and

(3) whether the out-of-jurisdiction offense prohibits similar conduct to the conduct prohibited by the closest approximate Kansas offense.

(p) For the purpose of this section:

(1) "Alcohol concentration" means the number of grams of alcohol per 100 milliliters of blood or per 210 liters of breath;

(2) "imprisonment" shall include any restrained environment in which the court and law enforcement agency intend to retain custody and control of a defendant and such environment has been approved by the board of county commissioners or the governing body of a city; and

(3) "drug" includes toxic vapors as such term is defined in K.S.A. 2017 Supp. 21-5712, and amendments thereto.

~~(p)(q)~~ On and after July 1, 2011, the amount of \$250 from each fine imposed pursuant to this section shall be remitted by the clerk of the district court 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 credit the entire amount to the community corrections supervision fund established by K.S.A. 2017 Supp. 75-52,113, and amendments thereto.;

On page 19, in line 6, by striking "manner" and inserting "type";

On page 20, in line 5, by striking all after "of";

On page 21, in line 12, by striking "an emergency"; by striking all in line 13; in line 14, by striking all before "an";

On page 27, by striking all in lines 21 through 43;

On page 28, by striking all in lines 1 through 40; following line 40, by inserting:

"Sec. 9. K.S.A. 2017 Supp. 8-1013, as amended by section 5 of 2018 House Bill No. 2439, is hereby amended to read as follows: 8-1013. As used in K.S.A. 8-1001 through ~~8-1010, 8-1011, 8-1012, 8-1014, 8-1015, 8-1016, 8-1017 and 8-1018~~, and amendments thereto; ~~and this section:~~

(a) "Alcohol concentration" means the number of grams of alcohol per 100 milliliters of blood or per 210 liters of breath.

(b) (1) "Alcohol or drug-related conviction" means any of the following: (A) Conviction of vehicular battery or aggravated vehicular homicide, prior to their repeal, if the crime is committed while committing a violation of K.S.A. 8-1567, and amendments thereto, or the ordinance of a city or resolution of a county in this state which prohibits any acts prohibited by that statute, or conviction of a violation of K.S.A. 8-2,144 or 8-1567 ~~or K.S.A. 2017 Supp. 8-1025~~, and amendments thereto,

conviction of a violation of aggravated battery as described in K.S.A. 2017 Supp. 21-5413(b)(3) or (b)(4), and amendments thereto, or conviction of a violation of involuntary manslaughter as described in K.S.A. 2017 Supp. 21-5405(a)(3) or (a)(5), and amendments thereto; (B) conviction of a violation of a law of another state which would constitute a crime described in subsection (b)(1)(A) if committed in this state; (C) conviction of a violation of an ordinance of a city in this state or a resolution of a county in this state which would constitute a crime described in subsection (b)(1)(A), whether or not such conviction is in a court of record; or (D) conviction of an act which was committed on a military reservation and which would constitute a violation of K.S.A. 8-2,144 or 8-1567 or ~~K.S.A. 2017 Supp. 8-1025~~, and amendments thereto, or would constitute a crime described in subsection (b)(1)(A) if committed off a military reservation in this state.

(2) For the purpose of determining whether an occurrence is a first, second or subsequent occurrence: (A) "Alcohol or drug-related conviction" also includes entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging commission of a crime described in subsection (b)(1), including a diversion agreement entered into prior to the effective date of this act; and (B) it is irrelevant whether an offense occurred before or after conviction or diversion for a previous offense.

(c) "Division" means the division of vehicles of the department of revenue.

(d) "Ignition interlock device" means a device which uses a breath analysis mechanism to prevent a person from operating a motor vehicle if such person has consumed an alcoholic beverage.

(e) "Occurrence" means a test refusal, test failure or alcohol or drug-related conviction, or any combination thereof arising from one arrest, including an arrest which occurred prior to the effective date of this act.

(f) "Other competent evidence" includes: (1) Alcohol concentration tests obtained from samples taken three hours or more after the operation or attempted operation of a vehicle; and (2) readings obtained from a partial alcohol concentration test on a breath testing machine.

(g) "Samples" includes breath supplied directly for testing, which breath is not preserved.

(h) "Test failure" or "fails a test" refers to a person's having results of a test administered pursuant to this act, other than a preliminary screening test, which show an alcohol concentration of 0.08 or greater in the person's blood or breath, and includes failure of any such test on a military reservation.

(i) "Test refusal" or "refuses a test" refers to a person's failure to submit to or complete any test of the person's blood, breath, urine or other bodily substance, other than a preliminary screening test, in accordance with this act, and includes refusal of any such test on a military reservation.

(j) "Law enforcement officer" has the meaning provided by K.S.A. 2017 Supp. 21-5111, and amendments thereto, and includes any person authorized by law to make an arrest on a military reservation for an act which would constitute a violation of K.S.A. 8-1567 or ~~K.S.A. 2017 Supp. 8-1025~~, and amendments thereto, if committed off a military reservation in this state.";

On page 32, following line 10, by inserting:

"Sec. 11. K.S.A. 2017 Supp. 8-1024 is hereby amended to read as follows: 8-1024.

No medical care facility, clinical laboratory, medical clinic, other medical institution, person licensed to practice medicine or surgery, person acting under the direction of any such licensed person, licensed physician assistant, registered nurse, licensed practical nurse, medical technician, paramedic, advanced emergency medical technician, phlebotomist, health care provider or person who participates in good faith in the obtaining, withdrawal, collection or testing of blood, breath, urine or other bodily substance at the direction of a law enforcement officer pursuant to K.S.A. 8-1001, and amendments thereto, or as otherwise authorized by law, shall incur any civil, administrative or criminal liability as a result of such participation, regardless of whether or not the patient resisted or objected to the administration of the procedure or test.";

Also on page 32, by striking all in lines 21 through 43;

By striking all on pages 33 through 40;

On page 41, by striking all in lines 1 through 40; following line 40, by inserting:

"Sec. 13. K.S.A. 2017 Supp. 8-1567, as amended by section 7 of 2018 House Bill No. 2439, is hereby amended to read as follows: 8-1567. (a) Driving under the influence is operating or attempting to operate any vehicle within this state while:

(1) The alcohol concentration in the person's blood or breath as shown by any competent evidence, including other competent evidence, as defined in K.S.A. 8-1013(f)(1), and amendments thereto, is 0.08 or more;

(2) the alcohol concentration in the person's blood or breath, as measured within three hours of the time of operating or attempting to operate a vehicle, is 0.08 or more;

(3) under the influence of alcohol to a degree that renders the person incapable of safely driving a vehicle;

(4) under the influence of any drug or combination of drugs to a degree that renders the person incapable of safely driving a vehicle; or

(5) under the influence of a combination of alcohol and any drug or drugs to a degree that renders the person incapable of safely driving a vehicle.

(b)(1) Driving under the influence is:

(A) On a first conviction a class B, nonperson misdemeanor. The person convicted shall be sentenced to not less than 48 consecutive hours nor more than six months' imprisonment, or in the court's discretion 100 hours of public service, and fined not less than \$750 nor more than \$1,000. The person convicted shall serve at least 48 consecutive hours' imprisonment or 100 hours of public service either before or as a condition of any grant of probation or suspension, reduction of sentence or parole. The court may place the person convicted under a house arrest program pursuant to K.S.A. 2017 Supp. 21-6609, and amendments thereto, to serve the remainder of the sentence only after such person has served 48 consecutive hours' imprisonment;

(B) on a second conviction a class A, nonperson misdemeanor. The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined not less than \$1,250 nor more than \$1,750. The person convicted shall serve at least five consecutive days' imprisonment before the person is granted probation, suspension or reduction of sentence or parole or is otherwise released. The five days' imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours' imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted,

if placed into a work release program, shall serve a minimum of 120 hours of confinement. Such 120 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program pursuant to K.S.A. 2017 Supp. 21-6609, and amendments thereto, to serve the five days' imprisonment mandated by this subsection only after such person has served 48 consecutive hours' imprisonment. The person convicted, if placed under house arrest, shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 120 hours of confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 120 hours;

(C) on a third conviction a class A, nonperson misdemeanor, except as provided in subsection (b)(1)(D). The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined not less than \$1,750 nor more than \$2,500. The person convicted shall not be eligible for release on probation, suspension or reduction of sentence or parole until the person has served at least 90 days' imprisonment. The 90 days' imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours' imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release program, shall serve a minimum of 2,160 hours of confinement. Such 2,160 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program pursuant to K.S.A. 2017 Supp. 21-6609, and amendments thereto, to serve the 90 days' imprisonment mandated by this subsection only after such person has served 48 consecutive hours' imprisonment. The person convicted, if placed under house arrest, shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 2,160 hours of confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 2,160 hours;

(D) on a third conviction a nonperson felony if the person has a prior conviction which occurred within the preceding 10 years, not including any period of incarceration. The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined not less than \$1,750 nor more than \$2,500. The person convicted shall not be eligible for release on probation, suspension or reduction of sentence or parole until the person has served at least 90 days' imprisonment. The 90 days' imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours' imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release program, shall serve a minimum of 2,160 hours of confinement. Such 2,160 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a

house arrest program pursuant to K.S.A. 2017 Supp. 21-6609, and amendments thereto, to serve the 90 days' imprisonment mandated by this subsection only after such person has served 48 consecutive hours' imprisonment. The person convicted, if placed under house arrest, shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 2,160 hours of confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 2,160 hours; and

(E) on a fourth or subsequent conviction a nonperson felony. The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined \$2,500. The person convicted shall not be eligible for release on probation, suspension or reduction of sentence or parole until the person has served at least 90 days' imprisonment. The 90 days' imprisonment mandated by this subsection may be served in a work release program only after such person has served 72 consecutive hours' imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release program, shall serve a minimum of 2,160 hours of confinement. Such 2,160 hours of confinement shall be a period of at least 72 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program pursuant to K.S.A. 2017 Supp. 21-6609, and amendments thereto, to serve the 90 days' imprisonment mandated by this subsection only after such person has served 72 consecutive hours' imprisonment. The person convicted, if placed under house arrest, shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 2,160 hours of confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 2,160 hours.

(2) The court may order that the term of imprisonment imposed pursuant to subsection (b)(1)(D) or (b)(1)(E) be served in a state facility in the custody of the secretary of corrections in a facility designated by the secretary for the provision of substance abuse treatment pursuant to the provisions of K.S.A. 2017 Supp. 21-6804, and amendments thereto. The person shall remain imprisoned at the state facility only while participating in the substance abuse treatment program designated by the secretary and shall be returned to the custody of the sheriff for execution of the balance of the term of imprisonment upon completion of or the person's discharge from the substance abuse treatment program. Custody of the person shall be returned to the sheriff for execution of the sentence imposed in the event the secretary of corrections determines: (A) That substance abuse treatment resources or the capacity of the facility designated by the secretary for the incarceration and treatment of the person is not available; (B) the person fails to meaningfully participate in the treatment program of the designated facility; (C) the person is disruptive to the security or operation of the designated facility; or (D) the medical or mental health condition of the person renders the person unsuitable for confinement at the designated facility. The determination by the secretary that the person either is not to be admitted into the designated facility or is to be transferred from the designated facility is not subject to review. The sheriff shall be responsible for all transportation expenses to and from the state correctional facility.

(3) In addition, for any conviction pursuant to subsection (b)(1)(C), (b)(1)(D) or (b)(1)(E), at the time of the filing of the judgment form or journal entry as required by K.S.A. 22-3426 or K.S.A. 2017 Supp. 21-6711, and amendments thereto, the court shall cause a certified copy to be sent to the officer having the offender in charge. The court shall determine whether the offender, upon release from imprisonment, shall be supervised by community correctional services or court services based upon the risk and needs of the offender. The risk and needs of the offender shall be determined by use of a risk assessment tool specified by the Kansas sentencing commission. The law enforcement agency maintaining custody and control of a defendant for imprisonment shall cause a certified copy of the judgment form or journal entry to be sent to the supervision office designated by the court and upon expiration of the term of imprisonment shall deliver the defendant to a location designated by the supervision office designated by the court. After the term of imprisonment imposed by the court, the person shall be placed on supervision to community correctional services or court services, as determined by the court, for a mandatory one-year period of supervision, which such period of supervision shall not be reduced. During such supervision, the person shall be required to participate in a multidisciplinary model of services for substance use disorders facilitated by a Kansas department for aging and disability services designated care coordination agency to include assessment and, if appropriate, referral to a community based substance use disorder treatment including recovery management and mental health counseling as needed. The multidisciplinary team shall include the designated care coordination agency, the supervision officer, the Kansas department for aging and disability services designated treatment provider and the offender. An offender for whom a warrant has been issued by the court alleging a violation of this supervision shall be considered a fugitive from justice if it is found that the warrant cannot be served. If it is found the offender has violated the provisions of this supervision, the court shall determine whether the time from the issuing of the warrant to the date of the court's determination of an alleged violation, or any part of it, shall be counted as time served on supervision. Any violation of the conditions of such supervision may subject such person to revocation of supervision and imprisonment in jail for the remainder of the period of imprisonment, the remainder of the supervision period, or any combination or portion thereof. The term of supervision may be extended at the court's discretion beyond one year, and any violation of the conditions of such extended term of supervision may subject such person to the revocation of supervision and imprisonment in jail of up to the remainder of the original sentence, not the term of the extended supervision.

(4) In addition, prior to sentencing for any conviction pursuant to subsection (b)(1)(A) or (b)(1)(B), the court shall order the person to participate in an alcohol and drug evaluation conducted by a provider in accordance with K.S.A. 8-1008, and amendments thereto. The person shall be required to follow any recommendation made by the provider after such evaluation, unless otherwise ordered by the court.

(c) Any person 18 years of age or older convicted of violating this section or an ordinance which prohibits the acts that this section prohibits who had one or more children under the age of ~~14~~ 18 years in the vehicle at the time of the offense shall have such person's punishment enhanced by one month of imprisonment. This imprisonment must be served consecutively to any other minimum mandatory penalty imposed for a violation of this section or an ordinance which prohibits the acts that this section

prohibits. Any enhanced penalty imposed shall not exceed the maximum sentence allowable by law. During the service of the enhanced penalty, the judge may order the person on house arrest, work release or other conditional release.

(d) If a person is charged with a violation of ~~this section involving drugs~~ subsection (a)(4) or (a)(5), the fact that the person is or has been entitled to use the drug under the laws of this state shall not constitute a defense against the charge.

(e) The court may establish the terms and time for payment of any fines, fees, assessments and costs imposed pursuant to this section. Any assessment and costs shall be required to be paid not later than 90 days after imposed, and any remainder of the fine shall be paid prior to the final release of the defendant by the court.

(f) In lieu of payment of a fine imposed pursuant to this section, the court may order that the person perform community service specified by the court. The person shall receive a credit on the fine imposed in an amount equal to \$5 for each full hour spent by the person in the specified community service. The community service ordered by the court shall be required to be performed not later than one year after the fine is imposed or by an earlier date specified by the court. If by the required date the person performs an insufficient amount of community service to reduce to zero the portion of the fine required to be paid by the person, the remaining balance of the fine shall become due on that date.

(g) Prior to filing a complaint alleging a violation of this section, a prosecutor shall request and shall receive from the:

(1) Division a record of all prior convictions obtained against such person for any violations of any of the motor vehicle laws of this state; and

(2) Kansas bureau of investigation central repository all criminal history record information concerning such person.

(h) The court shall electronically report every conviction of a violation of this section and every diversion agreement entered into in lieu of further criminal proceedings on a complaint alleging a violation of this section to the division including any finding regarding the alcohol concentration in the offender's blood or breath. Prior to sentencing under the provisions of this section, the court shall request and shall receive from the division a record of all prior convictions obtained against such person for any violations of any of the motor vehicle laws of this state.

(i) For the purpose of determining whether a conviction is a first, second, third, fourth or subsequent conviction in sentencing under this section:

(1) Convictions for a violation of this section, or a violation of an ordinance of any city or resolution of any county ~~which that~~ prohibits the acts that this section prohibits, or entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging any such violations, shall be taken into account, but only convictions or diversions occurring on or after July 1, 2001. Nothing in this provision shall be construed as preventing any court from considering any convictions or diversions occurring during the person's lifetime in determining the sentence to be imposed within the limits provided for a first, second, third, fourth or subsequent offense;

(2) any convictions for a violation of the following sections occurring during a person's lifetime shall be taken into account: (A) ~~Refusing to submit to a test to determine the presence of alcohol or drugs, K.S.A. 2017 Supp. 8-1025, and amendments thereto;~~ (B) Driving a commercial motor vehicle under the influence, K.S.A. 8-2,144, and amendments thereto; ~~(C) (B) operating a vessel under the influence~~

of alcohol or drugs, K.S.A. 32-1131, and amendments thereto; ~~(D)~~ (C) involuntary manslaughter while driving under the influence of alcohol or drugs, K.S.A. 21-3442, prior to its repeal, or K.S.A. 2017 Supp. 21-5405(a)(3) or (a)(5), and amendments thereto; ~~(E)~~ (D) aggravated battery as described in K.S.A. 2017 Supp. 21-5413(b)(3) or (b)(4), and amendments thereto; and ~~(F)~~ (E) aggravated vehicular homicide, K.S.A. 21-3405a, prior to its repeal, or vehicular battery, K.S.A. 21-3405b, prior to its repeal, if the crime was committed while committing a violation of K.S.A. 8-1567, and amendments thereto;

(3) "conviction" includes: (A) Entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging ~~a violation of a crime~~ an offense described in subsection (i)(2); and (B) conviction of a violation of an ordinance of a city in this state, a resolution of a county in this state or any law of another state ~~which would constitute a crime described in subsection (i)(1) or (i)(2); and (C) receiving punishment under the uniform code of military justice or Kansas code of military justice for an act which was committed on a military reservation and which would constitute a crime described in subsection (i)(1) or (i)(2) if committed off a military reservation in this state jurisdiction that would constitute an offense that is comparable to the offense described in subsection (i)(1) or (i)(2);~~

(4) multiple convictions of any crime described in subsection (i)(1) or (i)(2) arising from the same arrest shall only be counted as one conviction;

(5) it is irrelevant whether an offense occurred before or after conviction for a previous offense; and

(6) a person may enter into a diversion agreement in lieu of further criminal proceedings for a violation of this section, and amendments thereto, or an ordinance which prohibits the acts of this section, and amendments thereto, only once during the person's lifetime.

(j) For the purposes of determining whether an offense is comparable, the following shall be considered:

(1) The name of the out-of-jurisdiction offense;

(2) the elements of the out-of-jurisdiction offense; and

(3) whether the out-of-jurisdiction offense prohibits similar conduct to the conduct prohibited by the closest approximate Kansas offense.

(k) Upon conviction of a person of a violation of this section or a violation of a city ordinance or county resolution prohibiting the acts prohibited by this section, the division, upon receiving a report of conviction, shall suspend, restrict or suspend and restrict the person's driving privileges as provided by K.S.A. 8-1014, and amendments thereto.

~~(l)~~ (1) Nothing contained in this section shall be construed as preventing any city from enacting ordinances, or any county from adopting resolutions, declaring acts prohibited or made unlawful by this act as unlawful or prohibited in such city or county and prescribing penalties for violation thereof.

(2) The minimum penalty prescribed by any such ordinance or resolution shall not be less than the minimum penalty prescribed by this section for the same violation, and the maximum penalty in any such ordinance or resolution shall not exceed the maximum penalty prescribed for the same violation.

(3) On and after July 1, 2007, and retroactive for ordinance violations committed on or after July 1, 2006, an ordinance may grant to a municipal court jurisdiction over a

violation of such ordinance which is concurrent with the jurisdiction of the district court over a violation of this section, notwithstanding that the elements of such ordinance violation are the same as the elements of a violation of this section that would constitute, and be punished as, a felony.

(4) Any such ordinance or resolution shall authorize the court to order that the convicted person pay restitution to any victim who suffered loss due to the violation for which the person was convicted.

~~(H)~~(m) (1) Upon the filing of a complaint, citation or notice to appear alleging a person has violated a city ordinance prohibiting the acts prohibited by this section, and prior to conviction thereof, a city attorney shall request and shall receive from the:

(A) Division a record of all prior convictions obtained against such person for any violations of any of the motor vehicle laws of this state; and

(B) Kansas bureau of investigation central repository all criminal history record information concerning such person.

(2) If the elements of such ordinance violation are the same as the elements of a violation of this section that would constitute, and be punished as, a felony, the city attorney shall refer the violation to the appropriate county or district attorney for prosecution.

~~(m)~~(n) No plea bargaining agreement shall be entered into nor shall any judge approve a plea bargaining agreement entered into for the purpose of permitting a person charged with a violation of this section, or a violation of any ordinance of a city or resolution of any county in this state which prohibits the acts prohibited by this section, to avoid the mandatory penalties established by this section or by the ordinance. For the purpose of this subsection, entering into a diversion agreement pursuant to K.S.A. 12-4413 et seq. or 22-2906 et seq., and amendments thereto, shall not constitute plea bargaining.

~~(n)~~(o) The alternatives set out in ~~subsections (a)(1), (a)(2) and (a)(3)~~ subsection (a) may be pleaded in the alternative, and the state, city or county may, but shall not be required to, ~~may~~ elect one or ~~two~~ of the ~~three~~ more of such alternatives prior to submission of the case to the fact finder.

~~(o)~~(p) As used in this section: (1) "Alcohol concentration" means the number of grams of alcohol per 100 milliliters of blood or per 210 liters of breath;

(2) "imprisonment" shall include any restrained environment in which the court and law enforcement agency intend to retain custody and control of a defendant and such environment has been approved by the board of county commissioners or the governing body of a city; and

(3) "drug" includes toxic vapors as such term is defined in K.S.A. 2017 Supp. 21-5712, and amendments thereto.

~~(p)~~(q) (1) The amount of the increase in fines as specified in this section shall be remitted by the clerk of the district court to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of remittance of the increase provided in this act, the state treasurer shall deposit the entire amount in the state treasury and the state treasurer shall credit 50% to the community alcoholism and intoxication programs fund and 50% to the department of corrections alcohol and drug abuse treatment fund, which is hereby created in the state treasury.

(2) On and after July 1, 2011, the amount of \$250 from each fine imposed pursuant to this section shall be remitted by the clerk of the district court 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 credit the entire amount to the community corrections supervision fund established by K.S.A. 2017 Supp. 75-52,113, and amendments thereto.";

On page 81, by striking all in lines 13 through 43;

By striking all on pages 82 and 83;

On page 84, by striking all in line 1; following line 1, by inserting:

"Sec. 26. K.S.A. 2017 Supp. 21-6811, as amended by section 1 of 2018 House Bill No. 2567, is hereby amended to read as follows: 21-6811. In addition to the provisions of K.S.A. 2017 Supp. 21-6810, and amendments thereto, the following shall apply in determining an offender's criminal history classification as contained in the presumptive sentencing guidelines grids:

(a) Every three prior adult convictions or juvenile adjudications of class A and class B person misdemeanors in the offender's criminal history, or any combination thereof, shall be rated as one adult conviction or one juvenile adjudication of a person felony for criminal history purposes. Every three prior adult convictions or juvenile adjudications of assault as defined in K.S.A. 21-3408, prior to its repeal, or K.S.A. 2017 Supp. 21-5412(a), and amendments thereto, occurring within a period commencing three years prior to the date of conviction for the current crime of conviction shall be rated as one adult conviction or one juvenile adjudication of a person felony for criminal history purposes.

(b) A conviction of criminal possession of a firearm as defined in K.S.A. 21-4204(a)(1) or (a)(5), prior to its repeal, criminal use of weapons as defined in K.S.A. 2017 Supp. 21-6301(a)(10) or (a)(11), and amendments thereto, or unlawful possession of a firearm as in effect on June 30, 2005, and as defined in K.S.A. 21-4218, prior to its repeal, will be scored as a select class B nonperson misdemeanor conviction or adjudication and shall not be scored as a person misdemeanor for criminal history purposes.

(c) (1) If the current crime of conviction was committed before July 1, 1996, and is for K.S.A. 21-3404(b), as in effect on June 30, 1996, involuntary manslaughter in the commission of driving under the influence, then, each prior adult conviction or juvenile adjudication for K.S.A. 8-1567, and amendments thereto, shall count as one person felony for criminal history purposes.

(2) If the current crime of conviction was committed on or after July 1, 1996, and is for a violation of K.S.A. 2017 Supp. 21-5405(a)(3), and amendments thereto, each prior adult conviction, diversion in lieu of criminal prosecution or juvenile adjudication for: (A) Any act described in K.S.A. 8-2,144 or 8-1567 ~~or K.S.A. 2017 Supp. 8-1025~~, and amendments thereto; or (B) a violation of a law of another state or an ordinance of any city, or resolution of any county, which prohibits any act described in K.S.A. 8-2,144 or 8-1567 ~~or K.S.A. 2017 Supp. 8-1025~~, and amendments thereto, shall count as one person felony for criminal history purposes.

(3) If the current crime of conviction is for a violation of K.S.A. 2017 Supp. 21-5413(b)(3), and amendments thereto:

(A) The first prior adult conviction, diversion in lieu of criminal prosecution or juvenile adjudication for the following shall count as one nonperson felony for criminal history purposes: (i) Any act described in K.S.A. 8-2,144 or 8-1567 ~~or K.S.A. 2017 Supp. 8-1025~~, and amendments thereto; or (ii) a violation of a law of another state or an

ordinance of any city, or resolution of any county, which prohibits any act described in K.S.A. 8-2,144 or 8-1567 ~~or K.S.A. 2017 Supp. 8-1025~~, and amendments thereto; and

(B) each second or subsequent prior adult conviction, diversion in lieu of criminal prosecution or juvenile adjudication for the following shall count as one person felony for criminal history purposes: (i) Any act described in K.S.A. 8-2,144 or 8-1567 ~~or K.S.A. 2017 Supp. 8-1025~~, and amendments thereto; or (ii) a violation of a law of another state or an ordinance of any city, or resolution of any county, which prohibits any act described in K.S.A. 8-2,144 or 8-1567 ~~or K.S.A. 2017 Supp. 8-1025~~, and amendments thereto.

(d) Prior burglary adult convictions and juvenile adjudications will be scored for criminal history purposes as follows:

(1) As a prior person felony if the prior conviction or adjudication was classified as a burglary as defined in K.S.A. 21-3715(a), prior to its repeal, or K.S.A. 2017 Supp. 21-5807(a)(1), and amendments thereto.

(2) As a prior nonperson felony if the prior conviction or adjudication was classified as a burglary as defined in K.S.A. 21-3715(b) or (c), prior to its repeal, or K.S.A. 2017 Supp. 21-5807(a)(2) or (a)(3), and amendments thereto.

The facts required to classify prior burglary adult convictions and juvenile adjudications shall be established by the state by a preponderance of the evidence.

(e) (1) Out-of-state convictions and juvenile adjudications shall be used in classifying the offender's criminal history.

(2) An out-of-state crime will be classified as either a felony or a misdemeanor according to the convicting jurisdiction.

(A) If a crime is a felony in the convicting jurisdiction, it will be counted as a felony in Kansas.

(B) If a crime is a misdemeanor in the convicting jurisdiction, the state of Kansas shall refer to the comparable offense under the Kansas criminal code in effect on the date the current crime of conviction was committed to classify the out-of-state crime as a class A, B or C misdemeanor. If the comparable offense in the state of Kansas is a felony, the out-of-state crime shall be classified as a class A misdemeanor. If the state of Kansas does not have a comparable offense in effect on the date the current crime of conviction was committed, the out-of-state crime shall not be used in classifying the offender's criminal history.

(C) If a crime is not classified as either a felony or a misdemeanor in the convicting jurisdiction, the state of Kansas shall refer to the comparable offense under the Kansas criminal code in effect on the date the current crime of conviction was committed to classify the out-of-state crime as either a felony or a misdemeanor. If the state of Kansas does not have a comparable offense in effect on the date the current crime of conviction was committed, the out-of-state crime shall not be used in classifying the offender's criminal history.

(3) The state of Kansas shall classify the crime as person or nonperson. In designating a crime as person or nonperson, comparable offenses under the Kansas criminal code in effect on the date the current crime of conviction was committed shall be referred to. If the state of Kansas does not have a comparable offense in effect on the date the current crime of conviction was committed, the out-of-state crime shall be classified as a nonperson crime.

(4) Convictions or adjudications occurring within the federal system, other state

systems, the District of Columbia, foreign, tribal or military courts are considered out-of-state convictions or adjudications.

(5) The facts required to classify out-of-state adult convictions and juvenile adjudications shall be established by the state by a preponderance of the evidence.

(f) Except as provided in K.S.A. 21-4710(d)(4), (d)(5) and (d)(6), prior to its repeal, or K.S.A. 2017 Supp. 21-6810(d)(3)(B), (d)(3)(C), (d)(3)(D), (d)(4) and (d)(5), and amendments thereto, juvenile adjudications will be applied in the same manner as adult convictions. Out-of-state juvenile adjudications will be treated as juvenile adjudications in Kansas.

(g) A prior felony conviction of an attempt, a conspiracy or a solicitation as provided in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2017 Supp. 21-5301, 21-5302 or 21-5303, and amendments thereto, to commit a crime shall be treated as a person or nonperson crime in accordance with the designation assigned to the underlying crime.

(h) Drug crimes are designated as nonperson crimes for criminal history scoring.

(i) If the current crime of conviction is for a violation of K.S.A. 8-1602(b)(3) through (b)(5), and amendments thereto, each of the following prior convictions for offenses committed on or after July 1, 2011, shall count as a person felony for criminal history purposes: K.S.A. 8-235, 8-262, 8-287, 8-291, 8-1566, 8-1567, 8-1568, 8-1602, 8-1605 and 40-3104, and amendments thereto, and K.S.A. 2017 Supp. 21-5405(a)(3) and 21-5406, and amendments thereto, or a violation of a city ordinance or law of another state which would also constitute a violation of such sections.

(j) The amendments made to this section by chapter 5 of the 2015 Session Laws of Kansas are procedural in nature and shall be construed and applied retroactively.";

On page 103, in line 15, following "8-262" by inserting ", as amended by section 3 of 2018 House Bill No. 2439"; in line 16, after "2,144" by inserting ", as amended by section 4 of 2018 House Bill No. 2439"; also in line 16, following "8-1013" by inserting ", as amended by section 5 of 2018 House Bill No. 2439"; also in line 16, before "8-1025" by inserting "8-1024,"; also in line 16, following "8-1567" by inserting ", as amended by section 7 of 2018 House Bill No. 2439"; in line 18, following "21-6811" by inserting ", as amended by section 1 of 2018 House Bill No. 2567";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, following "8-262" by inserting ", as amended by section 3 of 2018 House Bill No. 2439"; in line 4, after "2,144" by inserting ", as amended by section 4 of 2018 House Bill No. 2439"; also in line 4, following "8-1013" by inserting ", as amended by section 5 of 2018 House Bill No. 2439"; also in line 4, after "8-1014," by inserting "8-1024,"; also in line 4, following "8-1567" by inserting ", as amended by section 7 of 2018 House Bill No. 2439"; in line 6, following "21-6811" by inserting ", as amended by section 1 of 2018 House Bill No. 2567";

And your committee on conference recommends the adoption of this report.

BLAINE FINCH
BRADLEY RALPH
JOHN CARMICHAEL

Conferees on part of House

RICHARD WILBORN

JULIA LYNN

DAVID HALEY

Conferees on part of Senate

On motion of Rep. Finch, the conference committee report on **H Sub for SB 374** was adopted.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafic, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Houser, Schwab, Winn.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **SB 180**.

The Senate adopts the Conference Committee report on **SB 260**.

The Senate adopts the Conference Committee report on **SB 266**.

The Senate adopts the Conference Committee report on **SB 328**.

The Senate adopts the Conference Committee report on **HB 2280**.

The Senate adopts the Conference Committee report on **HB 2458**.

The Senate adopts the Conference Committee report on **HB 2479**.

The Senate adopts the Conference Committee report on **HB 2579**.

REPORT ON ENGROSSED BILLS

HB 2549 reported correctly re-engrossed May 2, 2018.

REPORT ON ENROLLED RESOLUTIONS

HR 6062 reported correctly enrolled and properly signed on May 2, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Thursday, May 3, 2018.

Journal of the House

SIXTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, May 3, 2018, 11:00 a.m.

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

The roll was called with 120 members present.

Rep. Winn was excused on verified illness.

Reps. Alcalá, Barker, Markley and Schwab were excused on excused absence by the Speaker.

Present later: Reps. Alcalá, Lusk and Markley.

Excused later: Reps. Hibbard and Lusk.

Prayer by Chaplain Brubaker:

Gracious and loving God,
thank You for this new day
and the opportunities it will bring to us.
On this National Day of Prayer,
I pray for our nation and for our state.
We are truly blessed to be citizens of Kansas and of America.
There is a lot of great good about her, as well as bad.
Your Word has promised that:
“If you fully obey the Lord your God
and carefully keep all his commands that I am giving you today,
the Lord your God will set you high above all the nations of the world.
You will experience all these blessings if you obey the Lord your God:
Your towns and your fields will be blessed.
Your children and your crops will be blessed.
The offspring of your herds and flocks will be blessed.
Your fruit and bread baskets will be blessed.
Wherever you go and whatever you do, you will be blessed.”
Along with these state representatives and senators,
I ask that you guide, direct and bless our U.S. Representatives and Senators from Kansas.
In Your Name I pray, Amen.
(Deuteronomy 28:1-6, NLT)

The Pledge of Allegiance was led by Rep. Rooker.

CHANGE OF CONFEREES

Reps. Highland, Humphries, and Ruiz are appointed to replace Reps. Jennings, Whitmer, and Highberger as members of the conference committee on **SB 284**.

On motion of Rep. Hineman, the House recessed until 11:30 a.m.

LATE MORNING SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

INTRODUCTION OF GUESTS

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

Sophia Dominguez-Heithoff, is a Freshman at the University of Kansas in Lawrence, where she is majoring in Political Science, English & Global & International Studies. She plans on attending Law School and practicing Corporate & Intellectual Property Law. Sophia is involved in the following activities:

- *In the University Honors Program
- *The Chief Intern for the University Student Senate
- *The Student Lobbyist for The University
- *College of Liberal Arts and Sciences Deans List Member
- *The Student Rights Committee Chair in the Student Senate
- *The Executive Director of Greek Outreach for University Student Affairs
- *Active Member of Pi Beta Phi Sorority

Sophia graduated a year early from Park Hill South High School in 2017 in Parkville, Missouri. She was Summa Cum Laude every year and was also on the Golf & Cross Country Teams.

Some of her community accomplishments have included:

- *Recipient of the Bronze, Silver, and Gold Award for the Girl Scouts. In 2017 her Gold Award included working on a legislative strategy to improve the salaries for individuals that work with adults with disabilities
- *Girls Leadership Program with the Woman's Foundation of Kansas City
- *Crossroads Hospice Volunteer of the Year
- *Various service projects for Concerned Care, Best Buddies and other programs that seek to improve the lives of adults with disabilities.

In 2017, as Miss Missouri Teen USA she competed in Phoenix, Arizona and was chosen by the Miss Universe, Miss USA Organization to be Miss Teen USA. During her reign, Sophia traveled almost every weekend from Thursday through Sunday across the country fulfilling her Ambassador duties as Miss Teen USA. Sophia loved coming back to Kansas every Sunday night for class at KU Monday through Thursday. Sophia's answer to her on-stage question of "What makes her a Great Leader and what she would bring to the title of Miss Teen USA" reverberated across the Nation and the World. Her answer was: "I'm able to interact with many different types of people regardless of race, ethnicity, or socioeconomic background. It's important to remember that as Miss Teen USA, you are a role model for the entire United States of America and that is a huge country that just so happens to be the most diverse in the entire world. It is always important for me to remember my IMMIGRANT background, to realize that we, as Americans, are so proud to live in a country that accepts everyone. I would love to be the Miss Teen USA that could accept everyone, especially for their differences."

Sophia will be finishing her reign later this month as she passes the crown of next Miss Teen USA in Shreveport, Louisiana.

Rep. Ruiz presented Sophia with a framed House certificate in honor of her achievements.

MESSAGES FROM THE SENATE

The Senate announced the appointment of Senators Tyson, Kerschen, and Holland to replace Senators Wilborn, Lynn, and Haley as conferees on **SB 296**.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 2458**, **HB 2479**, **HB 2579**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2280** 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 lines 8 through 34;

By striking all on pages 2 and 3;

On page 4, by striking lines 1 through 35 and inserting:

"Section 1. K.S.A. 2017 Supp. 77-416 is hereby amended to read as follows: 77-416. (a) Every state agency shall file with the secretary of state every rule and regulation adopted by it and every amendment and revocation thereof in the manner prescribed by the secretary of state. Each rule and regulation shall include a citation to the statutory section or sections being implemented or interpreted and a citation of the authority pursuant to which it, or any part thereof, was adopted. Every rule and regulation filed in the office of the secretary of state shall be accompanied by a copy of the economic impact statement required by subsection (b) and a copy of the environmental benefit statement if required by subsection (d). A copy of any document adopted by reference in a rule and regulation shall be available from the state agency ~~which that~~ adopted the rule and regulation upon request by any person interested therein. The state agency, under the direction of the secretary of state, shall number each section with a distinguishing number and, in making a compilation of the rules and regulations, the sections shall be arranged in numerical order. A decimal system of numbering shall be prohibited.

(b) (1) At the time of drafting a proposed rule and regulation or amendment to an existing rule and regulation, the state agency shall consider the economic impact of ~~such the proposed rule and regulation or amendment upon all governmental agencies or units and all persons which will be subject thereto and upon the general public. Prior to giving notice of a hearing on a proposed rule and regulation,~~ The state agency shall prepare an economic impact statement that shall include:

(A) ~~A~~ An analysis, brief description, and cost and benefit quantification of the proposed rules and regulations and what is intended to be accomplished by their

adoption. If the approach chosen by the Kansas agency to address the policy issue is different from that utilized by agencies of contiguous states or of the federal government, the economic impact statement shall include an explanation of why the Kansas agency's rule and regulation differs;

(B) whether the proposed rule and regulation is mandated by federal law as a requirement for participating in or implementing a federally subsidized or assisted program and whether the proposed rules and regulations exceed the requirements of applicable federal law;

(C) a description of the cost, the persons who will bear the costs and those who will be affected by the proposed rules and regulations, including the agency proposing the rules and regulations, other governmental agencies or units, private citizens and consumers of the products or services which are the subject of the rules and regulations or the enforcement thereof; and

(D) a description of any less costly or less intrusive methods that were considered by the state agency for achieving the stated purpose of the rules and regulations and why such methods were rejected in favor of the proposed rules and regulations. The state agency may consult with other state agencies when preparing the economic impact statement; and

(E) a description of businesses that would be directly affected by the proposed rules and regulations, the benefits of the proposed rules and regulations and measures taken to minimize the impact of the proposed rules and regulations on business and economic development within the state of Kansas.

(C) an analysis specifically addressing the following factors:

(i) The extent to which the rule and regulation will enhance or restrict business activities and growth;

(ii) the economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, business sectors, public utility ratepayers, individuals and local governmental units that will be affected by the proposed rule and regulation and on the state economy as a whole;

(iii) the businesses that would be directly affected by the proposed rule and regulation;

(iv) the benefits of the proposed rule and regulation compared to the cost;

(v) measures taken by the agency to minimize the cost and impact of the proposed rule and regulation on business and economic development within the state of Kansas, local government and individuals;

(vi) an estimate, expressed as a single dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to businesses, local governmental units or members of the public and a determination of whether those costs will exceed \$3,000,000 over any two-year period; and

(vii) an estimate of the total implementation and compliance costs that are reasonably expected to be incurred by or passed along to businesses, local governmental units and individuals as a result of the proposed rule, expressed as a single dollar figure.

(2) The state agency shall consult with the League of Kansas municipalities, Kansas association of counties and the Kansas association of school boards, as appropriate, when preparing the economic impact statement of a proposed rule and regulation which increases or decreases revenues of cities, counties or school districts or

imposes functions or responsibilities on cities, counties or school districts ~~which that~~ will increase their expenditures or fiscal liability. The agency shall consult and solicit information from businesses, business associations, local governmental units, state agencies or institutions and members of the public that may be affected by the proposed rule and regulation or that may provide relevant information.

(3) As required pursuant to the provisions of K.S.A. 77-420(d), and amendments thereto, the state agency shall reevaluate and, when necessary, update the economic impact statement when directed to do so by the director of the budget and, if approved by the director of the budget, shall submit the revised economic impact statement at the time of filing a rule and regulation with the secretary of state. If a public hearing was held prior to the adoption of the rule and regulation, a state agency at the time of filing a rule and regulation with the secretary of state shall include as a part of the economic impact statement a statement specifying the time and place at which the hearing was held and the attendance at the hearing. A copy of the current economic impact statement shall be available from the state agency upon request by any party interested therein.

(c) ~~Upon request of the state rules and regulations board, the joint committee on administrative rules and regulations or the chairperson of either committee or board,~~ Pursuant to the provisions of K.S.A. 77-420, and amendments thereto, the director of the budget shall review the economic impact statement prepared by any state agency and shall prepare a supplemental or revised statement and an independent analysis by the director of the budget of the cost and the factors as set forth in subsection (b)(1)(A) and (C) and subsection (e). If possible, the supplemental or revised statement shall include a reliable estimate in dollars of the anticipated change in revenues and expenditures of the state. It also shall include a statement, if determinable or reasonably foreseeable, of the immediate and long-range economic impact of the rule and regulation upon persons subject thereto, small employers and the general public. If, after careful investigation, it is determined that no dollar estimate is possible, the statement shall set forth the reasons why no dollar estimate can be given. Every state agency is directed to cooperate with the division of the budget in the preparation of any statement pursuant to this subsection when, and to the extent, requested by the director of the budget. The director of the budget shall follow the procedures set forth in K.S.A. 77-420, and amendments thereto, in evaluating and accepting or rejecting the proposed rule and regulation. No agency shall submit a rule and regulation to the secretary of state for filing before receiving the approval of the director of the budget as provided in this subsection and K.S.A. 77-420, and amendments thereto.

(d) At the time of drafting a proposed environmental rule and regulation or amendment to an existing environmental rule and regulation, the state agency shall consider the environmental benefit of such proposed rule and regulation or amendment. Prior to giving notice of a hearing on a proposed rule and regulation, the state agency shall prepare an environmental benefit statement that shall include a description of the need for and the environmental benefits ~~which that~~ will likely accrue as the result of the proposed rule and regulation or amendment. The description shall summarize, when applicable, research indicating the level of risk to the public health or the environment being removed or controlled by the proposed rule and regulation or amendment. When specific contaminants are to be controlled by the proposed rule and regulation or amendment, the description shall indicate the level at which the contaminants are considered harmful according to currently available research. The state agency may

consult with other state agencies when preparing the environmental benefit statement. The state agency shall reevaluate and, when necessary, update the statement at the time of filing a rule and regulation with the secretary of state. A copy of the current environmental benefit statement shall be available from the state agency upon request by any party interested therein.

(e) In addition to the requirements of subsection (b), the economic impact statement for all environmental rules and regulations shall include:

(1) A description of the capital and annual costs of compliance with the proposed rules and regulations, and the persons who will bear those costs;

(2) a description of the initial and annual costs of implementing and enforcing the proposed rules and regulations, including the estimated amount of paperwork, and the state agencies, other governmental agencies or other persons or entities who will bear the costs;

(3) a description of the costs ~~which that~~ would likely accrue if the proposed rules and regulations are not adopted, the persons who will bear the costs and those who will be affected by the failure to adopt the rules and regulations; and

(4) a detailed statement of the data and methodology used in estimating the costs used in the statement.

(f) In 2021, the legislative post audit committee shall direct the legislative division of post audit to conduct an audit to study:

(1) The accuracy of economic impact statements submitted by state agencies pursuant to this section for the immediately preceding seven years;

(2) the impact the review by the director of the budget has had on the accuracy of economic impact statements submitted by state agencies pursuant to this section; and

(3) whether the \$3,000,000 cost figure is the appropriate amount of economic impact to trigger the hearing procedure required by K.S.A. 77-420(a), and amendments thereto.

Sec. 2. K.S.A. 2017 Supp. 77-420 is hereby amended to read as follows: 77-420.

(a) (1) Every rule and regulation proposed to be adopted by any state agency, before being submitted to the secretary of administration and the attorney general as required by this section, shall be submitted with the economic impact statement for the rule and regulation required by K.S.A. 77-416, and amendments thereto, to the director of the budget for review of the accuracy and completeness of the agency's economic impact statement. The director of the budget shall make an independent determination of the amount of implementation and compliance costs reasonably expected to be incurred by or passed along to businesses, local government and individuals over any two-year period as a result of the proposed rule and regulation and shall conduct an independent analysis of the factors set forth in K.S.A. 77-416(b)(1)(A) and (C) and (e), and amendments thereto. Every rule and regulation approved by the director of the budget shall be stamped as approved, and the date of approval shall be indicated.

(2) If the director independently determines that a proposed rule and regulation submitted or resubmitted by the agency will not result in implementation or compliance costs of more than \$3,000,000 for businesses, local government or individuals in any two-year period, the director shall:

(A) Approve the rule and regulation if the director independently determines that the economic impact statement is accurate, demonstrates a complete analysis as required by K.S.A. 77-416(b)(1)(A) and (C) and (e), and amendments thereto, and the

director concurs with the economic impact statement; or

(B) disapprove the rule and regulation.

(3) If the director of the budget determines that the proposed rule and regulation will result in implementation and compliance costs of more than \$3,000,000 for businesses, local government or individuals in any two-year period, the director of the budget shall:

(A) Approve the proposed rule and regulation, if the agency, prior to the submission or the resubmission of a rule and regulation to the director, holds a public hearing and finds that the costs of the proposed rule and regulation have been accurately determined and are necessary for achieving legislative intent and the director, after an independent analysis, concurs with the agency's findings and analysis and approves the economic impact statement; or

(B) disapprove the proposed rule and regulation.

(b) The director of the budget shall submit an annual report to the legislature and to the joint committee on administrative rules and regulations on the first day of the 2019 regular legislative session and subsequent regular legislative sessions on all rules and regulations approved or denied by the director. The report shall include the text of each rule and regulation reviewed, the final economic impact statement and a summary of the director's analysis supporting the decision to approve or reject the rule and regulation. The director shall immediately submit a separate report to the legislature, if in session, and the joint committee on administrative rules and regulations upon the approval or denial of a rule or regulation with costs determined to be greater than \$3,000,000 for businesses, local government or individuals over any two-year period. The report shall include an analysis of the agency's and the director's decisions with respect to the necessity of the cost of the rule and regulation to achieve legislative intent.

(c) Every rule and regulation proposed to be adopted by any state agency that has been approved by the director of the budget pursuant to the provisions of subsection (a), before being submitted to the attorney general under this section, shall be submitted to the secretary of administration for approval of its organization, style, orthography and grammar subject to such requirements as to organization, style, orthography and grammar as the secretary may adopt. Every rule and regulation submitted to the secretary of administration under this subsection-(a) shall be accompanied by a copy of any document which is adopted by reference by the rule and regulation. Every rule and regulation approved by the secretary of administration under this subsection-(a) shall be stamped as approved and the date of such approval shall be indicated therein.

(~~b~~)(d) Every rule and regulation proposed by any state agency which that has been approved by the director of the budget and the secretary of administration as provided in ~~subsection~~ subsections (a) and (c) before being adopted or filed shall be submitted to the attorney general for an opinion as to the legality of the same, including whether the making of such rule and regulation is within the authority conferred by law on the state agency. The attorney general shall promptly furnish an opinion as to the legality of the proposed rule and regulation so submitted. Every rule and regulation submitted to the attorney general under this subsection-(~~b~~) shall be accompanied by a copy of any document which is adopted by reference by the rule and regulation. Every rule and regulation approved by the attorney general under this subsection-(~~b~~) shall be stamped as approved and the date of such approval shall be indicated therein.

- ~~(e)~~(c) No rule and regulation shall be filed by the secretary of state unless:
- (1) The rule and regulation has been approved by the director of the budget;
 - (2) the organization, style, orthography and grammar have been approved by the secretary of administration;
 - ~~(2)~~(3) the rule and regulation has been approved in writing by the attorney general as to legality;
 - ~~(3)~~(4) the rule and regulation has been formally adopted by the state agency after it has been approved by the director of the budget, the secretary of administration and the attorney general and is accompanied by a certified or other formal statement of adoption when adoption is by an executive officer of a state agency, or by a certified copy of the roll call vote required for its adoption by K.S.A. 77-421, and amendments thereto, when adoption is by a board, commission, authority or other similar body;
 - (4)(5) the rule and regulation to be filed is accompanied by a copy of the economic impact statement as provided by K.S.A. 77-416, and amendments thereto, that has been reviewed and approved by the director of the budget as provided by subsection (a); and
 - ~~(5)~~(6) the rule and regulation to be filed is accompanied by a copy of the environmental benefit statement required by K.S.A. 77-416, and amendments thereto, if applicable.

Sec. 3. K.S.A. 2017 Supp. 77-420a is hereby amended to read as follows: 77-420a. No rule and regulation shall be adopted prior to the effective date of the statute authorizing its adoption, but prior to the effective date of such statute, the proposed rule and regulation may be submitted to the director of the budget, the secretary of administration and to the attorney general for approval as required by K.S.A. 77-420, and amendments thereto, and notice of the proposed rule and regulation may be given and a hearing held thereon in the manner provided by K.S.A. 77-421, and amendments thereto.

Sec. 4. K.S.A. 2017 Supp. 77-421 is hereby amended to read as follows: 77-421. (a) (1) Except as provided by subsection (a)(2), subsection (a)(3) or subsection (a)(4), prior to the adoption of any permanent rule and regulation or any temporary rule and regulation which is required to be adopted as a temporary rule and regulation in order to comply with the requirements of the statute authorizing the same and after any such rule and regulation has been approved by the director of the budget, the secretary of administration and the attorney general, the adopting state agency shall give at least 60 days' notice of its intended action in the Kansas register and to the secretary of state and to the joint committee on administrative rules and regulations established by K.S.A. 77-436, and amendments thereto. The notice shall be provided to the secretary of state and to the chairperson, vice chairperson, ranking minority member of the joint committee and legislative research department and shall be published in the Kansas register. A complete copy of all proposed rules and regulations and the complete economic impact statement required by K.S.A. 77-416, and amendments thereto, shall accompany the notice sent to the secretary of state. The notice shall contain:

- (A) A summary of the substance of the proposed rules and regulations;
- (B) a summary of the economic impact statement indicating the estimated economic impact on governmental agencies or units, persons subject to the proposed rules and regulations and the general public;
- (C) a summary of the environmental benefit statement, if applicable, indicating the need for the proposed rules and regulations;

(D) the address where a complete copy of the proposed rules and regulations, the complete economic impact statement, the environmental benefit statement, if applicable, required by K.S.A. 77-416, and amendments thereto, may be obtained;

(E) the time and place of the public hearing to be held; the manner in which interested parties may present their views; and

(F) a specific statement that the period of 60 days' notice constitutes a public comment period for the purpose of receiving written public comments on the proposed rules and regulations and the address where such comments may be submitted to the state agency. Publication of such notice in the Kansas register shall constitute notice to all parties affected by the rules and regulations.

(2) Prior to adopting any rule and regulation which establishes seasons and fixes bag, creel, possession, size or length limits for the taking or possession of wildlife and after such rule and regulation has been approved by the secretary of administration and the attorney general, the secretary of wildlife, parks and tourism shall give at least 30 days' notice of its intended action in the Kansas register and to the secretary of state and to the joint committee on administrative rules and regulations created pursuant to K.S.A. 77-436, and amendments thereto. All other provisions of subsection (a)(1) shall apply to such rules and regulations, except that the statement required by subsection (a)(1)(E) shall state that the period of 30 days' notice constitutes a public comment period on such rules and regulations.

(3) Prior to adopting any rule and regulation which establishes any permanent prior authorization on a prescription-only drug pursuant to K.S.A. 39-7,120, and amendments thereto, or which concerns coverage or reimbursement for pharmaceuticals under the pharmacy program of the state medicaid plan, and after such rule and regulation has been approved by the director of the budget, the secretary of administration and the attorney general, the secretary of health and environment shall give at least 30 days' notice of its intended action in the Kansas register and to the secretary of state and to the joint committee on administrative rules and regulations created pursuant to K.S.A. 77-436, and amendments thereto. All other provisions of subsection (a)(1) shall apply to such rules and regulations, except that the statement required by subsection (a)(1)(E) shall state that the period of 30 days' notice constitutes a public comment period on such rules and regulations.

(4) Prior to adopting any rule and regulation pursuant to subsection (c), the state agency shall give at least 60 days' notice of its intended action in the Kansas register and to the secretary of state and to the joint committee on administrative rules and regulations created pursuant to K.S.A. 77-436, and amendments thereto. All other provisions of subsection (a)(1) shall apply to such rules and regulations, except that the statement required by subsection (a)(1)(E) shall state that the period of notice constitutes a public comment period on such rules and regulations.

(b) (1) On the date of the hearing, all interested parties shall be given reasonable opportunity to present their views or arguments on adoption of the rule and regulation, either orally or in writing. At the time it adopts or amends a rule and regulation, the state agency shall prepare a concise statement of the principal reasons for adopting the rule and regulation or amendment thereto, including:

(A) The agency's reasons for not accepting substantial arguments made in testimony and comments; and

(B) the reasons for any substantial change between the text of the proposed adopted

or amended rule and regulation contained in the published notice of the proposed adoption or amendment of the rule and regulation and the text of the rule and regulation as finally adopted.

(2) Whenever a state agency is required by any other statute to give notice and hold a hearing before adopting, amending, reviving or revoking a rule and regulation, the state agency, in lieu of following the requirements or statutory procedure set out in such other law, may give notice and hold hearings on proposed rules and regulations in the manner prescribed by this section.

(3) Notwithstanding the other provisions of this section, the secretary of corrections may give notice or an opportunity to be heard to any inmate in the custody of the secretary with regard to the adoption of any rule and regulation.

(c) (1) The agency shall initiate new rulemaking proceedings under this act, if a state agency proposes to adopt a final rule and regulation that:

(A) Differs in subject matter or effect in any material respect from the rule and regulation as originally proposed; and

(B) is not a logical outgrowth of the rule and regulation as originally proposed.

(2) For the purposes of this provision, a rule and regulation is not the logical outgrowth of the rule and regulation as originally proposed if a person affected by the final rule and regulation was not put on notice that such person's interests were affected in the rule making.

(d) When, pursuant to this or any other statute, a state agency holds a hearing on the adoption of a proposed rule and regulation, the agency shall cause written minutes or other records, including a record maintained on sound recording tape or on any electronically accessed media or any combination of written or electronically accessed media records of the hearing to be made. If the proposed rule and regulation is adopted and becomes effective, the state agency shall maintain, for not less than three years after its effective date, such minutes or other records, together with any recording, transcript or other record made of the hearing and a list of all persons who appeared at the hearing and who they represented, any written testimony presented at the hearing and any written comments submitted during the public comment period.

(e) No rule and regulation shall be adopted by a board, commission, authority or other similar body except at a meeting which is open to the public and notwithstanding any other provision of law to the contrary, no rule and regulation shall be adopted by a board, commission, authority or other similar body unless it receives approval by roll call vote of a majority of the total membership thereof.

Sec. 5. K.S.A. 2017 Supp. 77-422 is hereby amended to read as follows: 77-422.

(a) A rule and regulation may be adopted by a state agency as a temporary rule and regulation if the state agency and the state rules and regulations board finds that the preservation of the public peace, health, safety or welfare necessitates or makes desirable putting such rule and regulation into effect prior to the time it could be put into effect if the agency were to comply with the notice, hearing and publication requirements of this act or prior to the effective date prescribed by K.S.A. 77-426, and amendments thereto.

(b) Temporary rules and regulations may be adopted without the giving of notice and the holding of a hearing thereon.

(c) (1) A temporary rule and regulation shall take effect:

(A) After approval by the director of the budget, the secretary of administration and

the attorney general as provided by K.S.A. 77-420, and amendments thereto;

(B) after approval by the state rules and regulations board as provided by K.S.A. 77-423, and amendments thereto; and

(C) upon filing with the secretary of state.

(2) The effective date of all or specific parts of a temporary rule and regulation may be delayed to a date later than its filing date if the delayed effective date of such rule and regulation, or specific parts thereof, is clearly expressed in the body of such rule and regulation.

(3) A temporary rule and regulation shall be effective for a period not to exceed 120 days except that, for good cause, a state agency may request that a temporary rule and regulation may be renewed one time for an additional period not to exceed 120 days.

(d) A temporary rule and regulation which amends an existing rule and regulation shall have the effect of suspending the force and effect of the existing rule and regulation until such time as the temporary rule and regulation is no longer effective. In such case, at the time the temporary rule and regulation ceases to be effective, the existing permanent rule and regulation which was amended by the temporary rule and regulation shall be in full force and effect unless such existing rule and regulation is otherwise amended, revoked or suspended as provided by law.

(e) Temporary rules and regulations shall be numbered in accordance with the numbering arrangement approved by the secretary of state and otherwise shall conform to the approval, adoption and filing requirements of this act, insofar as the same can be made applicable.";

Also on page 4, in line 36, by striking "2016" and inserting "2017";

On page 5, in line 4, by striking "and"; in line 7, after "chairperson" by inserting "and the chairperson of the senate committee on ways and means in even-numbered years and the chairperson of the house of representatives committee on appropriations in odd-numbered years"; in line 18, by striking "2016" and inserting "2017";

On page 6, in line 8, by striking "As"; by striking all in lines 9 through 14; in line 15, by striking all before "The"; in line 23, following "(d)" by inserting "The committee shall issue a report to the legislature following each meeting making comments and recommendations and indicating concerns about any proposed rule and regulation. Such report shall be made available to each agency that had proposed rules and regulations reviewed at such meeting during the agency's public comment period for such proposed rules and regulations required by K.S.A. 77-421, and amendments thereto. If having a final report completed by the public hearing required by K.S.A. 77-421, and amendments thereto, is impractical, a preliminary report shall be made available to the agency containing the committee's comments. The preliminary report shall be incorporated into the final report and made available to each agency.

(e)";

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

Also on page 6, in line 40, by striking "2016" and inserting "2017"; also in line 40, after the comma by inserting "77-420, 77-420a, 77-421, 77-422, "; in line 43, by striking "statute book" and inserting "Kansas register";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking "review" and inserting "approval"; also in line 2, by striking "state agencies" and inserting "the director of the budget"; in line 3,

after the second semicolon by inserting "report made by committee; audit;"; in line 4, by striking "2016" and inserting "2017"; in line 5, after the comma by inserting "77-420, 77-420a, 77-421, 77-422,";

And your committee on conference recommends the adoption of this report.

BUD ESTES
 ROB OLSON
 OLETHA FAUST-GOUDEAU
Conferees on part of Senate

RONALD L. HIGHLAND
 SUSAN HUMPHRIES
 LOUIS E. RUIZ
Conferees on part of House

On motion of Rep. Highland, the conference committee report on **HB 2280** was adopted.

On roll call, the vote was: Yeas 98; Nays 21; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Blex, Brim, Burris, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Curtis, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Mason, Mastroni, Murnan, Neighbor, Orr, Osterman, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Waymaster, Weber, C., Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Bishop, Burroughs, Carlin, Crum, S., Deere, Finney, Helgerson, Henderson, Highberger, Hodge, Horn, Kuether, Miller, Ohaebosim, Ousley, Parker, Probst, Stogsdill, S. Swanson, Ward, Weigel.

Present but not voting: None.

Absent or not voting: Alcalá, Barker, Lusk, Markley, Schwab, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2458** 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 12, following line 22, by inserting:

"Sec. 6. K.S.A. 2017 Supp. 21-5706 is hereby amended to read as follows: 21-5706. (a) It shall be unlawful for any person to possess any opiates, opium or narcotic drugs, or any stimulant designated in K.S.A. 65-4107(d)(1), (d)(3) or (f)(1), and amendments thereto, or a controlled substance analog thereof.

(b) It shall be unlawful for any person to possess any of the following controlled substances or controlled substance analogs thereof:

(1) Any depressant designated in K.S.A. 65-4105(e), K.S.A. 65-4107(e), K.S.A. 65-4109(b) or (c) or K.S.A. 65-4111(b), and amendments thereto;

(2) any stimulant designated in K.S.A. 65-4105(f), K.S.A. 65-4107(d)(2), (d)(4), (d)(5) or (f)(2) or K.S.A. 65-4109(e), and amendments thereto;

(3) any hallucinogenic drug designated in K.S.A. 65-4105(d), K.S.A. 65-4107(g) or K.S.A. 65-4109(g), and amendments thereto;

(4) any substance designated in K.S.A. 65-4105(g) and K.S.A. 65-4111(c), (d), (e), (f) or (g), and amendments thereto;

(5) any anabolic steroids as defined in K.S.A. 65-4109(f), and amendments thereto;

(6) any substance designated in K.S.A. 65-4113, and amendments thereto; or

(7) any substance designated in K.S.A. 65-4105(h), and amendments thereto.

(c) (1) Violation of subsection (a) is a drug severity level 5 felony.

(2) Except as provided in subsection (c)(3):

(A) Violation of subsection (b) is a class A nonperson misdemeanor, except as provided in subsection (c)(2)(B); and

(B) violation of subsection (b)(1) through (b)(5) or (b)(7) is a drug severity level 5 felony if that person has a prior conviction under such subsection, under K.S.A. 65-4162, prior to its repeal, under a substantially similar offense from another jurisdiction, or under any city ordinance or county resolution for a substantially similar offense if the substance involved was 3, 4-methylenedioxymethamphetamine (MDMA), marijuana as designated in K.S.A. 65-4105(d), and amendments thereto, or any substance designated in K.S.A. 65-4105(h), and amendments thereto, or an analog thereof.

(3) If the substance involved is marijuana, as designated in K.S.A. 65-4105(d), and amendments thereto, or tetrahydrocannabinols, as designated in K.S.A. 65-4105(h), and amendments thereto, violation of subsection (b) is a:

(A) Class B nonperson misdemeanor, except as provided in (c)(3)(B) and (c)(3)(C);

(B) class A nonperson misdemeanor if that person has a prior conviction under such subsection, under K.S.A. 65-4162, prior to its repeal, under a substantially similar offense from another jurisdiction, or under any city ordinance or county resolution for a substantially similar offense; and

(C) drug severity level 5 felony if that person has two or more prior convictions under such subsection, under K.S.A. 65-4162, prior to its repeal, under a substantially similar offense from another jurisdiction, or under any city ordinance or county resolution for a substantially similar offense.

(d) It shall not be a defense to charges arising under this section that the defendant was acting in an agency relationship on behalf of any other party in a transaction involving a controlled substance or controlled substance analog.

Sec. 7. K.S.A. 2017 Supp. 21-5911 is hereby amended to read as follows: 21-5911.

(a) Escape from custody is escaping while held in custody on a:

(1) Charge, conviction of or arrest for a misdemeanor;

(2) charge, adjudication or arrest as a juvenile offender where the act, if committed by an adult, would constitute a misdemeanor; or

(3) commitment to the state security hospital as provided in K.S.A. 22-3428, and amendments thereto, based on a finding that the person committed an act constituting a misdemeanor or by a person 18 years of age or over who is being held in custody on an

adjudication of a misdemeanor.

- (b) Aggravated escape from custody is:
 - (1) Escaping while held in custody:
 - (A) Upon a charge, conviction of or arrest for a felony;
 - (B) upon a charge, adjudication or arrest as a juvenile offender where the act, if committed by an adult, would constitute a felony;
 - (C) prior to or upon a finding of probable cause for evaluation as a sexually violent predator as provided in K.S.A. 59-29a05, and amendments thereto;
 - (D) upon commitment to a treatment facility as a sexually violent predator as provided in K.S.A. 59-29a01 et seq., and amendments thereto;
 - (E) upon a commitment to the state security hospital as provided in K.S.A. 22-3428, and amendments thereto, based on a finding that the person committed an act constituting a felony;
 - (F) by a person 18 years of age or over who is being held on an adjudication of a felony; or
 - (G) upon incarceration at a state correctional institution while in the custody of the secretary of corrections.
 - (2) Escaping effected or facilitated by the use of violence or the threat of violence against any person while held in custody:
 - (A) On a charge or conviction of any crime;
 - (B) on a charge or adjudication as a juvenile offender where the act, if committed by an adult, would constitute a felony;
 - (C) prior to or upon a finding of probable cause for evaluation as a sexually violent predator as provided in K.S.A. 59-29a05, and amendments thereto;
 - (D) upon commitment to a treatment facility as a sexually violent predator as provided in K.S.A. 59-29a01 et seq., and amendments thereto;
 - (E) upon a commitment to the state security hospital as provided in K.S.A. 22-3428, and amendments thereto, based on a finding that the person committed an act constituting any crime;
 - (F) by a person 18 years of age or over who is being held on a charge or adjudication of a misdemeanor or felony; or
 - (G) upon incarceration at a state correctional institution while in the custody of the secretary of corrections.
- (c) (1) Escape from custody is a class A nonperson misdemeanor.
- (2) Aggravated escape from custody as defined in:
 - (A) Subsection (b)(1)(A), (b)(1)(C), (b)(1)(D), (b)(1)(E) or (b)(1)(F) is a severity level 8, nonperson felony;
 - (B) subsection (b)(1)(B) or (b)(1)(G) is a severity level 5, nonperson felony;
 - (C) subsection (b)(2)(A), (b)(2)(C), (b)(2)(D), (b)(2)(E) or (b)(2)(F) is a severity level 6, person felony; and
 - (D) subsection (b)(2)(B) or (b)(2)(G) is a severity level 5, person felony.
- (d) As used in this section and K.S.A. 2017 Supp. 21-5912, and amendments thereto:
 - (1) "Custody" means arrest; detention in a facility for holding persons charged with or convicted of crimes or charged or adjudicated as a juvenile offender; detention for extradition or deportation; detention in a hospital or other facility pursuant to court order, imposed as a specific condition of probation or parole or imposed as a specific

condition of assignment to a community correctional services program; commitment to the state security hospital as provided in K.S.A. 22-3428, and amendments thereto; or any other detention for law enforcement purposes. "Custody" does not include general supervision of a person on probation or parole or constraint incidental to release on bail;

(2) "escape" means ~~departure from custody without lawful authority or failure to return to custody following temporary leave lawfully granted pursuant to express authorization of law or order of a court;~~

(A) Departure from custody without lawful authority; or

(B) failure to return to custody following temporary leave lawfully granted by:

(i) Express authorization of law;

(ii) order of a court; or

(iii) a custodial official authorized to grant such leave;

(3) "juvenile offender" means the same as in K.S.A. 2017 Supp. 38-2302, and amendments thereto; and

(4) "state correctional institution" means the same as in K.S.A. 75-5202, and amendments thereto.

(e) As used in this section, the term "charge" shall not require that the offender was held on a written charge contained in a complaint, information or indictment, if such offender was arrested prior to such offender's escape from custody.

Sec. 8. K.S.A. 2017 Supp. 21-6824 is hereby amended to read as follows: 21-6824.

(a) There is hereby established a nonprison sanction of certified drug abuse treatment programs for certain offenders who are sentenced on or after November 1, 2003. Placement of offenders in certified drug abuse treatment programs by the court shall be limited to placement of adult offenders, convicted of a felony violation 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. 2017 Supp. 21-5706, and amendments thereto, whose offense is classified in grid blocks:

(1) ~~Whose offense is classified in grid blocks 5-C, 5-D, 5-E, 5-F, 5-G, 5-H or 5-I~~ of the sentencing guidelines grid for drug crimes and such offender has no felony conviction of K.S.A. 65-4142, 65-4159, 65-4161, 65-4163 or 65-4164, prior to their repeal, K.S.A. 2010 Supp. 21-36a03, 21-36a05 or 21-36a16, prior to their transfer, or K.S.A. 2017 Supp. 21-5703, 21-5705 or 21-5716, and amendments thereto, or any substantially similar offense from another jurisdiction; or

(2) ~~whose offense is classified in grid blocks 5-A, or 5-B, 4-E, 4-F, 4-G, 4-H or 4-I~~ of the sentencing guidelines grid for drug crimes, such offender has no felony conviction of K.S.A. 65-4142, 65-4159, 65-4161, 65-4163 or 65-4164, prior to their repeal, K.S.A. 2010 Supp. 21-36a03, 21-36a05 or 21-36a16, prior to their transfer, or K.S.A. 2017 Supp. 21-5703, 21-5705 or 21-5716, and amendments thereto, or any substantially similar offense from another jurisdiction, if the person felonies in the offender's criminal history were severity level 8, 9 or 10 or nongrid offenses of the sentencing guidelines grid for nondrug crimes, and the court finds and sets forth with particularity the reasons for finding that the safety of the members of the public will not be jeopardized by such placement in a drug abuse treatment program.

(b) As a part of the presentence investigation pursuant to K.S.A. 2017 Supp. 21-6813, and amendments thereto, offenders who meet the requirements of subsection (a), unless otherwise specifically ordered by the court, shall be subject to:

(1) A drug abuse assessment which shall include a clinical interview with a mental

health professional and a recommendation concerning drug abuse treatment for the offender; and

(2) a criminal risk-need assessment. The criminal risk-need assessment shall assign a high or low risk status to the offender.

(c) If the offender is assigned a high risk status as determined by the drug abuse assessment performed pursuant to subsection (b)(1) and a moderate or high risk status as determined by the criminal risk-need assessment performed pursuant to subsection (b)(2), the sentencing court shall commit the offender to treatment in a drug abuse treatment program until the court determines the offender is suitable for discharge by the court. The term of treatment shall not exceed 18 months. The court may extend the term of probation, pursuant to ~~subsection (c)(3) of~~ K.S.A. 2017 Supp. 21-6608(c)(3), and amendments thereto. The term of treatment may not exceed the term of probation.

(d) (1) Offenders who are committed to a drug abuse treatment program pursuant to subsection (c) shall be supervised by community correctional services.

(2) Offenders who are not committed to a drug abuse treatment program pursuant to subsection (c) shall be supervised by community correctional services or court services based on the result of the criminal risk assessment.

(e) Placement of offenders under subsection (a)(2) shall be subject to the departure sentencing statutes of the revised Kansas sentencing guidelines act.

(f) (1) Offenders in drug abuse treatment programs shall be discharged from such program if the offender:

(A) Is convicted of a new felony; or

(B) has a pattern of intentional conduct that demonstrates the offender's refusal to comply with or participate in the treatment program, as established by judicial finding.

(2) Offenders who are discharged from such program shall be subject to the revocation provisions of ~~subsection (n) of~~ K.S.A. 2017 Supp. 21-6604(n), and amendments thereto.

(g) As used in this section, "mental health professional" includes licensed social workers, persons licensed to practice medicine and surgery, licensed psychologists, licensed professional counselors or registered alcohol and other drug abuse counselors licensed or certified as addiction counselors who have been certified by the secretary of corrections to treat offenders pursuant to K.S.A. 2017 Supp. 75-52,144, and amendments thereto.

(h) (1) Offenders who meet the requirements of subsection (a) shall not be subject to the provisions of this section and shall be sentenced as otherwise provided by law, if such offenders:

(A) Are residents of another state and are returning to such state pursuant to the interstate corrections compact or the interstate compact for adult offender supervision; or

(B) are not lawfully present in the United States and being detained for deportation; or

(C) do not meet the risk assessment levels provided in subsection (c).

(2) Such sentence shall not be considered a departure and shall not be subject to appeal.

(i) The court may order an offender who otherwise does not meet the requirements of subsection (c) to undergo one additional drug abuse assessment while such offender is on probation. Such offender may be ordered to undergo drug abuse treatment

pursuant to subsection (a) if such offender is determined to meet the requirements of subsection (c). The cost of such assessment shall be paid by such offender.";

Also on page 12, in line 23, by striking "and" and inserting a comma; also in line 23, after "21-5417" by inserting ", 21-5417, as amended by section 3 of 2018 Senate Bill No. 217, 21-5706, 21-5911 and 21-6824";

And by renumbering sections accordingly;

On page 1, in the title, in line 5, after the semicolon by inserting "controlled substances; possession; escape and aggravated escape from custody; definition of escape; certified drug abuse treatment programs;"; also in line 5, by striking "and" and inserting a comma; in line 6, after "21-5417" by inserting ", 21-5706, 21-5911 and 21-6824"; also in line 6, after "sections" by inserting "; also repealing K.S.A. 2017 Supp. 21-5417, as amended by section 3 of 2018 Senate Bill No. 217";

And your committee on conference recommends the adoption of this report.

RICHARD WILBORN

JULIA LYNN

DAVID HALEY

Conferees on part of Senate

BLAINE FINCH

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

On motion of Rep. Finch, the conference committee report on **HB 2458** was adopted. On roll call, the vote was: Yeas 119; Nays 0; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusker, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Barker, Lusk, Markley, Schwab, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2479** 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 1, after "trial" by inserting "in a criminal action"; in line 2, by striking "court in a criminal action" and inserting "judge"; in line 4, after "anyone" by inserting ", except as provided in subsections (f) and (g)"; in line 5, after "(b)," by inserting "(c)."; in line 12, by striking "pursuant to subsection (b)"; in line 14, by striking all after "jury"; in line 15, by striking all before the comma; in line 28, by striking "the" and inserting "this"; in line 29, after "from" by inserting "discussing the deliberations or verdict with a member of the jury for the purpose of"; in line 30, after "(g)" by inserting "Nothing in this section shall prohibit the court or a judge from discussing the deliberations or verdict with a member of the jury for any lawful purpose.

(h) ";

And your committee on conference recommends the adoption of this report.

RICHARD WILBORN

JULIA LYNN

DAVID HALEY

Conferees on part of Senate

BLAINE FINCH

BRADLEY RALPH

JOHN CARMICHAEL

Conferees on part of House

On motion of Rep. Finch, the conference committee report on **HB 2479** was adopted.

On roll call, the vote was: Yeas 106; Nays 13; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Hibbard, Highland, Hineman, Hoffman, Holscher, Horn, Huebert, Humphries, Jacobs, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Parker, F. Patton, Phelps, Phillips, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Waymaster, Weber, C., Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Carlin, Helgerson, Highberger, Hodge, Houser, K. Jones, Lusker, Miller, Ousley, Pittman, Ruiz, Ward, Weigel.

Present but not voting: None.

Absent or not voting: Alcalá, Barker, Lusk, Markley, Schwab, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2579** 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 28, by striking "\$50,000" and inserting "\$65,000"; in line 43, after "\$100,000" by inserting "or 25% of the award, whichever is greater,";

On page 3, in line 10, after "section" by inserting "not to exceed a total of \$25,000, unless a greater reasonable total is authorized by the court upon a finding of good cause shown"; in line 14, by striking "finance literary" and inserting "financial literacy";

On page 4, by striking all in lines 1 through 7;

On page 6, in line 23, after "(2)" by inserting "Payment of a judgment arising from a claim pursuant to section 1, and amendments thereto, shall be subject to review by the state finance council. The attorney general shall notify the state finance council of the need for such review and ensure that payment of the judgment occurs without unnecessary delay.

(3) ";

Also on page 6, in line 25, after the period by inserting:

"(4)";

Also on page 6, in line 27, after the period by inserting:

"(5)";

On page 9, in line 23, by striking "attorney general" and inserting "secretary of health and environment or the secretary's designee"; following line 27, by inserting:

"New Sec. 5. (a) On completion of a jury trial in a civil action and before the jury is discharged, the judge shall inform the jurors that they have an absolute right to discuss or not to discuss the deliberations or verdict with anyone except as provided in subsections (f) and (g). The judge shall also inform the jurors of the provisions set forth in subsections (b), (c), (d) and (e).

(b) Immediately following the discharge of the jury in a civil action, the defendant, or the defendant's attorney or representative, or the plaintiff, or the plaintiff's attorney or representative, may discuss the jury deliberations or verdict with a member of the jury only if the juror consents to the discussion.

(c) If a discussion of the jury deliberations or verdict with a member of the jury occurs at any time other than immediately following the discharge of the jury, prior to discussing the jury deliberations or verdict with a member of a jury, the defendant, or the defendant's attorney or representative, or the plaintiff, or the plaintiff's attorney or representative, shall inform the juror of the identity of the case, the party in the case that the person represents, the subject of the interview, the absolute right of the juror to discuss or not discuss the deliberations or verdict in the case with the person and the juror's right to review and have a copy of any declaration filed with the court.

(d) Any unreasonable contact with a juror by the defendant, or the defendant's attorney or representative, or by the plaintiff, or the plaintiff's attorney or representative, without the juror's consent shall be immediately reported to the trial court.

(e) Any violation of this section shall be considered a violation of a lawful court order and may be punished as contempt of court.

(f) Nothing in this section shall prohibit a law enforcement officer from discussing the deliberations or verdict with a member of the jury for the purpose of investigating an allegation of criminal conduct.

(g) Nothing in this section shall prohibit the court or a judge from discussing the deliberations or verdict with a member of the jury for any lawful purpose.

(h) This section shall be part of and supplemental to the code of civil procedure";
And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "actions" by inserting "and civil procedure"; in line 3, after "program" by inserting "; contact with jurors, procedures and limitations; code of civil procedure";

And your committee on conference recommends the adoption of this report.

RICHARD WILBORN
MOLLY BAUMGARDNER
DAVID HALEY
Conferees on part of Senate

BLAINE FINCH
BRADLEY RALPH
JOHN CARMICHAEL
Conferees on part of House

On motion of Rep. Finch, the conference committee report on **HB 2579** was adopted.

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

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusker, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Barker, Lusk, Markley, Schwab, Winn.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **H Sub for SB 179**.

The Senate adopts the Conference Committee report on **SB 199**.

The Senate adopts the Conference Committee report on **SB 310**.

The Senate adopts the Conference Committee report on **H Sub for SB 374**.

The Senate concurs in House amendments to **SB 415**, and requests return of the bill.
 The Senate adopts the Conference Committee report on **HB 2067**.
 The Senate adopts the Conference Committee report on **Sub HB 2194**.

On motion of Rep. Hineman, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 284**.

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 284** 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.

RONALD L. HIGHLAND
 SUSAN HUMPHRIES
Conferees on part of House

RICHARD WILBORN
 JULIA LYNN
Conferees on part of Senate

On motion of Rep. Humphries, the conference committee report on **SB 284** to agree to disagree, was adopted.

Speaker Ryckman thereupon appointed Reps. Highland, Humphries and Carmichael as second conferees on the part of the House.

On motion of Rep. Hineman, the House recessed until 4:15 p.m.

LATE AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **S Sub for HB 2228**, and has appointed Senators Tyson, Kerschen and Holland as Second conferees on the part of the Senate.

The Senate adopts the Conference Committee report on **HB 2111**.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **SB 284**, and has appointed Senators Wilborn, Lynn and Haley as Second conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 **H Sub for SB 391, HB 2067, Sub HB 2194**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2228** 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.

CARYN TYSON
DAN KERSCHEN
TOM HOLLAND

Conferees on part of Senate

STEVEN C. JOHNSON
TOM PHILLIPS
TOM SAWYER

Conferees on part of House

On motion of Rep. Johnson, the conference committee report on **HB 2228** to agree to disagree, was adopted.

Speaker Ryckman thereupon appointed Reps. Johnson, Phillips and Sawyer as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 391** 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. 391, as follows:

On page 1, by striking all in lines 10 through 36;

On page 2, by striking all in lines 1 through 15; following line 15, by inserting

- "(1) The chairperson of the house committee on transportation;
- (2) the chairperson of the house committee on transportation and public safety budget;
- (3) the ranking minority member of the house committee on transportation;
- (4) one member of the house of representatives to be appointed by the speaker of the house of representatives;

(5) the chairperson of the house committee on appropriations, or such chairperson's designee from the house committee on appropriations;

(6) one member of the house of representatives to be appointed by the minority leader of the house of representatives;

(7) the chairperson of the senate committee on transportation;

(8) the chairperson of the senate committee on ways and means subcommittee on transportation;

(9) the ranking minority member of the senate committee on transportation;

(10) one member of the senate to be appointed by the president of the senate;

(11) the chairperson of the senate committee on ways and means, or such chairperson's designee from the senate committee on ways and means;

(12) one member of the senate to be appointed by the minority leader of the senate;

(13) two city representatives to be appointed by the Kansas league of municipalities, including one who resides in a city with a population greater than 25,000 people and one who resides in a city with a population less than or equal to 25,000 people;

(14) two county commissioners to be appointed by the Kansas association of counties, including one who resides in a county with a population greater than 40,000 people and one who resides in a county with a population less than or equal to 40,000 people;

(15) four Kansas residents to be appointed by the speaker of the house of representatives;

(16) two Kansas residents to be appointed by the minority leader of the house of representatives;

(17) four Kansas residents to be appointed by the president of the senate;

(18) two Kansas residents to be appointed by the minority leader of the senate;

(19) three Kansas residents to be appointed by Kansas economic lifelines; and";

Also on page 2, in line 28, by striking "Except for appointments under subsection (a) (20) and (21),"; in line 30, before the colon by inserting ". Not more than two members may be affiliated from each of the following stakeholder organizations. Two members appointed by the speaker of the house of representatives pursuant to subsection (a)(15) and two members appointed by the president of the senate pursuant to subsection (a) (17) are not required to be affiliated with one of the following stakeholder organizations"; by striking all in line 31; in line 34, by striking all after "producers"; following line 35, by inserting:

"(4) the Kansas ready mix association;";

On page 3, by striking all in lines 6 through 9; following line 9, by inserting

"(16) the Kansas grain and feed association;

(17) the Kansas economic development alliance; or";

Also on page 3, in line 30, by striking all after "(e)"; by striking all in lines 31 and 32; in line 33, by striking "subsection."; in line 34, by striking "additional"; in line 35, by striking all after the period; by striking all in lines 36 through 41; in line 42, by striking "subsection (c).";

On page 4, in line 1, by striking all after the period; by striking all in lines 2 through 43;

On page 5, by striking all in lines 1 through 4; following line 10, by inserting:

"(3) the co-chairpersons shall schedule and organize meetings whose purpose is to

solicit local input on existing uncompleted projects and future projects in each highway and metropolitan district. The meetings shall be open meetings and such meetings shall be held at least eight times, including at least one meeting in each department of transportation district and the Wichita and Kansas city metropolitan areas;"

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

RICHARD PROEHL
SHANNON FRANCIS
ADAM LUSKER

Conferees on part of House

CAROLYN MCGINN
RICK BILLINGER
LAURA KELLY

Conferees on part of Senate

On motion of Rep. Proehl, the conference committee report on **H Sub for SB 391** was adopted.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafic, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Burris.

Present but not voting: None.

Absent or not voting: Barker, Hibbard, Schwab, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 109** 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 17 through 36;

By striking all on pages 2 through 564;

On page 565, preceding line 1, by inserting:

"Section 1. (a) For the fiscal years ending June 30, 2018, and June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, 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 2018 and shall constitute the omnibus reconciliation spending limit bill for the 2018 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. (a) 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 property lost to the following claimant:

Earl Harris #47043
P.O. Box 311
El Dorado, KS 67042.....\$86.90

(b) 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 property lost to the following claimants:

Donald C. Young #74516
P.O. Box 1568
Hutchinson, KS 67504.....\$54.59

(c) 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 property lost to the following claimants:

Alphonso Briscoe #66034
P.O. Box 2
Lansing, KS 66043\$78.13

Joseph Jones #59134
P.O. Box 2
Lansing, KS 66043\$17.61

Sec. 3. There is hereby appropriated from the state general fund, as reimbursement for legal costs incurred for sexually violent predator proceedings, the following amount to the following claimants:

County Commissioners of Ellis County, KS
c/o Donna Maskus, County Clerk

Ellis County
P.O. Box 720
Hays, KS 67601\$2,404.80

Johnson County District Court
c/o Andre Tyler, Court Administrator
100 Kansas Ave.
Olathe, KS 66061\$9,199.16

Sec. 4. 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:

Kenneth R. Criss
877 E. Highway K-31
Melvern, KS 66510\$344.30

Louis E. Davis
27600 Spring Valley Rd.
Louisburg, KS 66053\$33.00

DHS Customs & Border Protect
6650 Telecom Dr. Ste #100
Indianapolis, IN 46278\$228.83

Rick D. Gibson
28468 L Rd.
Circleville, KS 66416\$106.44

Graham County Highway Dept.
P.O. Box 218
Hill City, KS 67642\$1,581.14

Hesston College
P.O. Box 3000
Hesston, KS 67062\$47.88

J&G Inc.
10200 E. Road 170
Scott City, KS 67871\$109.32

James D. Jones
25761 Limit Rd.
Winchester, KS 66097\$105.00

Larry D. Kehres 516 Road R Olpe, KS 66865	\$411.70
Marvin Kisner 2739 S. County Line Rd. Bison, KS 67520	\$200.45
August Lance Larson 3144 Highway 159 Nortonville, KS 66060	\$55.80
Pennys Concrete Inc. 23400 W. 82nd St. Shawnee Mission, KS 66227	\$27,172.55
Riverside Township 5355 S. Woodlawn Blvd. Derby, KS 67037	\$103.10
Robert F. Robben 4402 S 151 st W Wichita, KS 67227	\$812.45
John R. Strobel 31464 N. Highway 59 Garnett, KS 66032	\$241.92
U.S.D. 205 Bluestem 625 S. Mill Rd. Leon, KS 67074	\$638.71
U.S.D. 251 North Lyon County P.O. Box 527 Americus, KS 66835	\$730.85
U.S.D. 284 Chase County P.O. Box 569 Cottonwood Falls, KS 66845	\$378.00
Wichita Airport Authority 2173 S. Air Cargo Rd. Wichita, KS 67209	\$18,148.23

Wildcat Concrete Serv Inc.
 P.O. Box 750075
 Topeka, KS 66675\$128.22

Robert Winderlin
 993 Highway 4
 Scott City, KS 67871\$196.56

Stephen Zeller
 404 East 150th Rd.
 Overbrook, KS 66524\$87.96

Sec. 5. Fort Hays state university is hereby authorized and directed to pay the following amount from its operating expenditures (including official hospitality) account for reimbursement of medical expenses for personal injury:
 Kristie A. Cash
 1133 Parallel Street
 Atchison, KS 66002\$8,780

Sec. 6. The department of health and environment is hereby authorized and directed to pay the following amount from its operating expenditures account for partial reimbursement of expenses related to efforts to become licensed as a home health agency:
 Shoemaker Home Care, LLC
 c/o Elwood Shoemaker
 400 Poyntz Ave.
 Manhattan, KS 66502\$18,107.34

Sec. 7. The department of corrections is hereby authorized and directed to pay the following amount from its operating expenditures account for personal injury caused by corrections staff:
 Deandre Green
 1445 N. Broadview
 Wichita, KS 67208\$10,000

Sec. 8. The adjutant general is hereby authorized and directed to pay the following amounts from its operating expenditures account for damage to personal property:
 Alan Weis Contracting
 241 Cole Street
 Lindsborg, KS 67456\$1,962.25

Snodgrass & Sons Construction Co., Inc.
 c/o Aaron Snodgrass
 2700 George Washington Blvd.
 Wichita, KS 67210\$8,605.00

Sec. 9. The Kansas highway patrol is hereby authorized and directed to pay the following amount from the Kansas highway patrol operations fund for moneys improperly seized to the following claimant:

Barbara Reese
1201 N.E. Lime Street
Topeka, KS 66616..... \$11,833.60

Sec. 10. Emporia state university is hereby authorized and directed to pay the following amount from its operating expenditures (including official hospitality) account for reimbursement of personal property damage:

Martin Griffey
14493 S. Shadow
Olathe, KS 66061.....\$1,257.31

Sec. 11. (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 this act, 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 4, as motor-vehicle fuel tax refunds or as transactions between state agencies as provided by sections 2 through 10 of 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. 12.

KANSAS BOARD OF BARBERING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of chapter 104 of the 2017 Session Laws of Kansas on the board of barbering fee fund (100-00-2704-0100) of the Kansas board of barbering is hereby decreased from \$188,489 to \$150,398.

Sec. 13.

KANSAS BOARD OF BARBERING

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the board of barbering fee fund (100-00-2704-0100) of the Kansas board of barbering is hereby decreased from \$188,212 to \$151,157.

Sec. 14.

KANSAS STATE BOARD OF COSMETOLOGY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of

chapter 104 of the 2017 Session Laws of Kansas on the cosmetology fee fund (149-00-2706-0100) of the Kansas state board of cosmetology is hereby increased from \$1,016,509 to \$1,023,423.

Sec. 15.

KANSAS STATE BOARD OF COSMETOLOGY

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the cosmetology fee fund (149-00-2706-0100) of the Kansas state board of cosmetology is hereby increased from \$1,019,564 to \$1,041,172.

Sec. 16.

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, 2018, by section 19(a) of chapter 104 of the 2017 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 \$27,043 to \$32,284.

Sec. 17.

BOARD OF NURSING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 20(a) of chapter 104 of the 2017 Session Laws of Kansas on the board of nursing fee fund (482-00-2716-0200) of the board of nursing is hereby increased from \$2,541,423 to \$2,577,129.

Sec. 18.

BOARD OF NURSING

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 20(a) of chapter 104 of the 2017 Session Laws of Kansas on the board of nursing fee fund (482-00-2716-0200) of the board of nursing is hereby increased from \$2,594,467 to \$2,722,173.

Sec. 19.

BOARD OF EXAMINERS IN OPTOMETRY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 21(a) of chapter 104 of the 2017 Session Laws of Kansas on the optometry fee fund (488-00-2717-0100) of the board of examiners in optometry is hereby increased from \$161,360 to \$163,708.

Sec. 20.

STATE BOARD OF PHARMACY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 22(a) of chapter 104 of the 2017 Session

Laws of Kansas on the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy is hereby increased from \$1,435,882 to \$1,561,016.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2018, 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:

Harold Rogers prescription fund (531-00-3188-3110).....No limit

Sec. 21.

STATE BOARD OF PHARMACY

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 22(a) of chapter 104 of the 2017 Session Laws of Kansas on the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy is hereby increased from \$1,468,285 to \$1,608,919.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, 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:

Harold Rogers prescription fund (531-00-3188-3110).....No limit

Sec. 22.

REAL ESTATE APPRAISAL BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2018, 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:

Special litigation reserve fund.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2018, 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, 2018, 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 of the real estate appraisal board: *Provided*,

That the aggregate of such transfers for the fiscal year ending June 30, 2018, 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.

Sec. 23.

REAL ESTATE APPRAISAL BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, 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:

Special litigation reserve fund.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2019, 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, 2019, 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 of the real estate appraisal board: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2019, 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) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the appraiser fee fund (543-00-2732-0100) of the real estate appraisal board is hereby increased from \$162,342 to \$324,684.

(d) On July 1, 2018, the director of accounts and reports shall transfer all moneys in the appraisal management companies fee fund (543-00-2138-2138) of the real estate appraisal board to the appraiser fee fund (543-00-2732-0100) of the real estate appraisal board. On July 1, 2018, all liabilities of the appraisal management companies fee fund are hereby transferred to and imposed on the appraiser fee fund and the appraisal management companies fee fund is hereby abolished.

(e) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017

Session Laws of Kansas on the appraisal management companies fee fund (543-00-2138-2138) of the real estate appraisal board is hereby decreased from \$162,342 to \$0.

Sec. 24.

KANSAS REAL ESTATE COMMISSION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of chapter 104 of the 2017 Session Laws of Kansas on the real estate fee fund (549-00-2721-0100) of the Kansas real estate commission is hereby decreased from \$1,188,512 to \$1,059,696.

Sec. 25.

KANSAS REAL ESTATE COMMISSION

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the real estate fee fund (549-00-2721-0100) of the Kansas real estate commission is hereby decreased from \$1,154,124 to \$1,025,124.

Sec. 26.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 25(a) of chapter 104 of the 2017 Session Laws of Kansas on the technical professions fee fund (663-00-2729-0100) of the state board of technical professions is hereby increased from \$714,864 to \$720,165.

Sec. 27.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 25(a) of chapter 104 of the 2017 Session Laws of Kansas on the technical professions fee fund (663-00-2729-0100) of the state board of technical professions is hereby increased from \$754,388 to \$759,689.

Sec. 28.

STATE BOARD OF VETERINARY EXAMINERS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 26(a) of chapter 104 of the 2017 Session Laws of Kansas on the veterinary examiners fee fund (700-00-2727-1100) of the state board of veterinary examiners is hereby decreased from \$348,480 to \$348,034.

Sec. 29.

STATE BOARD OF VETERINARY EXAMINERS

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 26(a) of chapter 104 of the 2017 Session Laws of Kansas on the veterinary examiners fee fund (700-00-2727-1100) of the state board of veterinary examiners is hereby decreased from \$356,987 to \$356,957.

Sec. 30.

GOVERNMENTAL ETHICS COMMISSION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of chapter 104 of the 2017 Session Laws of Kansas on the governmental ethics commission fee fund (247-00-2188-2000) of the governmental ethics commission is hereby decreased from \$256,966 to \$243,762.

Sec. 31.

GOVERNMENTAL ETHICS COMMISSION

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the governmental ethics commission fee fund (247-00-2188-2000) of the governmental ethics commission is hereby decreased from \$268,027 to \$267,660.

Sec. 32.

LEGISLATIVE COORDINATING COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2018, the following:

Legislative research
department – operations (425-00-1000-0103).....\$3,084

(b) On the effective date of this act, of the \$537,812 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 28(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the legislative coordinating council – operations account (422-00-1000-0100), the sum of \$321 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, 2019, the following:

Legislative coordinating
council – operations (422-00-1000-0100).....\$12,273

Legislative research
department – operations (425-00-1000-0103).....\$7,854

Office of revisor of statutes – operations (579-00-1000-0103).....\$456,480

Sec. 34.

LEGISLATURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2018, the following:

Operations (including official hospitality) (428-00-1000-0103).....	\$400,000
Jordan-legislative claim (428-00-1000-0530).....	\$11,604

Sec. 35.

LEGISLATURE

(a) Any unencumbered balance in the legislative information system account in excess of \$100 as of June 30, 2018, is hereby reappropriated for fiscal year 2019.

Sec. 36.

DIVISION OF POST AUDIT

(a) On the effective date of this act, of the \$2,467,048 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 33(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the operations account (including legislative post audit committee) (540-00-1000-0100), the sum of \$192,909 is hereby lapsed.

Sec. 37.

GOVERNOR'S DEPARTMENT

(a) On July 1, 2018, the provisions of section 36(e) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

(b) On July 1, 2018, the provisions of section 36(f) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 38.

ATTORNEY GENERAL

(a) On the effective date of this act, of the \$5,216,867 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 37(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the operating expenditures account (082-00-1000-0103), the sum of \$4,000 is hereby lapsed.

(b) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$250,000 from the court cost fund (082-00-2012-2000) to the state general fund.

Sec. 39.

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Abuse, neglect and exploitation unit (082-00-1000-0500).....	\$200,000
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(b) On July 1, 2018, the provisions of section 38(g) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

(c) On July 1, 2018, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,750,000 from the court cost fund (082-00-2012-2000) to the state general fund.

(d) On July 1, 2018, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$600,000 from the state general fund to the medicaid fraud prosecution revolving fund (082-00-2641-2280).

(e) Notwithstanding the provisions of K.S.A. 2017 Supp. 75-7c05, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the attorney general from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys to fix, charge and collect a nonrefundable fee for the purpose of obtaining a concealed carry handgun license of \$112, 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 \$32.50 payable to the sheriff of the county where the applicant resides and \$79.50 payable to the attorney general; *Provided further:* That no expenditures shall be made from the state general fund or from any special revenue fund or funds for fiscal year 2019 to increase the license renewal fee of \$25 as set in K.S.A. 2017 Supp. 75-7c08, and amendments thereto.

(f) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, 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 medicaid fraud forfeiture fund.....No limit

Sec. 40.

STATE TREASURER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of chapter 104 of the 2017 Session Laws of Kansas on the state treasurer operating fund (670-00-2374-2300) of the office of the state treasurer is hereby decreased from \$1,702,107 to \$1,682,516: *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, K.S.A. 58-3934 et seq., and amendments thereto, during fiscal year 2018, the state treasurer is hereby authorized and directed to credit the first \$1,682,516 received and deposited in the state treasury to the state treasurer operating fund: *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 2018 shall be credited as prescribed under the unclaimed property act,

K.S.A. 58-3934 et seq., and amendments thereto: *And provided further*; That all moneys credited to the state treasurer operating fund during fiscal year 2018 are to reimburse the state treasurer for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed to administer the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, that are not otherwise reimbursed under any other provision of law.

Sec. 41.

STATE TREASURER

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the state treasurer operating fund (670-00-2374-2300) of the office of the state treasurer is hereby decreased from \$1,718,838 to \$1,680,844: *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, K.S.A. 58-3934 et seq., and amendments thereto, during fiscal year 2019, the state treasurer is hereby authorized and directed to credit the first \$1,680,844 received and deposited in the state treasury to the state treasurer operating fund: *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 2019 shall be credited as prescribed under the unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto: *And provided further*; That all moneys credited to the state treasurer operating fund during fiscal year 2019 are to reimburse the state treasurer for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed to administer the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, that are not otherwise reimbursed under any other provision of law.

Sec. 42.

INSURANCE DEPARTMENT

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of chapter 104 of the 2017 Session Laws of Kansas on the securities act fee fund (331-00-2162-0100) of the insurance department is hereby decreased from \$3,148,377 to \$2,879,523.

Sec. 43.

INSURANCE DEPARTMENT

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the securities act fee fund (331-00-2162-0100) of the insurance department is hereby decreased from \$3,030,872 to \$2,924,049.

(b) On July 1, 2018, the amount of \$2,062,500 authorized by section 44(c) of chapter 104 of the 2017 Session Laws of Kansas to be transferred by the director of

accounts and reports from the insurance department service regulation fund (331-00-2270-2400) of the insurance department to the state general fund on July 1, 2018, October 1, 2018, January 1, 2019, and April 1, 2019, is hereby decreased to \$62,500.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, 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:

Captive insurance regulatory and supervision fund.....No limit

(d) On July 1, 2018, the director of accounts and reports shall transfer all moneys in the commissioner's travel reimbursement fund (331-00-9090-9200) to the insurance department service regulation fund (331-00-2270-2400). On July 1, 2018, all liabilities of the commissioner's travel reimbursement fund are hereby transferred to and imposed on the insurance department service regulation fund and the commissioner's travel reimbursement fund is hereby abolished.

Sec. 44.

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, 2018, the following:

Legal services for prisoners (328-00-1000-0500).....\$25,000

Capital defense operations (328-00-1000-0800).....\$180,000

Assigned counsel expenditures (328-00-1000-0700).....\$37,436

(b) 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 2018 as authorized by section 52 of chapter 104 of the 2017 Session Laws of Kansas, this act or other appropriation act of the 2018 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 2018 to classify public defenders based on the level of cases such public defenders are assigned.

Sec. 45.

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, 2019, the following:

Legal services for prisoners (328-00-1000-0500).....\$25,000

Capital defense operations (328-00-1000-0800).....\$180,000

Assigned counsel expenditures (328-00-1000-0700).....\$689,335

(b) 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 2019 as authorized by section 53 of chapter 104 of the 2017 Session Laws of Kansas, this act or other appropriation act of the 2018 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 2019 to classify public defenders based on the level of cases such public defenders are assigned.

Sec. 46.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Judiciary operations (677-00-1000-0103).....\$200,000

(b) During the fiscal year ending June 30, 2019, the justices of the supreme court, judges of the court of appeals, district court judges and district magistrate judges shall receive a 2.0% salary increase, including associated employer contributions.

Sec. 47.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) On July 1, 2018, 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, 2018, by the director of accounts and reports from the Kansas endowment for youth fund to the children's initiatives fund is hereby increased to \$58,646,551.

(b) On July 1, 2018, the provisions of section 57(d) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

(c) On July 1, 2018, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$82,000,000 from the state general fund to the Kansas public employees retirement fund (365-00-7002-7000) of the Kansas public employees retirement system for payment, in full or in part, of reduced employer contributions from participating employers under K.S.A. 74-4931, and amendments thereto, in prior fiscal years.

(d) For the fiscal years ending June 30, 2018, and June 30, 2019, 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: *Provided*, That upon receipt of such certification, or as soon thereafter as moneys are available, during each such fiscal year, the director of accounts and reports shall transfer such certified excess amount, not to

exceed \$56,000,000 in each such fiscal year, from the state general fund to the Kansas public employees retirement fund (365-00-7002-7000) of the Kansas public employees retirement system for payment, in full or in part, of reduced employer contributions from participating employers under K.S.A. 74-4931, and amendments thereto, in prior fiscal years: *Provided, however*; That, 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 subsection.

Sec. 48.

KANSAS HUMAN RIGHTS COMMISSION

(a) On the effective date of this act, the director of accounts and reports shall transfer all moneys in the annual banquet fund (058-00-2611-1400) of the Kansas human rights commission to the education and training fund (058-00-2282-2000) of the Kansas human rights commission. On the effective date of this act, all liabilities of the annual banquet fund are hereby transferred to and imposed on the education and training fund and the annual banquet fund is hereby abolished.

Sec. 49.

KANSAS HUMAN RIGHTS COMMISSION

(a) On July 1, 2018, the expenditure limitation for official hospitality established for the fiscal year ending June 30, 2019, by section 59(a) of chapter 104 of the 2017 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 \$500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, 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:

Database conversion fund.....No limit

Sec. 50.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2018, the following:

Long-term care ombudsman (173-00-1000-0580).....\$43,837

Clyde mill and elevator demolition.....\$300,000

(b) On the effective date of this act, of the \$245,000 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 65(j) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the SIBF – state building insurance account (173-00-8100-8920), the sum of \$97,432 is hereby lapsed.

(c) On the effective date of this act, of the \$265,000 appropriated for the above

agency for the fiscal year ending June 30, 2018, by section 65(k) of chapter 104 of the 2017 Session Laws of Kansas from the correctional institutions building fund in the CIBF – state building insurance account (173-00-8600-8930), the sum of \$141,081 is hereby lapsed.

(d) On the effective date of this act, the provisions of section 65(m) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

(e) (1) (A) On the effective date of this act, 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) 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 2018 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, 2018, by chapter 104 of the 2017 Session Laws of Kansas or by this or other appropriation act of the 2018 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 state agencies for fiscal year 2018.

(3) (A) Prior to June 30, 2018, after receipt of each certification by the director of the budget pursuant to this subsection, the director of accounts and reports shall transfer and debit to the 27th payroll adjustment account of the state general fund, which is hereby established in the state general fund, by an amount equal to the aggregate of the amounts certified by the director of the budget pursuant to this subsection in accordance with such certifications.

(B) Prior to June 30, 2018, the director of accounts and reports shall transfer the

balance of the 27th payroll adjustment account of the state general fund to the master account of the state general fund: *Provided, however*; That the amount transferred shall not exceed the amount of the then outstanding balance of the state treasurer's receivables for the state general fund.

(C) Prior to June 30, 2018, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the 27th payroll adjustment account of the state general fund pursuant to this subsection to reflect all moneys actually transferred and credited to the 27th payroll adjustment account of the state general fund pursuant to this subsection during fiscal year 2018.

(D) On June 30, 2018, the director of accounts and reports shall record a credit to the state treasurer's receivables for the state general fund and shall record a corresponding debit to the state general fund in the amount of the outstanding receivable created to finance the cost of the 27th payroll chargeable to the fiscal year ending June 30, 2028.

(E) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the 27th payroll adjustment account of the state general fund pursuant to this subsection and all reductions and adjustments made thereto 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 general fund by the state treasurer in accordance with the notice thereof.

(4) 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.

(5) 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 the state institutions 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.

(6) 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.

(f) During fiscal year 2018, any unencumbered balance from the state general fund in the judicial center rehabilitation and repair account (173-00-1000-8540) in excess of \$100 as of the effective date of this act, and any unencumbered balance in the capitol complex repair and rehabilitation account (173-00-1000-8170) in excess of \$100 as of the effective date of this act, are hereby reappropriated to the above agency in the rehabilitation and repair for state facilities account (173-00-1000-8500) of the state general fund for fiscal year 2018: *Provided*, That during fiscal year 2018, expenditures from the rehabilitation and repair for state facilities account shall be made on a priority basis for the rehabilitation and repair of the judicial center.

(g) On the effective date of this act, of the \$4,644,292 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 65(a) of chapter 104 of the 2017 Session Laws of Kansas from the operating expenditures account (173-00-1000-0200), the sum of \$35,193 is hereby lapsed.

(h) (1) During the fiscal year ending June 30, 2018, in addition to the other purposes for which expenditures may be made by the secretary 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 2018 by chapter 104 of the 2017 Session Laws of Kansas, this act or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the secretary of administration from the state general fund or from any special revenue fund or funds for fiscal year 2018, for the secretary, on behalf of the state of Kansas, to convey by quitclaim deed all of the rights, title and interest of the state of Kansas in the following real estate located in Cloud county, Kansas, to the City of Clyde, Kansas, subject to the provisions of this section: 0 Borton Ave, Clyde, Kansas, commonly known as the Clyde mill and elevator.

(2) The quitclaim deed shall be executed by the secretary of administration for and on behalf of the state of Kansas in a form approved by the attorney general.

(3) In the event that the secretary of administration determines that the legal description of any parcel of real estate described by this section is incorrect, the secretary of administration may convey the property utilizing the correct legal description, but the deed conveying the property shall be subject to the approval of the attorney general.

Sec. 51.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (173-00-1000-0200).....	\$197,083
Long-term care ombudsman (173-00-1000-0580).....	\$39,695
Rehabilitation and repair for state facilities account (173-00-1000-8500).....	\$2,049,614

Provided, That during fiscal year 2019, expenditures shall be made on a priority basis for the rehabilitation and repair of the judicial center.

(b) On July 1, 2018, 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, 2019, except that such amount shall be proportionally adjusted during fiscal year 2019 with respect to any change in the moneys to be transferred and credited to the state economic development initiatives fund during fiscal year 2019. All moneys transferred and credited to the state economic development initiatives fund during fiscal year 2019 shall reduce the amount debited and credited to the state economic development initiatives fund under this subsection and section 66(h)(2) and (h)(3) of chapter 104 of the 2017 Session Laws of Kansas. On July 1, 2018, the provisions of section 66(h)(1) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

(c) On July 1, 2018, the provisions of section 66(n) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

(d) (1) (A) Prior to August 15, 2018, 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, 2018, 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 2019 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, 2019, by chapter 104 of the 2017 Session Laws of Kansas or by this or other appropriation act of the 2018 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 state agencies for fiscal year 2019.

(3) (A) On or before September 1, 2018, after receipt of each certification by the director of the budget pursuant to this subsection, the director of accounts and reports shall transfer and debit to the 27th payroll adjustment account of the state general fund, which is hereby established in the state general fund, by an amount equal to the aggregate of the amounts certified by the director of the budget pursuant to this subsection in accordance with such certifications.

(B) On September 1, 2018, the director of accounts and reports shall transfer the balance of the 27th payroll adjustment account of the state general fund to the master account of the state general fund: *Provided, however;* That the amount transferred shall not exceed the amount of the then outstanding balance of the state treasurer's receivables for the state general fund.

(C) On September 1, 2018, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the 27th payroll adjustment account of the state general fund pursuant to this subsection to reflect all moneys actually transferred and credited to the 27th payroll adjustment account of the state general fund pursuant to this subsection during fiscal year 2019.

(D) On June 30, 2019, the director of accounts and reports shall record a credit to the state treasurer's receivables for the state general fund and shall record a corresponding debit to the state general fund in the amount of the outstanding receivable created to finance the cost of the 27th payroll chargeable to the fiscal year ending June 30, 2028.

(E) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the 27th payroll adjustment account of the state general fund pursuant to this subsection and all reductions and adjustments made thereto 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 general fund by the state treasurer in accordance with the notice thereof.

(4) 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.

(5) 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 the state institutions

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.

(6) 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.

(e) On July 1, 2018, the \$73,861 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 180 of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the judicial center rehabilitation and repair account (173-00-1000-8540) is hereby lapsed.

(f) On July 1, 2018, the \$1,975,753 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 180 of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the capitol complex repair and rehabilitation account (173-00-1000-8170) is hereby lapsed.

(g) On July 1, 2018, of the \$4,699,654 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 66(a) of chapter 104 of the 2017 Session Laws of Kansas from the operating expenditures account (173-00-1000-0200), the sum of \$2,917 is hereby lapsed.

(h) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, 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:

Dwight D. Eisenhower statue fund.....No limit

Sec. 52.

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, 2018, the following:

Information technology modernization.....\$4,067,889

Office 365 cloud email services.....\$826,378

Sec. 53.

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, 2019, the following:

Information technology modernization.....\$5,382,852

Provided, That any unencumbered balance in the information technology modernization account in excess of \$100 as of June 30, 2018, is hereby reappropriated for fiscal year 2019: *Provided further*, That expenditures shall be made from the information technology modernization account during fiscal year 2019 by the above agency to appear before the senate committee on ways and means and the house of representatives committee on appropriations during the 2019 regular legislative session and report on the measures the above agency has undertaken, or plans to undertake during fiscal year 2020, to maximize efficiencies concerning information technology modernization, including, but not limited to: Identifying savings in personnel expenditures; savings to the state general fund and any special revenue fund or funds for each state agency; and processes and duties that are transferring from other state agencies to the above agency: *And provided further*, That during fiscal year 2019, the above agency shall submit a written report to the legislative research department concerning such maximized efficiencies.

Office 365 cloud email services.....\$826,378

Provided, That any unencumbered balance in the office 365 cloud email services account in excess of \$100 as of June 30, 2018, is hereby reappropriated for fiscal year 2019.

Sec. 54.

STATE BOARD OF TAX APPEALS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of chapter 104 of the 2017 Session Laws of Kansas on the BOTA filing fee fund (562-00-2240-2240) of the state board of tax appeals is hereby increased from \$1,057,264 to \$1,059,123.

Sec. 55.

STATE BOARD OF TAX APPEALS

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the BOTA filing fee fund (562-00-2240-2240) of the state board of tax appeals is hereby increased from \$1,073,475 to \$1,077,192.

Sec. 56.

DEPARTMENT OF REVENUE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2018, the following:

Operating expenditures (565-00-1000-0303).....\$439,669

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 177(d) of chapter 104 of the 2017 Session

Laws of Kansas on the division of vehicles operating fund (565-00-2089-2020) of the department of revenue is hereby increased from \$46,491,890 to \$48,685,210.

(c) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$2,632,968 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.

Sec. 57.

DEPARTMENT OF REVENUE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (565-00-1000-0303).....\$224,000

(b) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the division of vehicles operating fund (565-00-2089-2020) of the department of revenue is hereby increased from \$46,545,716 to \$48,268,528.

(c) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the MSA compliance fund (565-00-2274-2274) of the department of revenue is hereby increased from \$1,333,220 to no limit.

(d) On July 1, 2018, the amount of \$11,513,742 authorized by section 75(c) of chapter 104 of the 2017 Session Laws of Kansas to be transferred by the director of accounts and reports 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 on July 1, 2018, October 1, 2018, January 1, 2019, and April 1, 2019, is hereby increased to \$12,171,984.

(e) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, 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:

Alcoholic beverage control modernization fund.....No limit

Native American veterans' income tax refund fund.....No limit

Sec. 58.

DEPARTMENT OF COMMERCE

(a) On the effective date of this act, of the \$7,976,452 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 82(b) of chapter 104 of the 2017 Session Laws of Kansas from the state economic development initiatives fund in the operating grant (including official hospitality) account (300-00-1900-1110), the sum of \$926,154 is hereby lapsed.

(b) On the effective date of this act, of the \$1,622,939 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 82(b) of chapter 104 of the

2017 Session Laws of Kansas from the state economic development initiatives fund in the rural opportunity zones program account (300-00-1900-1150), the sum of \$665,156 is hereby lapsed.

(c) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$930,000 from the state economic development initiatives fund (300-00-1900-1100) to the state general fund.

(d) On the effective date of this act, of the \$2,800,000 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 82(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the KBA grant commitments account (300-00-1000-0800), the sum of \$2,088,238 is hereby lapsed.

(e) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2018, the following:

Global trade services.....\$125,000

Kansas international trade show assistance program.....\$50,000

Sec. 59.

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, 2019, the following:

Registered apprenticeship program.....\$740,000

Older Kansans employment program (300-00-1900-1140).....\$260,000

Innovation growth program.....\$65,643

Kansas international trade show assistance program.....\$127,000

Global trade services.....\$250,000

(b) On July 1, 2018, of the \$2,053,457 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 83(b) of chapter 104 of the 2017 Session Laws of Kansas from the state economic development initiatives fund in the rural opportunity zones program account (300-00-1900-1150), the sum of \$805,000 is hereby lapsed.

(c) On July 1, 2018, of the \$7,553,313 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 83(b) of chapter 104 of the 2017 Session Laws of Kansas from the state economic development initiatives fund in the operating grant (including official hospitality) account (300-00-1900-1110), the sum of \$202,000 is hereby lapsed.

(d) On July 1, 2018, the amount of \$19,200,000 authorized by section 83(g) of chapter 104 of the 2017 Session Laws of Kansas to be transferred by the director of accounts and reports from the state economic development initiatives fund (300-00-

1900-1100) of the department of commerce to the state general fund is hereby decreased to \$18,700,000.

Sec. 60.

DEPARTMENT OF LABOR

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 86(b) of chapter 104 of the 2017 Session Laws of Kansas on the workmen's compensation fee fund (296-00-2124-2220) of the department of labor is hereby increased from \$14,681,786 to \$15,072,758.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 187(d) of chapter 104 of the 2017 Session Laws of Kansas on the workmen's compensation fee fund (296-00-2124-2220) of the department of labor for such capital improvement purposes is hereby increased from \$780,000 to \$1,165,000.

Sec. 61.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Amusement ride safety (296-00-1000-0513).....\$249,511

(b) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 87(b) of chapter 104 of the 2017 Session Laws of Kansas on the workmen's compensation fee fund (296-00-2124-2220) of the department of labor is hereby increased from \$12,812,732 to \$15,149,481.

(c) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 188(d) of chapter 104 of the 2017 Session Laws of Kansas on the workmen's compensation fee fund (296-00-2124-2220) of the department of labor for such capital improvement purposes is hereby increased from \$265,000 to \$870,000.

Sec. 62.

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, 2018, the following:

Operating expenditures – administration (649-00-1000-0103).....\$2,175

Operating expenditures – veteran services (694-00-1000-0203).....\$10,809

Operating expenditures – Kansas soldiers' home (694-00-1000-0403).....\$17,641

Operating expenditures – state veterans cemeteries (694-00-1000-0703).....\$8,646

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2018, the following:

WaKeeney hail storm damage.....\$136,881

Provided, That, notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, or any other statute, expenditures may be made from the WaKeeney hail storm damage account during fiscal year 2018 for capital improvements at the state veterans cemetery in WaKeeney.

(c) On the effective date of this act, of the \$812,050 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 190(b) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the veterans' home rehabilitation and repair projects account (694-00-8100-8250), the sum of \$64,800 is hereby lapsed.

Sec. 63.

KANSAS COMMISSION ON VETERANS AFFAIRS OFFICE

(a) On July 1, 2018, of the \$637,900 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 191(b) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the soldiers' home rehabilitation and repair projects account (694-00-8100-7100), the sum of \$22,727 is hereby lapsed.

(b) On July 1, 2018, of the \$812,050 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 191(b) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the veterans' home rehabilitation and repair projects account (694-00-8100-8250), the sum of \$40,670 is hereby lapsed.

(c) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2019, the following:

Waste disposal.....\$125,000

Provided, That, notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, or any other statute, expenditures may be made from the waste disposal account during fiscal year 2019 for the purchase of a waste disposal vehicle.

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Veterans benefit lottery game fund.....\$1,200,000

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.

(e) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the lottery operating fund (450-00-5123-5100) pursuant to K.S.A. 74-8711, and amendments thereto, on July 1, 2018, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,200,000 from the lottery operating fund of the Kansas lottery to the veterans benefit lottery game fund of the Kansas commission on veterans affairs office.

(f) On July 1, 2018, the provisions of section 78(c) of chapter 104 of the 2017 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

(g) On July 1, 2018, the \$105,685 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 90(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the scratch lotto – Kansas veterans' home account (694-00-1000-0300), is hereby lapsed.

(h) On July 1, 2018, the \$459,354 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 90(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the scratch lotto – veterans services account (694-00-1000-0330), is hereby lapsed.

(i) On July 1, 2018, the \$137,270 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 90(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the scratch lotto – Kansas soldiers' home account (694-00-1000-0310), is hereby lapsed.

(j) On July 1, 2018, the \$216,399 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 90(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the scratch lotto – veterans cemeteries account (694-00-1000-0340), is hereby lapsed.

Sec. 64.

KANSAS COMMISSION ON VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2020, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Veterans benefit lottery game fund.....\$1,260,000

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.

(b) On July 1, 2019, 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 of the Kansas commission on veterans affairs office.

Sec. 65.

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, 2018, the following:

Operating expenditures (including official hospitality) – health (264-00-1000-0270).....	\$18,100
Infants and toddlers program (264-00-1000-0570).....	\$1,000,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2018, 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:

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
Campus sexual assault prevention grant – federal fund.....	No limit
Child care criminal background and fingerprint fund.....	No limit

Sec. 66.

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, 2019, the following:

Operating expenditures (including official hospitality) – health (264-00-1000-0270).....	\$401,556
Infants and toddlers program (264-00-1000-0570).....	\$1,000,000

Provided, That any unencumbered balance in the infant and toddlers program account in excess of \$100 as of June 30, 2018, is hereby reappropriated for fiscal year 2019.

(b) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2019, the following:

Healthy start (264-00-2000-2105).....\$33,066

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, 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:

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

Campus sexual assault prevention grant – federal fund.....No limit

Child care criminal background and fingerprint fund.....No limit

Sec. 67.

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, 2018, the following:

Other medical assistance (264-00-1000-3026).....\$64,740,052

Wichita center for graduate medical education.....\$3,000,000

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 94(b) of chapter 104 of the 2017 Session Laws of Kansas on the preventive health care program fund (264-00-2556-2550) of the department of health and environment – division of health care finance is hereby decreased from \$1,640,046 to \$491,161.

(c) 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, 2018, by section 94(b) of chapter 104 of the 2017 Session Laws of Kansas on the cafeteria benefits fund (264-00-7720-9002) of the department of health and environment – division of health care finance is hereby decreased from \$3,844,401 to

\$2,492,845.

(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, 2018, by section 94(b) of chapter 104 of the 2017 Session Laws of Kansas on the dependent care assistance program fund (264-00-7740-8700) of the department of health and environment – division of health care finance is hereby decreased from \$3,981,219 to \$622,302.

(e) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 94(b) of chapter 104 of the 2017 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 \$95,498,999 to \$106,998,999.

(f) (1) During the fiscal year ending June 30, 2018, notwithstanding the provisions of K.S.A. 2017 Supp. 65-6217 and 65-6218, and amendments thereto, or any other statute to the contrary, the director of accounts and reports shall transfer \$11,500,000 from the health care access improvement fund (264-00-2443-2215) of the department of health and environment – division of health care finance to the medical programs fee fund (264-00-2395-0110) of the department of health and environment – division of health care finance: *Provided, however*, That any such transfer shall be subject to the provisions of paragraph (2).

(2) During the fiscal year ending June 30, 2018, no moneys shall be transferred from the health care access improvement fund (264-00-2443-2215) of the department of health and environment – division of health care finance to any other account or fund unless and until the department of health and environment – division of health care finance implements a process to fully disclose and reconcile the balance and use of moneys in the health care access improvement fund and from the hospital provider assessment imposed pursuant to K.S.A. 2017 Supp. 65-6208, and amendments thereto, including revenue, expenditures, running balance of such fund, any deficits and write-offs: *Provided*, That any such process shall be approved by the health care access improvement panel established by K.S.A. 2017 Supp. 65-6218, and amendments thereto, prior to any such transfer: *Provided further*, That, if a 4% increase to the medicaid reimbursement rate for hospitals is not passed by the 2018 legislature and enacted into law, then no moneys shall be transferred from the health care access improvement fund to any other account or fund during fiscal year 2018: *And provided further*, That the department of health and environment – division of health care finance shall advise and consult with the health care access improvement panel and the Kansas hospital association to develop such process: *And provided further*, That the department of health and environment – division of health care finance shall execute non-disclosure agreements with the Kansas hospital association and other persons as determined to be necessary by the department of health and environment – division of health care finance to implement this subsection: *And provided further*, That the department of health and environment – division of health care finance shall share information with a third party agreed upon by the department of health and environment – division of health care finance and the Kansas hospital association, if sharing such information would not violate any state or federal statute, United States centers for medicare and medicaid services regulations or the department of health and environment – division of health care finance's contractual obligations with managed care organizations and would not

diminish the state's ability to negotiate competitive contract rates with managed care organizations, create competitive harm between managed care organizations or disclose trade secrets of the state's actuary that could provide an economic benefit to an entity by using the actuary's investment in the rate modeling process, subject to any applicable non-disclosure agreement entered into to prevent any such disclosure.

(g) 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, 2018, by section 94(b) of chapter 104 of the 2017 Session Laws of Kansas on the health benefits administrations clearing fund – remit admin service org (264-00-7746-7746) of the department of health and environment – division of health care finance is hereby increased from \$9,050,000 to \$12,157,000.

(h) During the fiscal year ending June 30, 2018, 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 2018 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures may be made by the above agency from such moneys to modify the manner in which state medicaid services under the Kansas medical assistance program were provided on January 1, 2018, by implementing: Any provision of K.S.A. 2017 Supp. 39-709h and 39-709i, and amendments thereto; any policy that expands access to behavioral health services or services delivered through telehealth technology services, if such policy does not impose any new eligibility requirements or limitations to receive state medicaid services that were not in effect on January 1, 2018; and any other action approved by express prior authorization by an act or appropriation act of the legislature.

(i) During the fiscal year ending June 30, 2018, 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 funds or funds for fiscal year 2018 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement, and require any managed care organization providing state medicaid services under the Kansas medical assistance program to implement, a policy to provide at least a 60-day admission for individuals requiring inpatient treatment in a psychiatric residential treatment facility, as determined by a managed care organization providing state medicaid services under the Kansas medical assistance program, without imposing any prior authorization requirements to receive such admission or treatment.

Sec. 68.

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, 2019, the following:

Other medical assistance (264-00-1000-3026).....\$162,197,716

Provided, That expenditures shall be made from the other medical assistance account

during fiscal year 2019 in an amount not to exceed \$556,000 for medicaid reimbursement to emergency medical services providers: *Provided, however*; That during fiscal years 2018 and 2019, if any new eligibility requirements or limitations are imposed by any state agency to receive state medicaid services under the Kansas medical assistance program, then on the effective date of such imposition, the amounts appropriated for the department of health and environment – division of health care for the fiscal year ending June 30, 2019, by section 95(a) of chapter 104 of the 2017 Session Laws of Kansas and this act from the state general fund in the other medical assistance account are hereby lapsed.

Wichita center for graduate medical education.....	\$2,950,000
Graduate medical education.....	\$1,300,000
Health policy operating expenditures (264-00-1000-0010).....	\$302,600
Evidence based juvenile programs.....	\$6,000,000

(b) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 95(b) of chapter 104 of the 2017 Session Laws of Kansas on the preventive health care program fund (264-00-2556-2550) of the department of health and environment – division of health care finance is hereby decreased from \$1,649,246 to \$494,649.

(c) On July 1, 2018, the expenditure limitation for salaries and wages and other operating expenditures established for the fiscal year ending June 30, 2019, by section 95(b) of chapter 104 of the 2017 Session Laws of Kansas on the cafeteria benefits fund (264-00-7720-9002) of the department of health and environment – division of health care finance is hereby decreased from \$3,843,557 to \$2,533,492.

(d) On July 1, 2018, the expenditure limitation for salaries and wages and other operating expenditures established for the fiscal year ending June 30, 2019, by section 95(b) of chapter 104 of the 2017 Session Laws of Kansas on the dependent care assistance program fund (264-00-7740-8700) of the department of health and environment – division of health care finance is hereby decreased from \$3,987,115 to \$625,012.

(e) During the fiscal year ending June 30, 2019, 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 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys to increase medicaid reimbursement rates for hospitals by 4%: *Provided*, That such rate increase shall be reflected in the hospital medicaid fee schedule.

(f) During the fiscal year ending June 30, 2019, no moneys shall be transferred from the health care access improvement fund (264-00-2443-2215) of the department of health and environment – division of health care finance to any other account or fund

unless and until the department of health and environment – division of health care finance implements a process to fully disclose and reconcile the balance and use of moneys in the health care access improvement fund and from the hospital provider assessment imposed pursuant to K.S.A. 2017 Supp. 65-6208, and amendments thereto, including revenue, expenditures, running balance of such fund, any deficits and write-offs: *Provided*, That any such process shall be approved by the health care access improvement panel established by K.S.A. 2017 Supp. 65-6218, and amendments thereto, prior to any such transfer: *Provided further*, That the department of health and environment – division of health care finance shall advise and consult with the health care access improvement panel and the Kansas hospital association to develop such process: *And provided further*, That the department of health and environment – division of health care finance shall execute non-disclosure agreements with the Kansas hospital association and other persons as determined to be necessary by the department of health and environment – division of health care finance to implement this subsection: *And provided further*, That the department of health and environment – division of health care finance shall share information with a third party agreed upon by the department of health and environment – division of health care finance and the Kansas hospital association, if sharing such information would not violate any state or federal statute, United States centers for medicare and medicaid services regulations or the department of health and environment – division of health care finance's contractual obligations with managed care organizations and would not diminish the state's ability to negotiate competitive contract rates with managed care organizations, create competitive harm between managed care organizations or disclose trade secrets of the state's actuary that could provide an economic benefit to an entity by using the actuary's investment in the rate modeling process, subject to any applicable non-disclosure agreement entered into to prevent any such disclosure: *And provided further*, That, if a 4% increase to the medicaid reimbursement rate for hospitals is not passed by the 2018 legislature and enacted into law, then no moneys shall be transferred from the health care access improvement fund to any other account or fund during fiscal year 2019.

(g) On July 1, 2018, the expenditure limitation for salaries and wages and other operating expenditures established for the fiscal year ending June 30, 2019, by section 95(b) of chapter 104 of the 2017 Session Laws of Kansas on the health benefits administrations clearing fund – remit admin service org (264-00-7746-7746) of the department of health and environment – division of health care finance is hereby increased from \$9,050,000 to \$11,005,000.

(h) During the fiscal year ending June 30, 2019, 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 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys in an amount not to exceed \$2,500,000 from the state general fund, plus any matching federal moneys, to reinstate a program implementing state medicaid services for health homes pursuant to 42 U.S.C. § 1396w-4: *Provided*, That participation in such program shall be on an opt-in basis and not on the basis of automatic enrollment: *Provided further*, That participation in such program shall be open to youth and adults: *And provided further*, That participation in the program shall be structured to ensure that

individuals with a behavioral health diagnosis or chronic physical health condition are served: *And provided further*; That the above agency shall not allow any managed care organization providing the above services under the Kansas medical assistance program to claim an administrative claiming rate higher than 10% to provide such services.

(i) During the fiscal year ending June 30, 2019, 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 funds or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement, and require any managed care organization providing state medicaid services under the Kansas medical assistance program to implement, a policy to provide at least a 60-day admission for individuals requiring inpatient treatment in a psychiatric residential treatment facility, as determined by a managed care organization providing state medicaid services under the Kansas medical assistance program, without imposing any prior authorization requirements to receive such admission or treatment.

(j) During the fiscal year ending June 30, 2019, 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 in any special revenue fund or funds by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys in an amount not to exceed \$350,000 of state moneys, plus any associated federal matching moneys, to provide coverage and reimburse any participating healthcare provider under the Kansas medical assistance program for tobacco cessation treatments for any state medicaid recipient, including: Any United States food and drug administration-approved medication prescribed as a tobacco cessation treatment; and individual, group or telephone counseling for tobacco cessation, as defined by the United States centers for medicare and medicaid services for purposes of medicaid reimbursement: *Provided*, That the above agency and any managed care organization administering state medicaid services shall not impose any prior authorization requirements upon any treatments prescribed or ordered for tobacco cessation purposes by a participating healthcare provider: *Provided, however*; That a recipient of state medicaid services shall not be limited in the number of covered tobacco cessation attempts for counseling treatments, whether on an annual, lifetime or other basis, but shall be limited to four covered tobacco cessation attempts per year for medication treatment: *And provided, however*; That the above agency shall implement and administer this subsection in accordance with federal law and requirements imposed by the United States centers for medicare and medicaid services: *Provided further*; That the above agency shall submit to the United States centers for medicare and medicaid services any approval request necessary to implement this subsection.

Sec. 69.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF ENVIRONMENT

(a) There is appropriated for the above agency from the special revenue fund or funds for the fiscal year ending June 30, 2018, all moneys now and 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:

EPA multi-purpose grant fund (264-00-3103-3630).....No limit

Sec. 70.

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, 2019, the following:

Operating expenditures (including official
hospitality) (264-00-1000-0300).....\$175,000

(b) There is appropriated for the above agency from the special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now and 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:

EPA multi-purpose grant fund (264-00-3103-3630).....No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2019, for the state water plan project or projects specified, the following:

Watershed restoration and protection plan (264-00-1800-1808).....\$175,000

Milford and Marion reservoirs harmful algae bloom pilot.....\$450,000

Sec. 71.

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, 2018, the following:

Larned state hospital – sexual predator
treatment program (410-00-1000-0200).....\$2,519,398

Osawatomie state hospital – operating
expenditures (494-00-1000-0100).....\$2,904,176

RSI crisis center base services.....\$3,576,100

Comcare crisis center base services.....\$1,300,000

Valeo crisis center base services.....\$500,000

Salina crisis center base services.....\$85,000

(b) On the effective date of this act, of the \$616,064,457 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 99(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the LTC – medicaid assistance – NF account (039-00-1000-0520), the sum of \$29,798,009 is hereby lapsed.

(c) During the fiscal year ending June 30, 2018, 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 LTC – medicaid assistance – NF account (039-00-1000-0520) of the Kansas department for aging and disability services for fiscal year 2018 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys, notwithstanding the provisions of K.S.A. 2017 Supp. 75-5958, and amendments thereto, or any other statute to the contrary, and subject to appropriations, to provide rate increases for nursing facilities.

(d) On the effective date of this act, of the \$36,137,277 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 99(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the Larned state hospital – operating expenditures account (410-00-1000-0103), the sum of \$3,744,086 is hereby lapsed.

(e) On the effective date of this act, of the \$33,180,993 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 99(a) of chapter 104 of the 2017 Session Laws of Kansas from the community mental health centers supplemental funding account (039-00-1000-3001), the sum of \$1,885,000 is hereby lapsed.

(f) On the effective date of this act, of the \$17,257,484 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 99(a) of chapter 104 of the 2017 Session Laws of Kansas from the community aid account (039-00-1000-3004), the sum of \$3,576,100 is hereby lapsed.

(g) On the effective date of this act, of the \$3,849,532 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 185(a) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the debt service – new state security hospital account (039-00-8100-8320), the sum of \$303 is hereby lapsed.

(h) On the effective date of this act, of the \$2,583,200 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 185(a) of chapter 104 of the 2017 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 \$116,590 is hereby lapsed.

(i) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 99(b) of chapter 104 of the 2017 Session Laws of Kansas on the problem gambling and addictions grant fund (039-00-2371-2371) of the Kansas department for aging and disability service is hereby decreased from no limit to \$6,822,437.

(j) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 99(b) of chapter 104 of the 2017 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

\$1,744,846 to \$1,902,791.

(k) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 99(b) of chapter 104 of the 2017 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 increased from \$3,444,194 to \$3,556,862.

(l) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 99(b) of chapter 104 of the 2017 Session Laws of Kansas on the Osawatomic state hospital fee fund (494-00-2079-4200) of the Kansas department for aging and disability services is hereby decreased from \$1,589,186 to \$875,690.

(m) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 99(b) of chapter 104 of the 2017 Session Laws of Kansas on the Osawatomic state hospital certified care fund (494-00-2079-4201) of the Kansas department for aging and disability services is hereby decreased from \$2,398,316 to \$0.

(n) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by section 99(b) of chapter 104 of the 2017 Session Laws of Kansas on the Parsons state hospital and training center fee fund (507-00-2082-2200) of the Kansas department for aging and disability services is hereby decreased from \$1,372,386 to \$1,155,304.

(o) On the effective date of this act, of the \$185,248 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 185(a) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the Kansas neurological institute – energy conservation improvement debt service account (363-00-8100-8000), the sum of \$1,262 is hereby lapsed.

(p) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2018, the following:

Parsons state hospital and training center – energy conservation improvement debt service (507-00-8100-8330).....\$16,531

(q) There is hereby appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2018, 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:

Opioid abuse treatment & prevention federal fund (039-00-3023-3024).....No limit

(r) On the effective date of this act, any unencumbered balance in the Larned state hospital – SPTP reintegration program account (410-00-1000-0400) in excess of \$100 for the fiscal year ending June 30, 2018, is hereby transferred to the Larned state hospital – sexual predator treatment program account (410-00-1000-0200) for fiscal year 2018.

(s) During the fiscal year ending June 30, 2018, in addition to the other purposes for which expenditures may be made from the general fees fund (039-00-2524-2500) for fiscal year 2018 by the above agency by chapter 104 of the 2017 Session Laws of

Kansas, this or other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such fund to pay rainbow services incorporated in an amount not to exceed \$1,200,000.

Sec. 72.

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, 2019, the following:

Nursing facilities regulation (039-00-1000-0710).....	\$85,168
Nursing facilities regulation – title XIX (039-00-1000-0712).....	\$155,854
Larned state hospital – sexual predator treatment program (410-00-1000-0200).....	\$6,272,028
Osawatomie state hospital – operating expenditures (494-00-1000-0100).....	\$12,321,514
RSI crisis center base services.....	\$3,576,100
Comcare crisis center base services.....	\$1,300,000
Valeo crisis center base services.....	\$500,000
Salina crisis center base services.....	\$85,000
Parsons state hospital – operating expenditures (507-00-1000-0100).....	\$559,765
Program grants – nutrition – state match (039-00-1000-0280).....	\$200,000
Clubhouse model rehabilitation services.....	\$500,000

Provided, however, That, if 2018 House Bill No. 2517, or any other legislation that requires the director of accounts and reports to transfer moneys from the lottery operating fund to the clubhouse model program fund, is passed by the legislature during the 2018 regular session of the legislature and enacted into law, then the \$500,000 appropriated by this section from the state general fund in the clubhouse model rehabilitation services account is hereby lapsed.

(b) On July 1, 2018, of the \$651,956,862 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 100(a) of chapter 104 of the 2017 Session

Laws of Kansas from the state general fund in the LTC – medicaid assistance – NF account (039-00-1000-0520), the sum of \$20,138,196 is hereby lapsed.

(c) During the fiscal year ending June 30, 2019, 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 LTC – medicaid assistance – NF account (039-00-1000-0520) of the Kansas department for aging and disability services for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys, notwithstanding the provisions of K.S.A. 2017 Supp. 75-5958, and amendments thereto, or any other statute to the contrary, and subject to appropriations, to provide rate increases for nursing facilities.

(d) On July 1, 2018, of the \$36,478,239 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 100(a) of chapter 104 of the 2017 Sessions Laws of Kansas from the state general fund in the Larned state hospital – operating expenditures account (494-00-1000-0103), the sum of \$251,246 is hereby lapsed.

(e) On July 1, 2018, of the \$35,880,993 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 100(a) of chapter 104 of the 2017 Sessions Laws of Kansas from the community mental health centers supplemental funding account (039-00-1000-3001), the sum of \$1,768,800 is hereby lapsed.

(f) On July 1, 2018, of the \$17,257,484 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 100(a) of chapter 104 of the 2017 Sessions Laws of Kansas from the community aid account (039-00-1000-3004), the sum of \$3,576,100 is hereby lapsed.

(g) On July 1, 2018, of the \$3,845,751 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 186(a) of chapter 104 of the 2017 Session Laws of Kansas from the state institutions building fund in the debt service – new state security hospital account (039-00-8100-8320), the sum of \$1 is hereby lapsed.

(h) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 100(b) of chapter 104 of the 2017 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 decreased from no limit to \$6,825,996.

(i) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 100(b) of chapter 104 of the 2017 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 decreased from \$1,746,245 to \$1,741,119.

(j) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 100(b) of chapter 104 of the 2017 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 \$3,946,302 to \$3,946,301.

(k) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 100(b) of chapter 104 of the 2017 Session Laws of Kansas on the Osawatomie state hospital fee fund (494-00-2079-4200) of the Kansas department for aging and disability services is hereby decreased from \$1,469,674 to \$840,706.

(l) On July 1, 2018, the expenditure limitation established for the fiscal year ending

June 30, 2019, by section 100(b) of chapter 104 of the 2017 Session Laws of Kansas on the Osawatomic state hospital certified care fund (494-00-2079-4201) of the Kansas department for aging and disability services is hereby increased from \$2,220,000 to \$2,638,131.

(m) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 100(b) of chapter 104 of the 2017 Session Laws of Kansas on the Parsons state hospital and training center fee fund (507-00-2082-2200) of the Kansas department for aging and disability services is hereby decreased from \$1,372,386 to \$1,049,582.

(n) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2019, the following:

Parsons state hospital and training center – energy conservation improvement debt service (507-00-8100-8330).....	\$9,367
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(o) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, 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:

Opioid abuse treatment & prevention federal fund (039-00-3023-3024).....	No limit
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Health occupations credentialing fee fund.....	No limit
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(p) During the fiscal year ending June 30, 2019, 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 from any special revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys to ensure that no crisis center shall receive an amount of moneys from the above agency that is less than the amount that such crisis center received in fiscal year 2018.

(q) On July 1, 2018, the \$1,888,206 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 100(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the Larned state hospital – SPTP reintegration program account (410-00-1000-0400), is hereby lapsed.

(r) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made by the Kansas department for aging and disability services from the state general fund or any special revenue fund or funds for fiscal year 2019 for the Kansas department for aging and disability services as authorized by section 100 of chapter 104 of the 2017 Session Laws of Kansas, this or other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the Kansas department for aging and disability services for fiscal year 2019 to develop a long-term plan to eliminate the waiting list for the home and community based services waiver: *Provided*, That the Kansas department for aging and disability services shall include such long-term plan in its revised budget estimate submission during the fall of 2018.

(s) On July 1, 2018, the \$673,756 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 100(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the health occupational credentialing account (039-00-1000-0800) is hereby lapsed.

(t) During the fiscal year ending June 30, 2019, 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 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys, not to exceed \$50,000, to continue the mental health task force established by section 99(r) of chapter 104 of the 2017 Session Laws of Kansas: *Provided*, That in addition to the members appointed to the task force pursuant to section 99(r) of chapter 104 of the 2017 Session Laws of Kansas, the task force shall consist of two additional members, one to be appointed by the Kansas hospital association and one to be appointed by the Kansas association for the medically underserved: *Provided further*, That such task force shall study the following topics: The Kansas mental health delivery system, including a prioritization of, or the creation of, a strategic plan addressing the recommendations of the report filed on January 8, 2018; ascertaining the total number of psychiatric beds needed to most effectively deliver mental health services and the location where such services would be best provided in Kansas, working in conjunction with the entity that facilitated the task force's activities in fiscal year 2018; and any other matters relating to mental health services as such task force deems appropriate: *And provided further*, That such task force shall submit a report on the task force's findings to the senate standing committees on ways and means and public health and welfare and the house of representatives standing committees on appropriations and health and human services on or before January 14, 2019.

(u) During the fiscal year ending June 30, 2019, in addition to the other purposes for which expenditures may be made from the general fees fund (039-00-2524-2500) for fiscal year 2019 by the above agency by chapter 104 of the 2017 Session Laws of Kansas, this or other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such fund to provide for emergency crisis housing and associated living expenses for: (1) Individuals who were served by the RSI crisis center in an amount not to exceed \$200,000; (2) individuals who were served by the comcare crisis center in an amount not to exceed \$200,000; and (3) individuals who were served by the valeo crisis center in an amount not to exceed \$200,000: *Provided, however*, that the secretary of the above agency shall submit a written report on the use of such expenditures to the house of representatives committee on appropriations and the senate committee on ways and means on or before January 14, 2019.

(v) On July 1, 2018, of the \$17,642,543 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 100(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the state operations account (039-00-1000-0801), the sum of \$131,503 is hereby lapsed.

(w) During the fiscal year ending June 30, 2019, 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 in any special revenue fund or funds as authorized by

chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys to submit a report to the legislature, the senate committee on ways and means and the house of representatives committee on appropriations during the 2019 regular session of the legislature detailing the above agency's progress to submit to the United States centers for medicare and medicaid services a state medicaid plan amendment that would allow the state to receive federal matching moneys for supported behavioral health housing services projects.

Sec. 73.

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, 2018, the following:

State operations (including official hospitality) (629-00-1000-0013).....\$3,103,170

Provided, That on or before June 30, 2018, the director of the budget shall certify the amount expended for the protective investigator position to assist with locating missing foster children in fiscal year 2018 for salary and wages, including associated fringe benefits, and travel expenses, communications and supplies: *Provided further*, That on June 30, 2018, of the amount appropriated for the fiscal year ending June 30, 2018, by this section from the state general fund in the state operations (including official hospitality) account, any amount of the \$31,146 budgeted for such position that is not expended as part of such certified amount is hereby lapsed: *And provided further*, That if the director of the budget makes any certification under this proviso, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Youth services aid and assistance (629-00-1000-7020).....\$15,060,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2018, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Project maintenance reserve fund (629-00-2214-0150).....No limit

Sec. 74.

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, 2019, the following:

State operations (including official hospitality) (629-00-1000-0013).....\$4,756,919

Youth services aid and assistance (629-00-1000-7020).....\$23,420,965

(b) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2019, the following:

Family preservation (629-00-2000-2413).....\$80,745

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Project maintenance reserve fund (629-00-2214-0150).....No limit

(d) During the fiscal year ending June 30, 2019, 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 temporary assistance to needy families federal fund (629-00-3323-0530) of the Kansas department for children and families for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys in an amount not to exceed \$1,000,000 to make direct payments to boys and girls club, YMCA and municipal parks and recreation agency programs: *Provided*, That 50% of such moneys shall be expended for the operation and administration of such programs that help youth explore a broad range of career areas; match youth skill and interest to career areas; support youth in preparing for employment; teach youth the negative consequences of using substances such as drugs, alcohol and tobacco; and help youth build skills for eating a healthy diet, exercising, accessing quality healthcare or developing positive relationships: *Provided further*; That 50% of such moneys shall be expended for the payment of fees for participation in after-school programs by children in foster care in the state of Kansas: *Provided, however*; That such payments shall only be made to the extent allowed under federal law.

(e) During the fiscal year ending June 30, 2019, 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 temporary assistance to needy families federal fund (629-00-3323-0530) of the Kansas department for children and families for fiscal year 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys in an amount not to exceed \$5,750,000 to make payments to the jobs for America's graduates organization for programs that: Help students who are at risk of failing in school; provide an avenue for academic achievement; and assist students in earning credentials: *Provided, however*; That such expenditures shall only be made to the extent allowed under federal law.

Sec. 75.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the

fiscal year ending June 30, 2018, the following:

KPERS – employer contributions (652-00-1000-0100).....	\$2,140,000
KPERS – employer contributions – USDs (652-00-1000-0110).....	\$9,813,000
State foundation aid (652-00-1000-0820).....	\$10,968,783
Incentive for technical education (652-00-1000-0130).....	\$55,000

(b) On the effective date of this act, of the \$480,920,922 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 1(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the supplemental state aid account (652-00-1000-0840), the sum of \$26,420,922 is hereby lapsed.

Sec. 76.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Juvenile transitional crisis center pilot project.....	\$300,000
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Provided, That expenditures from the juvenile transitional crisis center pilot project account shall be used by the above agency during fiscal year 2019 to develop a regional crisis center pilot project at the Beloit special education cooperative founded on research and evidence-based practices designed to meet the unique social and emotional needs of students identified as at-risk or with disabilities: *Provided further*, That such project shall provide individualized programming to attain such student's high school diploma and job skills while working through the social skills program: *And provided further*, That the commissioner of education shall provide an update to the legislature on or before the first day of the 2019 regular legislative session on the implementation of the pilot project developed by this proviso.

State foundation aid (652-00-1000-0820).....	\$75,612,255
KPERS – employer contributions – USDs (652-00-1000-0110).....	\$32,147,000
KPERS – employer contributions (652-00-1000-0100).....	\$5,632,000
Special education services aid (652-00-1000-0700).....	\$10,000,000
Career and technical education transportation.....	\$650,000
Teach for America pilot program.....	\$520,000

Education super highway.....	\$300,000
Incentive for technical education (652-00-1000-0130).....	\$750,000
Operating expenditures (including official hospitality) (652-00-1000-0053).....	\$300,000

Provided, That, in addition to other positions within the department of education as prescribed by law, expenditures shall be made from the operating expenditures (including official hospitality) account to employ two additional employees to review and evaluate school safety and security plans and provide technical assistance to school districts on such plans.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

School safety and security grant fund.....	\$5,000,000
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Provided, That all moneys in the school safety and security grant fund expended for fiscal year 2019 shall be matched by the receiving school district on a \$1 for \$1 basis from other moneys of the district: *Provided further*; That all expenditures from the school safety and security grant fund shall be used for the disbursement of grant moneys for school safety and security improvements as approved by the state board of education under this section.

(c) On July 1, 2018, the director of accounts and reports shall transfer \$5,000,000 from the state general fund to the school safety and security grant fund of the department of education.

(d) During the fiscal year ending June 30, 2019, 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 2019 for such agency as authorized by chapter 95 or 104 of the 2017 Session Laws of Kansas, this or other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys for the state board of education to develop and adopt statewide standards for making all public schools and attendance centers operated by school districts in this state safe and secure: *Provided*, That in developing such standards, the state board of education: (1) Shall consult with the office of the adjutant general, the Kansas bureau of investigation, the department of health and environment, the state fire marshal and any other state agencies as deemed necessary by the state board of education; and (2) may consult with any local agencies and school boards as deemed necessary by the state board of education: *Provided further*; That the standards developed by the state board of education under this subsection shall include, but are not limited to: (1) The infrastructure of school buildings and attendance centers operated by school districts in this state, including

secured entrances, windows and other facets of the structural integrity of such buildings; (2) security technology to be utilized in such buildings, including, but not limited to, intrusion detection systems and security cameras; (3) communications systems, including, but not limited to, systems for interoperability between the school district and law enforcement agencies; and (4) any other systems or facilities the state board of education deems necessary for the safety and security of such buildings: *And provided further*, That the state board of education shall notify all school districts of the standards adopted under this subsection on or before January 1, 2019: *And provided further*, That the state board of education shall also provide notice of the adopted standards to those state agencies set forth in this subsection and any other state agencies the state board of education consulted with in developing such standards: *And provided further*, That to the extent such standards contain emergency or security information or procedures, the state board of education shall maintain the confidentiality of such standards when sending notices pursuant to this subsection.

(e) During the fiscal year ending June 30, 2019, 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 2019 for such agency as authorized by chapter 95 or 104 of the 2017 Session Laws of Kansas, this or other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys for the state board of education to develop and adopt statewide standards for school safety and security plans to be adopted by each school district: *Provided*, That in developing such standards, the state board of education: (1) Shall consult with the office of the adjutant general, the Kansas bureau of investigation, the department of health and environment, the state fire marshal and any other state agencies as deemed necessary by the state board of education; and (2) may consult with any local agencies and school boards as deemed necessary by the state board of education: *Provided further*, That the standards developed by the state board of education under this subsection shall include, but are not limited to: (1) Evaluation of the infrastructure of school buildings and attendance centers for compliance with standards adopted under subsection (d); (2) training of school district employees on school safety and security policies and procedures and conducting student drills on emergency situations; (3) procedures for making notifications to individuals located outside of the school building during emergency situations and maintaining communication with law enforcement agencies and other necessary individuals; (4) procedures for securing school buildings during an emergency situation; (5) procedures for emergency evacuation of school buildings, including evacuation routes and sites; (6) procedures for recovery after an emergency situation ceases; (7) coordination and incorporation of school safety and security plans with existing school district emergency response plans; (8) distribution of school safety and security plans to local law enforcement agencies and emergency management agencies; (9) procedures for ensuring there is accountability for adopting and implementing the school safety and security plan in accordance with this subsection and the standards adopted by the state board of education; and (10) any other policies and procedures the state board of education deems necessary for school safety and security plans: *And provided further*, That in developing standards for school safety and security plans under this subsection, the state board of education shall identify roles and responsibilities for implementing school safety and security plans at the school district

and school building level: *And provided further*, That the state board of education also shall identify the role of local law enforcement agencies and local emergency management agencies when partnering with school districts in the development and implementation of school safety and security plans: *And provided further*, That the state board of education may consider and utilize any materials, documentation or videos that are available through the United States department of homeland security in developing standards under this subsection: *And provided further*, That the state board of education shall notify all school districts of the standards adopted under this subsection on or before January 1, 2019: *And provided further*, That the state board of education shall also provide notice of the adopted standards to those state agencies set forth in this subsection and any other state agencies the state board of education consulted with in developing such standards: *And provided further*, That to the extent such standards contain emergency or security information or procedures, the state board of education shall maintain the confidentiality of such standards when sending notices pursuant to this subsection.

(f) During the fiscal year ending June 30, 2019, 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 2019 for such agency as authorized by chapter 95 or 104 of the 2017 Session Laws of Kansas, this or other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys to require each school district to adopt a comprehensive school safety and security plan based on the statewide standards adopted by the state board of education under subsections (d) and (e): *Provided*, That prior to the adoption of a school safety and security plan, each school district shall consult with one or more local law enforcement agencies and local emergency management agencies to review and evaluate: (1) Existing infrastructure of school buildings and attendance centers operated by such school district; and (2) current school district safety and security policies and procedures: *Provided further*, That the local law enforcement agencies and emergency management agencies may provide guidance on improving a school district's building infrastructure or safety and security polices and procedures: *And provided further*, That the review and evaluation, and any guidance provided as a result thereof, shall be done in accordance with the standards adopted by the state board of education under subsections (d) and (e): *And provided further*, That upon adoption of a school safety and security plan, the superintendent of the school district shall send a copy of such plan to each local law enforcement agency and emergency management agency the school district consulted with, and shall send a copy to the state board of education: *And provided further*, That each school district may submit an application to the state board of education for a grant of school safety and security improvement moneys: *And provided further*, That such application shall be submitted in such form and manner as prescribed by the state board of education, and shall include the current school district safety and security policies and procedures and a description of the school safety and security improvements the school district determines to be necessary: *And provided further*, That school safety and security improvements shall be determined based on the standards adopted by the state board of education under subsections (d) and (e): *And provided further*, That the state board of education shall review all applications and approve or deny such applications based on whether the applicant school district has demonstrated the necessity of school safety

and security improvements: *And provided further*, That as part of its review of an application, the state board of education may conduct a hearing and provide the applicant school district an opportunity to present testimony as to the necessity of such school safety and security improvements: *And provided further*, That if the state board of education approves an application, it shall determine the amount of moneys to be disbursed to the applicant school district from the school safety and security grant fund: *And provided further*, That if the state board of education denies an application, then, within 15 days of such denial, the state board of education shall send written notice of such denial to the superintendent of such school district: *And provided further*, That all administrative proceedings pursuant to this subsection shall be conducted in accordance with the provisions of the Kansas administrative procedure act: *And provided further*, That any action by the state board of education pursuant to this subsection shall be subject to review in accordance with the Kansas judicial review act.

(g) During the fiscal year ending June 30, 2019, 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 2019 for such agency as authorized by chapter 95 or 104 of the 2017 Session Laws of Kansas, this or other appropriation act of the 2018 regular session of the legislature, expenditures may be made by the above agency from such moneys for school districts to provide firearm safety education programs for the purposes of promoting the safety and protection of students and emphasizing how students should respond when encountering a firearm: *Provided*, That the state board of education shall establish curriculum guidelines for a standardized firearm safety education program: *Provided further*, That such guidelines shall include, but not be limited to, accident prevention and: (1) For students enrolled in kindergarten and grades one through five, shall be based on the eddie eagle gunsafe program offered by the national rifle association or any other evidence-based program or any successor program; (2) for students enrolled in grades six, seven and eight, shall be based on the eddie eagle gunsafe program offered by the national rifle association or any successor program, the hunter education in our schools program offered by the Kansas department of wildlife, parks and tourism or any successor program, or any other evidence-based program or any successor program; and (3) for students enrolled in grades nine through 12, shall be based on the hunter education in our schools program offered by the Kansas department of wildlife, parks and tourism or any successor program, or any other evidence-based program or any successor program: *And provided further*, That if a board of education of a school district elects to provide firearm safety education, such instruction shall be in accordance with the accident prevention guidelines and guidelines established in paragraphs (1), (2) and (3).

(h) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2019, the following:

CIF grants (652-00-2000-2408).....	\$2,343,930
Quality initiative infants and toddlers (652-00-2000-2420).....	\$69,534
Early childhood block grant autism diagnosis (652-00-2000-2422).....	\$6,953

Communities aligned in early development and education.....	\$1,000,000
Pre-K pilot (652-00-2000-2535).....	\$4,200,000
Parent education program (652-00-2000-2510).....	\$1,000,000

Provided, That expenditures from the parent education program account for each such grant shall be matched by the school district in an amount that is equal to not less than 50% of the grant.

(i) On July 1, 2018, during the fiscal year ending June 30, 2019, any expenditures from the parent education program account (652-00-2000-2510) of the children's initiatives fund by section 2(c) of chapter 95 of the 2017 Session Laws of Kansas for each grant shall be matched by the school district in an amount that is equal to not less than 50% of the grant, and on July 1, 2018, the provisions of section 2(c) of chapter 95 of the 2017 Session Laws of Kansas that provide for such match to be in an amount that is equal to not less than 65% of the grant are hereby declared to be null and void and shall have no force and effect.

(j) In addition to the other purposes for which expenditures may be made by the above agency from the moneys appropriated from the state foundation aid account (652-00-1000-0820) of the state general fund for fiscal year 2019 for such state agency as authorized by chapter 95 of the 2017 Session Laws of Kansas, 2018 Substitute for Senate Bill No. 423, this or other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by such agency from moneys appropriated from the state foundation aid account of the state general fund for fiscal year 2019 for the commissioner of education to allow three-year old preschool-aged at-risk students to participate in the program if such students meet the following requirements: (1) Are under the age of eligibility for attendance at kindergarten; (2) have been selected by the state board of education in accordance with guidelines governing the selection of students for participation in head start programs; (3) do not replace four-year old preschool-aged at-risk students; and (4) only fill available openings in such programs.

(k) On July 1, 2018, the amount of \$24,150,000 authorized by section 2(b) of chapter 95 of the 2017 Session Laws of Kansas to be transferred by the director of accounts and reports from the state highway fund (276-00-4100-4100) of the department of transportation to the general state aid transportation weighting – state highway fund (652-00-2222-2222) of the department of education on July 1, 2018, October 1, 2018, January 1, 2019, and April 1, 2019, is hereby decreased to \$11,250,000.

(l) The director of accounts and reports shall not make the transfer of \$2,500,000 from the state highway fund of the department of transportation to the special education transportation weighting – state highway fund (652-00-2223-2223) of the department of education that was authorized to be made on July 1, 2018, October 1, 2018, January 1, 2019, and April 1, 2019, by section 2(b) of chapter 95 of the 2017 Session Laws of Kansas and, on July 1, 2018, the provisions of section 2(b) of chapter 95 of the 2017 Session Laws of Kansas that provide for such transfers are hereby declared to be null

and void and shall have no force and effect.

(m) The director of accounts and reports shall not make the transfer of \$650,000 from the state highway fund of the department of transportation to the career and technical education transportation – state highway fund (652-00-2139-2139) of the department of education that was authorized to be made on July 1, 2018, by section 2(b) of chapter 95 of the 2017 Session Laws of Kansas and, on July 1, 2018, the provisions of section 2(b) of chapter 95 of the 2017 Session Laws of Kansas that provide for such transfer is hereby declared to be null and void and shall have no force and effect.

(n) On July 1, 2018, of the \$486,109,284 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 2(a) of chapter 95 of the 2017 Session Laws of Kansas from the state general fund in the supplemental state aid account (652-00-1000-0840), the sum of \$8,186,284 is hereby lapsed.

(o) On July 1, 2018, the provisions of section 1(b) of 2018 Substitute for Senate Bill No. 423 are hereby declared to be null and void and shall have no force and effect.

(p) 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 in the mental health intervention team pilot program account for fiscal year 2019 as authorized by section 1(a) of 2018 Substitute for Senate Bill No. 423, this act or other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from moneys appropriated from the state general fund in the mental health intervention team pilot program account for fiscal year 2019 for the commissioner of education to review and approve the memorandums of understanding that have been executed between the participating school districts and community mental health centers to implement the mental health intervention team pilot program: *Provided*, That upon approval, moneys in such account shall be expended to provide treatment and services for students under the mental health intervention team pilot program who are uninsured or underinsured: *Provided, however*, That the aggregate of such expenditures for treatment and services provided pursuant to this subsection shall not exceed \$1,541,050.

Sec. 77.

STATE HISTORICAL SOCIETY

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 116(b) of chapter 104 of the 2017 Session Laws of Kansas on expenditures from the heritage trust fund (288-00-7379-7600) of the state historical society for state operations is hereby increased from \$56,244 to \$57,476.

Sec. 78.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (including official hospitality) (246-00-1000-0013).....\$618,799

Master's-level nursing capacity (246-00-1000-0100).....\$77

Kansas wetlands education center at Cheyenne bottoms (246-00-1000-0200).....	\$4,927
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Kansas academy of math and science (246-00-1000-0300).....	\$13,751
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Sec. 79.

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, 2018, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Electrical distribution system project fund (367-00-8001-8318).....	No limit
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Salina project fund (367-00-2062-2000).....	No limit
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Sec. 80.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (including official hospitality) (367-00-1000-0003).....	\$1,790,142
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Midwest institute for comparative stem cell biology (367-00-1000-0170).....	\$2,443
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Global food systems (367-00-1000-0190).....	\$18,817
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Kansas state university polytechnic campus (367-00-1000-0150).....	\$116,415
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(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Electrical distribution system project fund (367-00-2520-2080).....	No limit
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Salina project fund (367-00-2062-2000).....	No limit
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Sec. 81.

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, 2019, the following:

Cooperative extension service (including official
hospitality) (369-00-1000-1020).....\$321,171

Agricultural experiment stations (including official
hospitality) (369-00-1000-1030).....\$524,335

Sec. 82.

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, 2019, the following:

Operating expenditures (including official
hospitality) (368-00-1000-5003).....\$189,662

Operating enhancement (368-00-1000-5023).....\$94,407

Sec. 83.

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, 2018, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Abigail Morse hall and the
residential life residence
project fund (379-00-5650-5120).....No limit

Sec. 84.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Department of nursing.....\$535,000

Operating expenditures (including official
hospitality) (379-00-1000-0083).....\$530,635

Reading recovery program (379-00-1000-0100).....	\$3,585
Nat'l Board Cert/Future Teacher Academy (379-00-1000-0200).....	\$2,185

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Abigail Morse hall and the residential life residence project fund (379-00-5650-5120).....	No limit
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Sec. 85.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (including official hospitality) (385-00-1000-0063).....	\$609,586
School of construction (385-00-1000-0200).....	\$13,142
Polymer science program (385-00-1000-0300).....	\$17,553

Sec. 86.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2018, the following:

Geological survey (682-00-1000-0170).....	\$8,198
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(b) On the effective date of this act, of the \$122,379,585 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 129(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the operating expenditures (including official hospitality) account (682-00-1000-0023), the sum of \$8,198 is hereby lapsed.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2018, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

2017A – refunding fund.....	No limit
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Sec. 87.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (including official hospitality) (682-00-1000-0023).....	\$2,448,065
Umbilical cord matrix project (682-00-1000-0370).....	\$2,462
Geological survey (682-00-1000-0170).....	\$122,207

(b) On July 1, 2018, of the \$123,932,492 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 130(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the operating expenditures (including official hospitality) account (682-00-1000-0023), the sum of \$8,198 is hereby lapsed.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Earth, energy, and environment center project fund (682-00-2545-2080).....	No limit
2017A – refunding fund.....	No limit
Corbin hall fund (682-00-5142-5050).....	No limit

Sec. 88.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$970,000 from the rural health bridging psychiatry fund (683-00-2218-2218) to the psychiatry medical loan repayment fund (683-00-7233-7233).

Sec. 89.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency (a) from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (including official hospitality) (683-00-1000-0503).....	\$2,009,373
Medical scholarships and loans (683-00-1000-0600).....	\$84,618

Midwest stem cell therapy center (683-00-1000-0800).....	\$14,482
Rural health bridging (683-00-1000-1010).....	\$2,639

(b) On July 1, 2018, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$970,000 from the rural health bridging psychiatry fund (683-00-2218-2218) to the psychiatry medical loan repayment fund (683-00-7233-7233).

Sec. 90.

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, 2018, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking garage project fund (715-00-5148-5000).....	No limit
2016J – refunding fund.....	No limit

Sec. 91.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (including official hospitality) (715-00-1000-0003).....	\$1,206,107
Technology transfer facility (715-00-1000-0005).....	\$37,634
Aviation infrastructure (715-00-1000-0010).....	\$1,765,231
Aviation research (715-00-1000-0015).....	\$5,094,084

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Parking garage project fund (715-00-5148-5000).....	No limit
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Sec. 92.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2018, the following:

Tuition for technical education (561-00-1000-0120).....\$7,300,000

Sec. 93.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (including official hospitality) (561-00-1000-0103).....\$112,095

Midwest higher education commission (561-00-1000-0250).....\$2,383

State scholarship program (561-00-1000-4300).....\$53,731

Kansas work-study program (561-00-1000-2000).....\$31,361

ROTC service scholarships (561-00-1000-4600).....\$6,272

Military service scholarships (561-00-1000-1310).....\$25,089

Teachers scholarship program (561-00-1000-0800).....\$250,890

Nursing student scholarship program (561-00-1000-4100).....\$125,445

Municipal university operating grant (561-00-1000-1010).....\$223,943

Adult basic education (561-00-1000-0900).....\$36,555

Postsecondary tiered technical education state aid (561-00-1000-0760).....\$1,327,860

Non-tiered course credit hour grant (561-00-1000-0550).....\$1,740,458

Technology equipment at community colleges and Washburn university (561-00-1000-0500).....\$9,997

Vocational education capital outlay aid (561-00-1000-0310).....	\$1,796
Tuition waivers (561-00-1000-1650).....	\$12,545
Nurse educator grant program (561-00-1000-4120).....	\$43,906
Nursing faculty and supplies grant program (561-00-1000-4130).....	\$44,839
Postsecondary technical education authority (561-00-1000-0750).....	\$499
Tuition for technical education (561-00-1000-0120).....	\$8,300,000
National guard education assistance (561-00-1000-1300).....	\$1,814,565

(b) If the amount of moneys appropriated for the above agency for the fiscal year ending June 30, 2019, by chapter 104 of the 2017 Session Laws of Kansas, this or other appropriation act of the 2018 regular session of the legislature, in the postsecondary tiered technical education state aid account (561-00-1000-0760) is \$58,300,000 or greater, then the difference between the amount of moneys appropriated for the fiscal year 2019 and \$58,300,000 shall be distributed based on each eligible institution's calculated gap, according to the postsecondary tiered technical education state aid act, K.S.A. 2017 Supp. 71-1801 through 71-1810, and amendments thereto, as determined by the state board of regents: *Provided*, That if the amount of moneys appropriated for the above agency for fiscal year 2019 is less than \$58,300,000, then each eligible institution shall receive an amount of moneys proportionally adjusted to equal the amount of moneys such eligible institution received in fiscal year 2016: *And provided further*; That on July 1, 2018, the provisions of the proviso to the appropriation of moneys in the postsecondary tiered technical education state aid account of the state board of regents in section 136(a) of chapter 104 of the 2017 Session Laws of Kansas is hereby declared to be null and void and shall have no force and effect.

(c) Notwithstanding the provisions of K.S.A. 2017 Supp. 74-32,182, and amendments thereto, on July 1, 2018, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$535,000 from the private and out-of-state postsecondary educational institution fee fund (561-00-2614-2610) of the above agency to the state general fund.

Sec. 94.

DEPARTMENT OF CORRECTIONS

(a) On the effective date of this act, of the \$3,997,000 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 214(c) of chapter 104 of the

2017 Session Laws of Kansas from the state institutions building fund in the debt service – Topeka complex and Larned juvenile correctional facility account (521-00-8100-8119) the sum of \$170 is hereby lapsed.

Sec. 95.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (521-00-1000-0603).....	\$276,024
Topeka correctional facility – facilities	
operations (660-00-1000-0303).....	\$774,351
Hutchinson correctional facility – facilities	
operations (313-00-1000-0303).....	\$1,463,428
Lansing correctional facility – facilities	
operations (400-00-1000-0303).....	\$1,579,404
Ellsworth correctional facility – facilities	
operations (177-00-1000-0303).....	\$616,036
Winfield correctional facility – facilities	
operations (712-00-1000-0303).....	\$561,234
Norton correctional facility – facilities	
operations (581-00-1000-0303).....	\$742,893
El Dorado correctional facility – facilities	
operations (195-00-1000-0303).....	\$1,899,076
Larned correctional mental health facility – facilities	
operations (408-00-1000-0303).....	\$586,194
Kansas juvenile correctional complex – facilities	
operations (352-00-1000-0303).....	\$533,007

(b) On July 1, 2018, of the \$8,000,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 139(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the evidence based juvenile program account (521-00-1000-0050) the sum of \$6,000,000 is hereby lapsed.

Sec. 96.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2018, the following:

Operating expenditures (034-00-1000-0053).....\$9,984

Provided, That on or before June 30, 2018, the director of the budget shall certify that the above agency hired to fill a national bio and agro-defense facility planner position during fiscal year 2018: *Provided, however*, That if the above agency did not hire to fill such position during fiscal year 2018, the director of the budget shall certify the amount budgeted for such unfilled position: *Provided further*, That on June 30, 2018, of the amount appropriated for the fiscal year ending June 30, 2018, by this section from the state general fund in the operating expenditures account, an amount equal to such certified amount is hereby lapsed: *And provided further*, That if the director of the budget makes any certification under this proviso, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Disaster relief (034-00-1000-0200).....\$1,663,979

Sec. 97.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (034-00-1000-0053).....\$20,277

Disaster relief (034-00-1000-0200).....\$2,446,318

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, 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 national guard counter drug state forfeiture fund.....No limit

Sec. 98.

STATE FIRE MARSHAL

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the fire marshal fee fund (234-00-2330-2000) is hereby increased from \$5,067,836 to \$5,287,336.

(b) On July 1, 2018, the amount of \$1,000,000 authorized by section 143(b) of the 2017 Session Laws of Kansas to be transferred by the director of accounts and reports from the fire marshal fee fund (234-00-2330-2000) of the state fire marshal to the state general fund on July 1, 2018, and January 1, 2019, is hereby decreased to \$500,000.

(c) Notwithstanding the provisions of K.S.A. 31-133, and amendments thereto, or

any other statute, during the fiscal year ending June 30, 2019, 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 2019, as authorized by chapter 104 of the 2017 Session Laws of Kansas, this or other appropriation act of the 2018 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 2019 to require administrators of public and private schools and educational institutions, except community colleges, colleges and universities, to conduct at least 16 emergency preparedness drills during the school year at some time during school hours, aside from the regular dismissal at the close of the day's session, and to prescribe the manner in which such emergency preparedness drills are to be conducted: *Provided*, That such emergency preparedness drills shall include at least: (1) Four fire drills; (2) three tornado drills conducted pursuant to the tornado procedures established by administrators of public and private schools and educational institutions, except community colleges, colleges and universities and subject to approval by the state fire marshal; and (3) nine crisis drills that shall include, but not be limited to, intruder response drills and lockdown drills.

Sec. 99.

KANSAS HIGHWAY PATROL

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of chapter 104 of the 2017 Session Laws of Kansas on the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol is hereby increased from \$52,236,578 to \$52,332,772.60.

(b) On the effective date of this act, the amount of \$12,998,317.75 authorized by section 144(d) of chapter 104 of the 2017 Session Laws of Kansas to be transferred by the director of accounts and reports from the state highway fund of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol on April 1, 2018, is hereby increased to \$13,010,151.35.

(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 \$250,000 from the state highway fund 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 acquiring a use-of-force training simulator for the Kansas highway patrol training academy.

Sec. 100.

KANSAS HIGHWAY PATROL

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol is hereby decreased from \$52,597,147 to \$52,353,840.

(b) In addition to the other purposes for which expenditures may be made by the

above agency from moneys appropriated from the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol for the fiscal year ending June 30, 2019, by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys 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 purchase the land and improvements comprising the troop B headquarters located in Shawnee county, Kansas: *Provided*, That such capital improvement project is hereby approved for the Kansas highway patrol 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 the Kansas highway patrol may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *And provided further*; That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$3,220,266 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement 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 the Kansas highway patrol operations fund: *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: *Provided, however*; That no such expenditures shall be made and no such bonds shall be issued unless and until the Kansas highway patrol has first advised and consulted on such capital improvement project with the joint committee on state building construction.

(c) In addition to the other purposes for which expenditures may be made from the Kansas highway patrol operations fund for fiscal year 2019, expenditures may be made by the above agency from the Kansas highway patrol operations fund for fiscal year 2019 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Debt service – troop B.....\$300,000

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 2019.

(d) On July 1, 2018, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$300,000 from the state highway fund of the department of transportation to the debt service – troop B account of the Kansas highway patrol operations fund. In addition to other purposes for which expenditures may be made from the state highway fund during fiscal year 2019 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 2019 for support and maintenance of the Kansas highway patrol.

Sec. 101.

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, 2018, for the capital improvement project or projects specified, the following:

Internet crimes against children fund.....\$250,000

Sec. 102.

ATTORNEY GENERAL – KANSAS
BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency (a) from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (083-00-1000-0083).....\$1,645,188

(b) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, for the capital improvement project or projects specified, the following:

Internet crimes against children fund.....\$250,000

Sec. 103.

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, 2018, by section 177(d) of chapter 104 of the 2017 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 \$605,176 to \$634,068.

Sec. 104.

KANSAS COMMISSION ON PEACE OFFICERS'
STANDARDS AND TRAINING

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by section 178(d) of chapter 104 of the 2017 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 \$635,318 to \$667,505.

Sec. 105.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2018, for the water plan project or projects specified, the following:

Riparian and wetland program (046-00-1800-1260).....\$281,312

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2018, 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:

Alternative crop research act licensing fee fund.....No limit

Sec. 106.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

Operating expenditures (046-00-1000-0053).....\$167,868

Animal traceability pilot study.....\$250,000

(b) On July 1, 2018, of the \$1,050,980 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 155(f) of chapter 104 of the 2017 Session Laws of Kansas from the state economic development initiatives fund in the agricultural marketing program account (046-00-1900-1110), the sum of \$62,334 is hereby lapsed.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2019, 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:

Alternative crop research act licensing fee fund.....No limit

(d) There is appropriated for the above agency (d) from the state water plan fund for the fiscal year ending June 30, 2019, for the state water plan project or projects specified, the following:

Streambank stabilization projects (046-00-1800-1290).....\$500,000

Provided, That any unencumbered balance in the streambank stabilization account (709-00-1800-1265) of the Kansas water office in excess of \$100 as of June 30, 2018, is hereby reappropriated to the streambank stabilization projects account of the above agency for fiscal year 2019.

Irrigation technology.....\$100,000

Crop research – hemp.....\$100,000

Crop research – sorghum.....\$150,000

Sec. 107.

STATE FAIR BOARD

(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 from any special revenue fund or funds of the above agency for the fiscal year ending June 30, 2019, by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the above agency from such moneys 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 renovate the bison arena on the state fairgrounds: *Provided*, That such capital improvement project is hereby approved for the state fair board 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 the state fair board may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *And provided further*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$1,700,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement 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 the state fair capital improvements fund (373-00-2533-2500): *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: *Provided, however*, That if 2018 Senate Bill No. 415, or any other legislation that authorizes the crediting of state sales tax revenues from the sale of tangible personal property at retail while on the Kansas state fairgrounds to the state fair capital improvements fund is not passed by the legislature during the 2018 regular session and enacted into law, then on July 1, 2018, the provisions of this subsection are hereby declared to be null and void and shall have no force and effect.

Sec. 108.

KANSAS WATER OFFICE

(a) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2018, for the state water plan project or projects specified, the following:

Milford lake watershed regional conservation partnership program.....\$200,000

Sec. 109.

KANSAS WATER OFFICE

(a) During the fiscal year ending June 30, 2019, 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 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.

(b) On July 1, 2018, the amount of \$419,474 authorized by section 159(i) of chapter 104 of the 2017 Session Laws of Kansas to be transferred by the director of accounts and reports from the water marketing fund (709-00-2255-2100) of the Kansas water office to the state general fund on July 1, 2018, is hereby decreased to \$411,074.

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2019, for the state water plan project or projects specified, the following:

Milford lake watershed regional conservation partnership program.....\$200,000

Provided, That any unencumbered balance in the Milford lake watershed regional conservation partnership program account in excess of \$100 as of June 30, 2018, is hereby reappropriated for fiscal year 2019.

Best management practices implementation.....\$900,000

Water vision education.....\$100,000

Reservoir bathymetric surveys and biological research (709-00-1800-1275).....\$100,000

Provided, That any unencumbered balance in the reservoir bathymetric surveys and biological research account in excess of \$100 as of June 30, 2018, is hereby reappropriated for fiscal year 2019.

Streambank stabilization effectiveness research.....\$100,000

Harmful algae bloom research.....\$100,000

Water technology farms.....\$75,000

Water resource planner.....\$100,000

Provided, That notwithstanding the provisions of K.S.A. 82a-951, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2019, expenditures may be made from the water resource planner account of the state water plan fund by the above agency for salaries and wages, and associated fringe benefits, for a water resource planner.

Kansas river alluvial aquifer observation well network (709-00-1800-1270).....\$50,000

Provided, That any unencumbered balance in the Kansas river alluvial aquifer observation well network account in excess of \$100 as of June 30, 2018, is hereby reappropriated for fiscal year 2019.

Equus Beds aquifer chloride plume pilot.....\$50,000

Sec. 110.

KANSAS DEPARTMENT OF WILDLIFE, PARKS AND TOURISM

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of chapter 104 of the 2017 Session Laws of Kansas on the wildlife fee fund (710-00-2300-2880) of the Kansas department of wildlife, parks and tourism is hereby increased from \$30,346,754 to \$32,231,161.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of chapter 104 of the 2017 Session Laws of Kansas on the parks fee fund (710-00-2122-2050) of the Kansas department of wildlife, parks and tourism is hereby increased from \$9,026,919 to \$9,959,340.

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of chapter 104 of the 2017 Session Laws of Kansas on the boating fee fund (710-00-2245-2800) of the Kansas department of wildlife, parks and tourism is hereby increased from \$1,118,974 to \$1,126,942.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2018, by the state finance council by section 177(d) of chapter 104 of the 2017 Session Laws of Kansas on the department access roads fund (710-00-2178-2761) of the Kansas department of wildlife, parks and tourism is hereby increased from \$1,634,413 to \$1,652,261.

(e) During the fiscal year ending June 30, 2018, 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 2018, from which expenditures may be made for salaries and wages, as authorized by chapter 104 of the 2017 Session

Laws of Kansas, this or other appropriation act of the 2018 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 2018, 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, parks and tourism: *Provided, however*; That notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, the secretary of wildlife, parks and tourism shall not require such officer to transfer into the unclassified service in order to progress within the existing pay structure pursuant to this subsection.

(f) Notwithstanding the provisions of K.S.A. 2017 Supp. 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, parks and tourism from moneys appropriated from the wildlife fee fund (710-00-2300-2880) of the Kansas department of wildlife, parks and tourism for the fiscal year ending June 30, 2018, by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures may be made by the above agency from such moneys during fiscal year 2018 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, parks and tourism: *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%.

Sec. 111.

KANSAS DEPARTMENT OF
WILDLIFE, PARKS AND TOURISM

(a) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the wildlife fee fund (710-00-2300-2880) of the Kansas department of wildlife, parks and tourism is hereby increased from \$30,187,879 to \$33,894,060.

(b) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the parks fee fund (710-00-2122-2050) of the Kansas department of wildlife, parks and tourism is hereby increased from \$9,098,199 to \$9,969,845.

(c) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the boating fee fund (710-00-2245-2800) of the Kansas department of wildlife, parks and tourism is hereby increased from \$1,107,541 to \$1,168,599.

(d) On July 1, 2018, the expenditure limitation established for the fiscal year ending June 30, 2019, by the state finance council by section 178(d) of chapter 104 of the 2017 Session Laws of Kansas on the department access road fund (710-00-2178-

2761) of the Kansas department of wildlife, parks and tourism is hereby increased from \$1,636,652 to \$1,654,683.

(e) During the fiscal year ending June 30, 2019, 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 2019, from which expenditures may be made for salaries and wages, as authorized by chapter 104 of the 2017 Session Laws of Kansas, this or other appropriation act of the 2018 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 2019, 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, parks and tourism: *Provided, however*; That notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, the secretary of wildlife, parks and tourism shall not require such officer to transfer into the unclassified service in order to progress within the existing pay structure pursuant to this subsection.

(f) Notwithstanding the provisions of K.S.A. 2017 Supp. 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, parks and tourism from moneys appropriated from the wildlife fee fund (710-00-2300-2880) of the Kansas department of wildlife, parks and tourism for the fiscal year ending June 30, 2019, by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures may be made by the above agency from such moneys during fiscal year 2019 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, parks and tourism: *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%.

Sec. 112.

DEPARTMENT OF TRANSPORTATION

(a) On the effective date of this act, notwithstanding the provisions of K.S.A. 68-2320, and amendments thereto, or any other statute, regarding the \$400,000,000 limitation on the issuance of bonds pursuant to section 163(j) and 164(j) of chapter 104 of the 2017 Session Laws of Kansas for fiscal year 2018 and fiscal year 2019, any remaining authority to issue bonds pursuant to section 163(j) and 164(j) of chapter 104 of the 2017 Session Laws of Kansas for fiscal year 2018 and fiscal year 2019 shall be limited to \$200,000,000 of the net proceeds of the bonds issued pursuant to such sections and not the principal amount of the bond issuance.

(b) Notwithstanding the provisions of K.S.A. 2017 Supp. 68-2314b, and amendments thereto, or any other statute, in addition to the other purposes for which expenditures may be made by the above agency from the moneys appropriated from any special revenue fund or funds for fiscal year 2018 and fiscal year 2019 for such state agency as authorized by chapter 104 of the 2017 Session Laws of Kansas, this or other

appropriation act of the 2018 regular session of the legislature, expenditures shall be made by such agency from moneys appropriated from any special revenue fund or funds for fiscal year 2018 and fiscal year 2019 for the secretary of transportation to review the 23 transportation works for Kansas projects that have been delayed: *Provided*, That the secretary shall meet with the local government officials concerning such delayed projects to confirm such project continues to be such local government's priority project: *Provided further*, That upon confirming the 23 transportation works for Kansas projects, the secretary shall implement the construction, improvement and reconstruction of such transportation works for Kansas projects in the most cost effective manner to maximize savings: *And provided further*, That the secretary shall provide an update to the legislature on or before the first day of the 2019 regular legislative session on the implementation of the transportation works for Kansas projects required by this subsection.

Sec. 113.

STATE FINANCE COUNCIL

(a) On the effective date of this act, of the \$12,200,000 appropriated for the above agency for the fiscal year ending June 30, 2018, by section 177(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the state employee pay increase fund account, the sum of \$264,875 is hereby lapsed.

Sec. 114.

STATE FINANCE COUNCIL

(a) On July 1, 2018, of the \$12,200,000 appropriated for the above agency for the fiscal year ending June 30, 2019, by section 178(a) of chapter 104 of the 2017 Session Laws of Kansas from the state general fund in the state employee pay increase fund account, the sum of \$264,875 is hereby lapsed.

(b) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2019, the following:

State employee pay increase.....\$14,900,000

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 2019: *Provided further*, That expenditures in the state employee pay increase account shall be made for the purpose of paying the proportionate share of the cost to the state general fund of the salary increase, including associated employer contributions, to the judicial branch, during fiscal year 2019.

(c) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2019, the following:

State employee pay increase.....\$134,802

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 2019.

(d) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2019, the following:

State employee pay increase.....\$30,210

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 2019.

(e) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2019, the following:

State employee pay increase.....\$3,787

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 2019.

(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, 2019. 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, 2019.

(g) The director of the budget shall prepare a budget estimate based upon the most recent payroll information for the salary increases and other amounts specified, and all amendments and revisions of such estimate, and the director of the budget shall submit a copy of such estimate, and all amendments and revisions thereof, directly to the director of legislative research.

(h) A benefits-eligible state employee, who has been continuously employed since July 1, 2017, shall be eligible for a salary increase under this subsection based on only one of the following:

(1) A single step for employees in the classified service and the equivalent amount for employees in the unclassified service, including associated employer contributions, under this section, if such state employee received an increase in salary pursuant to: (A) Section 177(f)(2) of chapter 104 of the 2017 Session Laws of Kansas; or (B) any

executive branch initiative to provide a salary adjustment for individuals not included in the salary increase pursuant to section 177 of chapter 104 of the 2017 Session Laws of Kansas;

(2) two steps for employees in the classified service and the equivalent amount for employees in the unclassified service, including associated employer contributions, under this section, if such state employee did not receive an increase in salary pursuant to: (A) Section 177(f)(1) or (2) of chapter 104 of the 2017 Session Laws of Kansas; or (B) any executive branch initiative to provide a salary adjustment for individuals not included in the salary increase pursuant to section 177 of chapter 104 of the 2017 Session Laws of Kansas; or

(3) two steps for department of corrections employees assigned to the job classifications listed in executive directive no. 17-482.

(i) (1) Notwithstanding the provisions of K.S.A. 46-137a and 46-137b, and amendments thereto, or any other statute, the provisions of subsection (h) 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 (h) shall not apply to state officers elected on a statewide basis.

(3) Notwithstanding the provisions of K.S.A. 75-31201, and amendments thereto, or any other statute, the provisions of subsection (h) shall not apply to justices of the supreme court, judges of the court of appeals, district court judges and district magistrate judges.

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

(A) Employees assigned to a trooper or officer classification of the Kansas highway patrol.

(B) Teachers and licensed personnel and employees at the Kansas state school for the deaf or the Kansas state school for the blind.

(C) Employees of the Kansas bureau of investigation who were included in the recruitment and retention plan of the Kansas bureau of investigation.

(D) Employees of the judicial branch and any employee whose pay is linked as provided by law to the pay of employees in the judicial branch.

(E) Employees of the board of regents and regents institutions.

(F) Employees authorized to receive a salary increase for fiscal year 2019 in another section of this act.

Sec. 115. (a) Notwithstanding the provisions of sections 198(b), 199(b), 200(b), 201(b), 202(b), 203(b), 204(b), 205(b), 206(c), 207(c), 208(b), 209(b), 210(b), 211(b), 252(a)(2) and 252(b)(2) of chapter 104 of the 2017 Session Laws of Kansas, during the fiscal year ending June 30, 2018, and during the fiscal year ending June 30, 2019, any regents 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 accounts of the Kansas educational building fund of any regents agency of moneys transferred to such account by the state board of regents, including any unencumbered balance in any account of the Kansas educational building fund of any regents agency.

(b) The provisions of sections 198(b), 199(b), 200(b), 201(b), 202(b), 203(b), 204(b), 205(b), 206(c), 207(c), 208(b), 209(b), 210(b), 211(b), 252(a)(2) and 252(b)(2)

of chapter 104 of the 2017 Session Laws of Kansas that limit expenditures of unencumbered balances in such accounts during the fiscal year ending June 30, 2018, and during the fiscal year ending June 30, 2019, are hereby declared to be null and void and shall have no force and effect.

(c) As used in this section, "regents agency" means Fort Hays state university, Kansas state university, Emporia state university, Pittsburg state university, the university of Kansas, the university of Kansas medical center and Wichita state university.

Sec. 116. (a) For the fiscal years ending June 30, 2020, June 30, 2021, and June 30, 2022, 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) Upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer such certified excess amount from the state general fund as follows:

(1) For the fiscal years ending June 30, 2020, and June 30, 2021:

(A) 50% to the budget stabilization fund established by K.S.A. 2017 Supp. 75-6706, and amendments thereto; and

(B) 50% to the pooled money investment portfolio pursuant to K.S.A. 75-4209(m)(2) and (m)(4), and amendments thereto, to pay in full or in part the amounts to be transferred. Any moneys transferred to the pooled money investment portfolio pursuant to this section shall be credited to the final payment to be made in fiscal year 2024, and each next preceding fiscal year thereafter as moneys are available; and

(2) for the fiscal year ending June 30, 2022:

(A) 50% to the budget stabilization fund; and

(B) 50% to the Kansas public employees retirement fund to be applied to the payment, in full or in part, of the unfunded actuarial pension liability as directed by the Kansas public employees retirement system.

(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. 117. During the fiscal years ending June 30, 2018, June 30, 2019, and June 30, 2020, in addition to the other purposes for which expenditures may be made by the Kansas department for aging and disability services and the department of health and environment – division of health care finance from moneys appropriated from the state general fund or in any special revenue fund or funds by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by the Kansas department for aging and disability services and the department of health and environment – division of health care finance from such moneys to include the following individuals as eligible for services under the traumatic brain injury home and community-based services waiver under the Kansas medical assistance program: (1) Individuals with a documented brain injury acquired from a cause not already covered under the traumatic brain injury waiver, including, but not limited to, stroke, brain trauma, infection of the brain, brain

tumor, anoxia or other cause; and (2) individuals of any age who would otherwise qualify for services under the traumatic brain injury waiver but for the individual's age: *Provided*, That financial eligibility requirements for children under the age of 18 years to receive such waiver services shall be the same as financial eligibility requirements for children under the age of 18 years to receive services under the serious emotional disturbance waiver: *Provided, however*, That the Kansas department for aging and disability services and the department of health and environment – division of health care finance shall implement and administer this section in accordance with federal law and requirements imposed by the United States centers for medicare and medicaid services: *Provided further*, That the Kansas department for aging and disability services and the department of health and environment – division of health care finance shall submit to the United States centers for medicare and medicaid services any approval request necessary to implement this section.

Sec. 118. During the fiscal years ending June 30, 2018, and June 30, 2019, notwithstanding any other provision of law to the contrary, no state agency shall expend any moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2018 or 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature to submit or maintain to the United States centers for medicare and medicaid services any request to administer or provide state medicaid services under the Kansas medical assistance program using a capitated managed care delivery system in any manner that is substantially different than the manner in which state medicaid services under the Kansas medical assistance program were provided on January 1, 2018, including, but not limited to, imposing any new eligibility requirements or limitations to receive such services, without express prior authorization by an act or appropriation act of the legislature: *Provided*, That no state agency shall enter into any contract for the administration and provision of state medicaid services using a capitated managed care delivery system in violation of this section without express prior authorization by an act or appropriation act of the legislature: *Provided further*, That the department of health and environment, the Kansas department for aging and disability services and the department of administration shall negotiate for contracts to administer state medicaid services using a capitated managed care delivery system that comply with this section, including altering the request for proposal identified by the department of administration as bid event 0005464, opened on October 27, 2017, and closed on January 5, 2018, limited to persons who have submitted a bid in response to bid event 0005464: *And provided further*, That any such contract shall be for a term of three years commencing on the termination date of contracts for the administration and provision of state medicaid services under the Kansas medical assistance program using a capitated managed care delivery system that were in effect on January 1, 2018, may include two one-year options to renew such contract at the discretion of the department of health and environment and shall not impose any new eligibility requirements or limitations to receive such services that were not in effect on January 1, 2018: *And provided further*, That the department of health and environment and the Kansas department for aging and disability services shall submit to the United States centers for medicare and medicaid services a request to extend for three years any waiver that was in effect on January 1, 2018, authorizing the state of Kansas to administer state medicaid services under the Kansas medical assistance program using a capitated managed care delivery

system in accordance with this section: *Provided, however,* That the department of health and environment and the Kansas department for aging and disability services may modify the manner in which state medicaid services were provided on January 1, 2018, by implementing: Any provision of K.S.A. 2017 Supp. 39-709h and 39-709i, and amendments thereto; any policy that expands access to behavioral health services or services delivered through telehealth technology services, if such policy does not impose any new eligibility requirements or limitations to receive state medicaid services that were not in effect on January 1, 2018; and any other action approved by express prior authorization by an act or appropriation act of the legislature: *And provided, however,* That the department of health and environment may negotiate with the United States centers for medicare and medicaid services for the implementation of work requirements to receive state medicaid services, including submitting a waiver request to the United States centers for medicare and medicaid services, but shall not implement such requirements, even if approved by the United States centers for medicare and medicaid services, without prior express authorization by an act or appropriation act of the legislature and shall submit a report of such negotiations to the legislature during the 2019 regular session of the legislature.

Sec. 119. (a) During the fiscal years ending June 30, 2018, and June 30, 2019, no state agency shall expend any moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2018 or 2019 as authorized by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature to create, enter into or enforce any nondisclosure agreement or any agreement governing post-employment benefits or other matters pertaining to the resignation or termination of an employee or the employee's post-employment activities entered into by the employee regarding claims of sexual abuse or sexual harassment during the term of employment: *Provided,* That the employer shall not impose any damages, penalties or loss of benefits against the employee for, or otherwise prohibit, communications by the employee regarding alleged sexual abuse or sexual harassment committed against the employee by another employee or officer of the employer, or an employee or officer of any other party to the agreement or by any other person, whether a party or not to the agreement, who is covered by the terms of the agreement.

(b) For purposes of this section:

(1) "Employee" means any appointed or elected officer or an employee of any state agency; and

(2) "communication" means verbal or written communications with any other person or persons regarding the alleged sexual abuse or sexual harassment.

Sec. 120. During the fiscal years ending June 30, 2018, and June 30, 2019, no state agency named in chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature shall expend any moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal years 2018 and 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature for the purposes of settling claims of sexual harassment made against a state officer, as defined in K.S.A. 25-1118, and amendments thereto, or for the purposes of requesting a nondisclosure agreement as part of a settlement agreement resulting from a claim of sexual harassment made against a state officer when such state officer is the person accused of

sexual harassment: *Provided, however;* That no such agency shall expend any such moneys for the purpose of preventing a claimant from requesting a non-disclosure agreement.

Sec. 121. During the fiscal years ending June 30, 2018, and June 30, 2019, no state agency named in chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature shall expend any moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal years 2018 and 2019 by chapter 104 of the 2017 Session Laws of Kansas, this or any other appropriation act of the 2018 regular session of the legislature to conduct research using tissue from any aborted fetus or to conduct any destructive embryonic research.

Sec. 122. (a) Any unencumbered balance in excess of \$100 as of June 30, 2018, which was appropriated in fiscal year 2018, in each of 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 accounts of the Kansas educational building fund of each regents agency is hereby reappropriated for fiscal year 2019.

(b) Any unencumbered balance in excess of \$100 as of June 30, 2019, which was appropriated in fiscal year 2018, in each of 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 accounts of the Kansas educational building fund of each regents agency is hereby reappropriated for fiscal year 2020.

(c) Any unencumbered balance in excess of \$100 as of June 30, 2020, which was appropriated in fiscal year 2018, in each of 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 accounts of the Kansas educational building fund of each regents agency is hereby reappropriated for fiscal year 2021.

(d) Any unencumbered balance in excess of \$100 as of June 30, 2019, which was appropriated in fiscal year 2019, in each of 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 accounts of the Kansas educational building fund of each regents agency is hereby reappropriated for fiscal year 2020.

(e) Any unencumbered balance in excess of \$100 as of June 30, 2020, which was appropriated in fiscal year 2019, in each of 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 accounts of the Kansas educational building fund of each regents agency is hereby reappropriated for fiscal year 2021.

(f) Any unencumbered balance in excess of \$100 as of June 30, 2021, which was appropriated in fiscal year 2019, in each of 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 accounts of the Kansas educational building fund of each regents agency is hereby reappropriated for fiscal year 2022.

(g) As used in this section, "regents agency" means Fort Hays state university, Kansas state university, Emporia state university, Pittsburg state university, the university of Kansas, the university of Kansas medical center and Wichita state university.

Sec. 123. Notwithstanding any other statute, during the fiscal year ending June 30, 2018, and June 30, 2019, in addition to the other purposes for which expenditures may be made from the state general fund or any special revenue fund or funds for fiscal year 2018 and fiscal year 2019 by the university of Kansas, Kansas state university, Emporia state university, Pittsburg state university, Fort Hays state university and Wichita state university by chapter 104 of the 2017 Session Laws of Kansas, this or other appropriation act of the 2018 regular session of the legislature, expenditures shall be made by such universities from the state general fund or any special revenue fund or funds to conduct any meeting of such universities or any groups or committees thereof to discuss the allocation of student activities fees in accordance with the Kansas open meetings act, K.S.A. 75-4317 et seq., and amendments thereto.

Sec. 124. K.S.A. 2017 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 which 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) Subject to the provisions of subsection (j), 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 2018 and 2019, the state treasurer shall not certify or transfer any state moneys available for investment pursuant to this subsection.

(j) (1) During fiscal year 2017, the board of trustees shall liquidate all investments and reinvestments of state moneys certified by the state treasurer to the board of trustees pursuant to subsection (a).

(2) Upon receiving any such amounts from any such liquidation, the state treasurer

shall remit the entire amount 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 and credit any earnings from the liquidation to the state general fund and credit the principal that had been invested and reinvested to the pooled money investment portfolio.

(k) 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, is a person who:

(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. 125. K.S.A. 2017 Supp. 75-4209 is hereby amended to read as follows: 75-4209. (a) The director of investments may invest and reinvest state moneys eligible for investment which are not invested in accordance with K.S.A. 75-4237, and amendments thereto, in the following investments:

(1) Direct obligations of, or obligations that are insured as to principal and interest by, the United States of America or any agency thereof and obligations and securities of the United States sponsored enterprises which under federal law may be accepted as security for public funds, on and after the effective date of this act moneys available for investment under this subsection shall not be invested in mortgage-backed securities of such enterprises and of the government national mortgage association, except that any such mortgage-backed securities held prior to the effective date of this act may be held to maturity;

(2) repurchase agreements with a bank or a primary government securities dealer which reports to the market reports division of the federal reserve bank of New York for direct obligations of, or obligations that are insured as to principal and interest by, the United States government or any agency thereof and obligations and securities of United States government sponsored enterprises which under federal law may be accepted as security for public funds;

(3) commercial paper that does not exceed 270 days to maturity and which has received one of the two highest commercial paper credit ratings by a nationally recognized investment rating firm; and

(4) corporate bonds which have received one of the two highest ratings by a nationally recognized investment rating firm.

(b) When moneys are available for deposit or investments, the director of investments may invest in SKILL act projects and bonds pursuant to K.S.A. 74-8920, and amendments thereto, and in state agency bonds and bond projects.

(c) When moneys are available for deposits or investments, the director of

investments may invest in preferred stock of Kansas venture capital, inc., under terms and conditions prescribed by K.S.A. 74-8203, and amendments thereto, but such investments shall not in the aggregate exceed a total amount of \$10,000,000.

(d) When moneys are available for deposits or investments, the director of investments may invest in loans pursuant to legislative mandates, except that not more than the greater of 10% or \$140,000,000 of the state moneys shall be invested. The provisions of this subsection shall not apply to the provisions of subsection (m).

(e) Interest on investment accounts in banks is to be paid at maturity, but not less than annually.

(f) Investments made by the director of investments under the provisions of this section shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

(g) Investments under subsection (a) or (b) or under K.S.A. 75-4237, and amendments thereto, shall be for a period not to exceed four years, except that linked deposits authorized under the provisions of K.S.A. 2-3703 through 2-3707, and amendments thereto, shall not exceed a period of 10 years; agricultural production loan deposits authorized under the provisions of K.S.A. 2017 Supp. 75-4268 through 75-4274, and amendments thereto, shall not exceed a period of eight years and housing loan deposits authorized under K.S.A. 2017 Supp. 75-4276 through 75-4282, and amendments thereto, shall not exceed a period of five years or 20 years, as applicable pursuant to K.S.A. 2017 Supp. 75-4279, and amendments thereto.

(h) Investments in securities under subsection (a)(1) shall be limited to securities which do not have any more interest rate risk than do direct United States government obligations of similar maturities. For purposes of this subsection, "interest rate risk" means market value changes due to changes in current interest rates.

(i) The director of investments shall not invest state moneys eligible for investment under subsection (a), in the municipal investment pool fund, created under K.S.A. 12-1677a, and amendments thereto.

(j) The director of investments shall not invest moneys in the pooled money investment portfolio in derivatives. As used in this subsection, "derivatives" means a financial contract whose value depends on the value of an underlying asset or index of asset values.

(k) Moneys and investments in the pooled money investment portfolio shall be invested and reinvested by the director of investments in accordance with investment policies developed, approved, published and updated on an annual basis by the board. Such investment policies shall include at a minimum guidelines which identify credit standards, eligible instruments, allowable maturity ranges, methods for valuing the portfolio, calculating earnings and yields and limits on portfolio concentration for each type of investment. Any changes in such investment policies shall be approved by the pooled money investment board. Such investment policies may specify the contents of reports, methods of crediting funds and accounts and other operating procedures.

(l) The board shall adopt rules and regulations to establish an overall percentage limitation on the investment of moneys in investments authorized under subsection (a) (3), and within such authorized investment, the board shall establish a percentage limitation on the investment in any single business entity.

(m) (1) During the fiscal year ending June 30, 2017, the director of the budget shall estimate on or before June 27, 2017, the amount of the unencumbered ending balance in the state general fund for fiscal year 2017. If the amount of such unencumbered ending balance in the state general fund is less than \$50,000,000, the director of the budget shall certify the difference between \$50,000,000, and the amount of such unencumbered ending balance to the pooled money investment board. Upon the liquidation of all investments and reinvestments of state moneys pursuant to K.S.A. 2017 Supp. 75-2263(j), and amendments thereto, and upon receipt of such certification by the director of the budget, during the fiscal year ending June 30, 2017, the pooled money investment board shall authorize the director of accounts and reports to transfer an amount equal to the amount certified by the director of the budget pursuant to this subsection from the pooled money investment portfolio to the state general fund. Upon receipt of such authorization, the director of accounts and reports shall make such transfer. The chairperson of the pooled money investment board shall transmit a copy of such authorization to the director of legislative research and the director of the budget.

(2) On or before June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, the director of accounts and reports shall transfer an amount equal to $\frac{1}{6}$ of the amount transferred pursuant to subsection (m)(1) from the state general fund to the pooled money investment portfolio. Any transfer made pursuant to this subsection shall be reduced by the amount of moneys credited to any fiscal year payment pursuant to section 116, and amendments thereto.

(3) During the fiscal year ending June 30, 2018, after any transfer made pursuant to subsection (m)(1), the pooled money investment board shall authorize the director of accounts and reports to transfer the remaining amount of all investments and reinvestments of state moneys liquidated pursuant to K.S.A. 2017 Supp. 75-2263(j), and amendments thereto, from the pooled money investment portfolio to the state general fund. Upon receipt of such authorization, the director of accounts and reports shall make such transfer. The chairperson of the pooled money investment board shall transmit a copy of such authorization to the director of legislative research and the director of the budget.

(4) On or before June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, the director of accounts and reports shall transfer an amount equal to $\frac{1}{6}$ of the amount transferred pursuant to subsection (m)(3) from the state general fund to the pooled money investment portfolio. Any transfer made pursuant to this subsection shall be reduced by the amount of moneys credited to any fiscal year payment pursuant to section 116, and amendments thereto.

Sec. 126. K.S.A. 2017 Supp. 75-6706 is hereby amended to read as follows: 75-6706. (a) On July 1, 2017, the budget stabilization fund is hereby established in the state treasury.

(b) On or before the 10th day of each month commencing July 1, 2017, the director of accounts and reports shall transfer from the state general fund to the budget stabilization fund interest earnings based on:

(1) The average daily balance of moneys in the budget stabilization fund, for the preceding month; and

(2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(c) On and after July 1, 2017, no moneys in the budget stabilization fund shall be

expended pursuant to this subsection unless the expenditure either has been approved by an appropriation or other act of the legislature or has 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. 75-3711(c), and amendments thereto.

(d) (1) The legislative budget committee shall study and review the policy concerning the balance of, transfers to and expenditures from the budget stabilization fund. The legislative budget committee study and review shall include, but not be limited to, the following:

- (A) Risk-based budget stabilization fund practices utilized in other states.
- (B) The appropriate number of years to review the state general fund:
 - (i) Revenue variances from projections; and
 - (ii) expenditure variances from budgets.
- (C) The entity to certify the amount necessary in the budget stabilization fund to maintain the appropriate risk-based balance.
- (D) Plan to fund the budget stabilization fund.
- (E) Process and circumstances to reach the appropriate risk-based balance, including the amount of risk that is acceptable.
- (F) Circumstances under which expenditures may be made from the fund.

(2) The legislative budget committee may make recommendations and introduce legislation as it deems necessary to implement such recommendations.

(e) On or before August 15, ~~2019~~ 2021, the director of the budget, in consultation with the director of legislative research, shall certify the amount of the unencumbered ending balance in the state general fund for fiscal year ~~2019~~ 2021. Such ending balance shall not include the transfers made pursuant to section 116, and amendments thereto. Upon making such certification, the director of the budget shall authorize the director of accounts and reports to transfer 10% of such ending balance from the state general fund to the budget stabilization fund.

Sec. 127. K.S.A. 2017 Supp. 79-4804 is hereby amended to read as follows: 79-4804. (a) After the transfer of moneys pursuant to K.S.A. 2017 Supp. 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.

(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 which 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 2019, the director of accounts and reports shall make transfers in equal amounts on July 15 and January 15 that in the aggregate equal \$500,000 from the state economic development initiatives fund to the state water plan fund. No moneys shall be transferred from the state economic development initiatives fund to the state water plan fund on such dates during state fiscal year 2018, ~~state fiscal year 2019~~, and state fiscal year 2020. 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, which meet one or more of the long-range goals, objectives and considerations set forth in the state water resource planning act.

Sec. 128. K.S.A. 2017 Supp. 82a-953a is hereby amended to read as follows: 82a-953a. During each fiscal year, the director of accounts and reports shall transfer \$6,000,000 from the state general fund to the state water plan fund created by K.S.A.

82a-951, and amendments thereto, one-half of such amount to be transferred on July 15 and one-half to be transferred on January 15, except that during the fiscal year ending June 30, 2018, the transfer shall not exceed ~~\$1,200,000~~ \$1,400,000. On the effective date of this act, the director of accounts and reports shall transfer \$200,000 from the state general fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto. During the fiscal year ending June 30, 2019, the transfer shall not exceed \$2,750,000. No moneys shall be transferred from the state general fund to the state water plan fund during the fiscal ~~years~~ year ending ~~June 30, 2019,~~ and June 30, 2020.

Sec. 129. 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. 130. 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. 131. 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. 132. K.S.A. 2017 Supp. 75-2263, 75-4209, 75-6706, 79-4804 and 82a-953a are hereby repealed.";

And by renumbering the remaining section accordingly;

On page 1, in the title, in line 1, by striking all after "ACT"; by striking all in lines 2 through 14 and inserting "making and concerning appropriations for the fiscal years ending June 30, 2018, June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, for state agencies; authorizing and directing payment of certain claims against the state; 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. 2017 Supp. 75-2263, 75-4209, 75-6706, 79-4804 and 82a-953a and repealing the existing sections.";

And your committee on conference recommends the adoption of this report.

TROY WAYMASTER

RICHARD PROEHL

KATHY WOLFE MOORE

Conferees on part of House

CAROLYN MCGINN
 RICK BILLINGER
 LAURA KELLY

Conferees on part of Senate

On motion of Rep. Waymaster, the conference committee report on **H Sub for SB 109** was adopted.

On roll call, the vote was: Yeas 98; Nays 23; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcala, Alford, Arnberger, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Finch, Finney, Francis, Gallagher, Gartner, Good, Henderson, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thompson, Trimboli, Trimmer, Victors, Ward, Waymaster, Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Aurand, Awerkamp, Burris, Burroughs, B. Carpenter, Corbet, Dove, Esau, Frownfelter, Garber, Hawkins, Helgerson, Houser, Huebert, Jacobs, K. Jones, Mason, Miller, R. Powell, Seiwert, Thimesch, Vickrey, Weber, C..

Present but not voting: None.

Absent or not voting: Barker, Hibbard, Schwab, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2067** 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 34;

By striking all on page 2;

On page 3, by striking all in lines 1 through 22; following line 22, by inserting:

"Section 1. K.S.A. 2017 Supp. 75-655 is hereby amended to read as follows: 75-655. (a) Any ABLE savings accounts established pursuant to the provisions of this act shall be opened by a designated beneficiary or a conservator or guardian of a designated beneficiary who lacks capacity to enter into a contract and each beneficiary may have only one account. The treasurer may establish a nonrefundable application fee. An application for such account shall be in the form prescribed by the treasurer and contain the:

- (1) Name, address and social security number of the account owner;
- (2) name, address and social security number of the designated beneficiary, if the account owner is the beneficiary's conservator or guardian;
- (3) certification relating to no excess contributions; and
- (4) additional information as the treasurer may require.

(b) Any person may make contributions to an ABLE savings account after the account is opened, subject to the limitations imposed by section 529A of the federal internal revenue code of 1986, as amended, or any rules and regulations promulgated by the secretary pursuant to this act.

(c) Contributions to ABLE savings accounts only may be made in cash. The treasurer or program manager shall reject or promptly withdraw contributions:

- (1) In excess of the limits established pursuant to subsection (b); or
- (2) the total contributions if the:

(A) Value of the account is equal to or greater than the account maximum established by the treasurer. Such account maximum must be equal to the account maximum for postsecondary education savings accounts established pursuant to K.S.A. 75-640 et seq., and amendments thereto; or

(B) designated beneficiary is not an eligible individual in the current calendar year.

(d) (1) An account owner may:

(A) Change the designated beneficiary of an account to an individual who is a member of the family of the prior designated beneficiary in accordance with procedures established by the treasurer; and

(B) transfer all or a portion of an account to another ABLE savings account, the designated beneficiary of which is a member of the family as defined in section 529A of the federal internal revenue code of 1986, as amended.

(2) No account owner may use an interest in an account as security for a loan. Any pledge of an interest in an account shall be of no force and effect.

(e) (1) If there is any distribution from an account to any individual or for the benefit of any individual during a calendar year, such distribution shall be reported to the federal internal revenue service and each account owner, the designated beneficiary or the distributee to the extent required by state or federal law.

(2) Statements shall be provided to each account owner at least four times each year within 30 days after the end of the three-month period to which a statement relates. The statement shall identify the contributions made during the preceding three-month period, the total contributions made to the account through the end of the period, the value of the account at the end of such period, distributions made during such period and any other information that the treasurer shall require to be reported to the account owner.

(3) Statements and information relating to accounts shall be prepared and filed to the extent required by this act and any other state or federal law.

(f) (1) The program shall provide separate accounting for each designated beneficiary. An annual fee may be imposed upon the account owner for the maintenance of an account.

(2) Moneys in an ABLE savings account:

~~(A) shall be exempt from attachment, execution or garnishment as provided by K.S.A. 60-2308, and amendments thereto; and~~

~~(B) may be claimed by the Kansas medicaid plan only after the death of the designated beneficiary subject to limitations imposed by the secretary.~~

(g) Except as otherwise provided by federal law, the proceeds from an account may be transferred upon the death of a designated beneficiary to: (1) The estate of a designated beneficiary; or (2) an account for another eligible individual specified by the designated beneficiary or the estate of the designated beneficiary. The state of Kansas,

or any agency or instrumentality thereof, shall not seek payment under section 529A of the internal revenue code of 1986, as amended, from the account, or its proceeds, for benefits provided to a designated beneficiary, unless otherwise required by section 1917(b) of the federal social security act, 42 U.S.C. § 1396p(b).

Sec. 2. K.S.A. 2017 Supp. 79-32,117 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. 2017 Supp. 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. 2017 Supp. 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 K.S.A. 79-32,117(c)(xv), and amendments thereto, 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. 2017 Supp. 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. 2017 Supp. 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. 2017 Supp. 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. 2017 Supp. 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. 2017 Supp. 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. 2017 Supp. 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. 2017 Supp. 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. 2017 Supp. 65-6731, and amendments thereto, for the purchase of an optional rider for coverage of abortion in accordance with K.S.A. 2017 Supp. 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. 2017 Supp. 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. 2017 Supp. 40-2,190, and amendments thereto, to the extent that such taxes and assessments are claimed as a deduction for federal income tax purposes.

(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. § 280 C. 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. § 280 C.

(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. 2017 Supp. 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, ~~2006~~ 2017, the cumulative amounts not exceeding \$3,000, or \$6,000 for a married couple filing a joint return, for each designated beneficiary ~~which 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 at an institution of postsecondary education; 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. 2017 Supp. 75-643 and 75-652, and amendments thereto, and the provisions of such ~~section~~ 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, or pursuant to section 1 or section 2 of chapter 207 of the 2005 Session Laws of Kansas, 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.

(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.

(f) No taxpayer shall be assessed penalties and interest from the underpayment of taxes due to changes to this section that became law on July 1, 2017, so long as such underpayment is rectified on or before April 17, 2018.

Sec. 3. K.S.A. 2017 Supp. 75-655 and 79-32,117 are hereby repealed.;

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 "savings programs; relating to beneficiaries of ABLE accounts, transfers, qualified higher education expenses; income taxation, deduction for contributions; amending K.S.A. 2017 Supp. 75-655 and 79-32,117 and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

CARYN TYSON
DAN KERSCHEN
TOM HOLLAND

Conferees on part of Senate

STEVEN JOHNSON
TOM PHILLIPS
TOM SAWYER

Conferees on part of House

On motion of Rep. Davis, the conference committee report on **HB 2067** was adopted.

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

Yeas: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Highberger.

Present but not voting: None.

Absent or not voting: Barker, Hibbard, Schwab, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2194** 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 7 through 34;

By striking all on pages 2 through 7;

On page 8, by striking all in lines 1 through 32 and inserting:

"Section 1. K.S.A. 2017 Supp. 74-8702 is hereby amended to read as follows: 74-8702. As used in the Kansas lottery act, unless the context otherwise requires:

(a) "Ancillary lottery gaming facility operations" means additional non-lottery facility game products and services not owned and operated by the state which may be included in the overall development associated with the lottery gaming facility. Such operations may include, but are not limited to, restaurants, hotels, motels, museums or entertainment facilities.

(b) "Commission" means the Kansas lottery commission.

(c) "Electronic gaming machine" means any electronic, electromechanical, video or computerized device, contrivance or machine authorized by the Kansas lottery which, upon insertion of cash, tokens, electronic cards or any consideration, is available to play, operate or simulate the play of a game authorized by the Kansas lottery pursuant

to the Kansas expanded lottery act, including, but not limited to, bingo, poker, blackjack, keno and slot machines, and which may deliver or entitle the player operating the machine to receive cash, tokens, merchandise or credits that may be redeemed for cash. Electronic gaming machines may use bill validators and may be single-position reel-type, single or multi-game video and single-position multi-game video electronic game, including, but not limited to, poker, blackjack and slot machines. Electronic gaming machines shall be directly linked to a central computer at a location determined by the executive director for purposes of security, monitoring and auditing.

(d) "Executive director" means the executive director of the Kansas lottery.

(e) "Gaming equipment" means any electric, electronic, computerized or electromechanical machine, mechanism, supply or device or any other equipment, which is: (1) Unique to the Kansas lottery and used pursuant to the Kansas lottery act; and (2) integral to the operation of an electronic gaming machine or lottery facility game; and (3) affects the results of an electronic gaming machine or lottery facility game by determining win or loss.

(f) "Gaming zone" means: (1) The northeast Kansas gaming zone, which consists of Wyandotte county; (2) the southeast Kansas gaming zone, which consists of Crawford and Cherokee counties; (3) the south central Kansas gaming zone, which consists of Sedgwick and Sumner counties; and (4) the southwest Kansas gaming zone, which consists of Ford county.

(g) "Gray machine" means any mechanical, electro-mechanical or electronic device, capable of being used for gambling, that is: (1) Not authorized by the Kansas lottery; (2) not linked to a lottery central computer system; (3) available to the public for play; or (4) capable of simulating a game played on an electronic gaming machine or any similar gambling game authorized pursuant to the Kansas expanded lottery act.

(h) (1) "Instant bingo vending machine" means a machine or electronic device that is purchased or leased by a licensee, as defined by K.S.A. 2017 Supp. 75-5173, and amendments thereto, from a distributor who has been issued a distributor registration certificate pursuant to K.S.A. 2017 Supp. 75-5184, and amendments thereto, or leased from the Kansas lottery in fulfillment of the Kansas lottery's obligations under an agreement between the Kansas lottery and a licensee entered into pursuant to section 8, and amendments thereto, and the sole purpose of which is to:

(A) Dispense a printed physical instant bingo ticket after a purchaser inserts cash or other form of consideration into the machine; and

(B) allow purchasers to manually check the winning status of the instant bingo ticket.

(2) "Instant bingo vending machine" shall not:

(A) Provide a visual or audio representation of a bingo card or an electronic gaming machine;

(B) visually or functionally have the same characteristics of an electronic instant bingo game or an electronic gaming machine;

(C) automatically determine or display the winning status of any dispensed instant bingo ticket;

(D) extend or arrange credit for the purchase of an instant bingo ticket;

(E) dispense any winnings;

(F) dispense any prize;

(G) dispense any evidence of a prize other than an instant bingo ticket;

(H) provide free instant bingo tickets or any other item that can be redeemed for cash; or

(I) dispense any other form of a prize to a purchaser.

All physical instant bingo tickets dispensed by an instant bingo vending machine shall be purchased by a licensee, as defined by K.S.A. 2017 Supp. 75-5173, and amendments thereto, from a registered distributor.

No more than two instant bingo vending machines may be located on the premises of each licensee location.

~~(h)~~(i) "Kansas lottery" means the state agency created by this act to operate a lottery or lotteries pursuant to this act.

~~(h)~~(j) "Lottery" or "state lottery" means the lottery or lotteries operated pursuant to this act.

~~(h)~~(k) "Lottery facility games" means any electronic gaming machines and any other games which, as of January 1, 2007, are authorized to be conducted or operated at a tribal gaming facility, as defined in K.S.A. 74-9802, and amendments thereto, located within the boundaries of this state.

~~(h)~~(l) "Lottery gaming enterprise" means an entertainment enterprise which includes a lottery gaming facility authorized pursuant to the Kansas expanded lottery act and ancillary lottery gaming facility operations that have a coordinated business or marketing strategy. A lottery gaming enterprise shall be designed to attract to its lottery gaming facility consumers who reside outside the immediate area of such enterprise.

~~(h)~~(m) "Lottery gaming facility" means that portion of a building used for the purposes of operating, managing and maintaining lottery facility games.

~~(h)~~(n) "Lottery gaming facility expenses" means normal business expenses, as defined in the lottery gaming facility management contract, associated with the ownership and operation of a lottery gaming facility.

~~(h)~~(o) "Lottery gaming facility management contract" means a contract, subcontract or collateral agreement between the state and a lottery gaming facility manager for the management of a lottery gaming facility, the business of which is owned and operated by the Kansas lottery, negotiated and signed by the executive director on behalf of the state.

~~(h)~~(p) "Lottery gaming facility manager" means a corporation, limited liability company, resident Kansas American Indian tribe or other business entity authorized to construct and manage, or manage alone, pursuant to a lottery gaming facility management contract with the Kansas lottery, and on behalf of the state, a lottery gaming enterprise and lottery gaming facility.

~~(h)~~(q) "Lottery gaming facility revenues" means the total revenues from lottery facility games at a lottery gaming facility after all related prizes are paid.

~~(h)~~(r) (1) "Lottery machine" means any machine or device that allows a ~~player~~ purchaser to insert cash or other form of consideration and may deliver as the result of an element of chance, regardless of the skill required by the ~~player~~ purchaser, a prize or evidence of a prize, including, but not limited to:

(A) Any machine or device in which the prize or evidence of a prize is determined by both chance and the ~~player's~~ purchaser's or ~~players'~~ purchasers' skill, including, but not limited to, any machine or device on which a lottery game or lottery games, such as poker or blackjack, are played; or

(B) any machine or device in which the prize or evidence of a prize is determined

only by chance, including, but not limited to, any slot machine or bingo machine; ~~or~~
~~(C) any lottery ticket vending machine, such as a keno ticket vending machine,~~
~~pull tab vending machine or an instant bingo vending machine.~~

(2) "Lottery machine" shall not mean:

(A) Any food vending machine defined by K.S.A. 36-501, and amendments thereto;

(B) any nonprescription drug machine authorized under K.S.A. 65-650, and amendments thereto;

(C) any machine which dispenses only bottled or canned soft drinks, chewing gum, nuts or candies;

(D) any machine excluded from the definition of gambling devices under ~~subsection (d) of~~ K.S.A. 21-4302(d), prior to its repeal, or K.S.A. 2017 Supp. 21-6403, and amendments thereto; ~~or~~

(E) any electronic gaming machine or lottery facility game operated in accordance with the provisions of the Kansas expanded lottery act;

~~(F) any lottery ticket vending machine; or~~

~~(G) any instant bingo vending machine.~~

~~(s)~~ "Lottery retailer" means any person with whom the Kansas lottery has contracted to sell lottery tickets or shares, or both, to the public.

~~(t)~~ (1) "Lottery ticket vending machine" means a machine or similar electronic device owned or leased by the Kansas lottery, the sole purposes of which are to:

(A) Dispense a printed physical ticket, such as a lottery ticket, a keno ticket, a pull tab ticket or a coupon, the coupon of which must be redeemed through something other than a lottery ticket vending machine, after a purchaser inserts cash or other form of consideration into the machine;

(B) allow purchasers to manually check the winning status of a Kansas lottery ticket; and

(C) display advertising, promotions and other information pertaining to the Kansas lottery.

(2) "Lottery ticket vending machine" shall not:

(A) Provide a visual or audio representation of an electronic gaming machine;

(B) visually or functionally have the same characteristics of an electronic gaming machine;

(C) automatically determine or display the winning status of any dispensed ticket;

(D) extend or arrange credit for the purchase of a ticket;

(E) dispense any winnings;

(F) dispense any prize;

(G) dispense any evidence of a prize other than the lottery ticket, keno ticket, pull tab ticket or any free Kansas lottery ticket received as a result of the purchase of another Kansas lottery ticket;

(H) provide free games or any other item that can be redeemed for cash; or

(I) dispense any other form of a prize to a purchaser.

No more than two lottery ticket vending machines may be located at each Kansas lottery retailer selling location.

Lottery ticket vending machines may only dispense the printed physical lottery ticket, keno ticket or pull tab ticket, including any free Kansas lottery ticket received as a result of the purchase of another Kansas lottery ticket, and change from a purchase to

the purchaser. Any winnings from a lottery ticket vending machine shall be redeemed only for cash or check by a lottery retailer or by cash, check or other prize from the office of the Kansas lottery.

~~(u)~~ (l) "Major procurement" means any gaming product or service, including, but not limited to, facilities, advertising and promotional services, annuity contracts, prize payment agreements, consulting services, equipment, tickets and other products and services unique to the Kansas lottery, but not including materials, supplies, equipment and services common to the ordinary operations of state agencies.

(2) "Major procurement" shall not mean any product, service or other matter covered by or addressed in the Kansas expanded lottery act or a lottery gaming facility management contract or racetrack gaming facility management contract executed pursuant to the Kansas expanded lottery act.

~~(t)~~ (v) "Net electronic gaming machine income" means all cash or other consideration utilized to play an electronic gaming machine operated at a racetrack gaming facility, less all cash or other consideration paid out to winning players as prizes.

~~(t)~~ (w) "Organization licensee" has the meaning provided by K.S.A. 74-8802, and amendments thereto.

~~(v)~~ (x) "Parimutuel licensee" means a facility owner licensee or facility manager licensee under the Kansas parimutuel racing act.

~~(w)~~ (y) "Parimutuel licensee location" means a racetrack facility, as defined in K.S.A. 74-8802, and amendments thereto, owned or managed by the parimutuel licensee. A parimutuel licensee location may include any existing structure at such racetrack facility or any structure that may be constructed on real estate where such racetrack facility is located.

~~(x)~~ (z) "Person" means any natural person, association, limited liability company, corporation or partnership.

~~(y)~~ (aa) "Prize" means any prize paid directly by the Kansas lottery pursuant to the Kansas lottery act or the Kansas expanded lottery act or any rules and regulations adopted pursuant to either act.

~~(z)~~ (bb) "Progressive electronic game" means a game played on an electronic gaming machine for which the payoff increases uniformly as the game is played and for which the jackpot, determined by application of a formula to the income of independent, local or interlinked electronic gaming machines, may be won.

~~(aa)~~ (cc) "Racetrack gaming facility" means that portion of a parimutuel licensee location where electronic gaming machines are operated, managed and maintained.

~~(bb)~~ (dd) "Racetrack gaming facility management contract" means an agreement between the Kansas lottery and a racetrack gaming facility manager, negotiated and signed by the executive director on behalf of the state, for placement of electronic gaming machines owned and operated by the state at a racetrack gaming facility.

~~(cc)~~ (ce) "Racetrack gaming facility manager" means a parimutuel licensee specifically certified by the Kansas lottery to become a certified racetrack gaming facility manager and offer electronic gaming machines for play at the racetrack gaming facility.

~~(dd)~~ (ff) "Returned ticket" means any ticket which was transferred to a lottery retailer, which was not sold by the lottery retailer and which was returned to the Kansas lottery for refund by issuance of a credit or otherwise.

~~(ee)~~(gg) "Share" means any intangible manifestation authorized by the Kansas lottery to prove participation in a lottery game, except as provided by the Kansas expanded lottery act.

~~(ff)~~(hh) "Ticket" means any tangible evidence issued by the Kansas lottery to prove participation in a lottery game other than a lottery facility game.

~~(gg)~~(ii) "Token" means a representative of value, of metal or other material, which is not legal tender, redeemable for cash only by the issuing lottery gaming facility manager or racetrack gaming facility manager and which is issued and sold by a lottery gaming facility manager or racetrack gaming facility manager for the sole purpose of playing an electronic gaming machine or lottery facility game.

~~(hh)~~(jj) "Vendor" means any person who has entered into a major procurement contract with the Kansas lottery.

~~(ii)~~(kk) "Video lottery machine" means any electronic video game machine that, upon insertion of cash, is available to play or simulate the play of a video game authorized by the commission, including, but not limited to, bingo, poker, black jack and keno, and which uses a video display and microprocessors and in which, by chance, the player may receive free games or credits that can be redeemed for cash.

Sec. 2. K.S.A. 2017 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. 2017 Supp. 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; and

~~(6)~~(7) transfers to 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 ~~(e)(4)~~ (c)(5); 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 2019, 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 in fiscal year 2019, and shall not exceed in the aggregate \$8,000,000 in fiscal year 2020 and each fiscal year thereafter.

Sec. 3. K.S.A. 74-8719 is hereby amended to read as follows: 74-8719. (a) It is unlawful for any person to purchase a lottery ticket or share, or to share in the lottery winnings of a person, knowing that such person is:

(1) The executive director, a member of the commission or an employee of the Kansas lottery;

(2) an officer or employee of a vendor contracting with the Kansas lottery to supply gaming equipment or tickets to the Kansas lottery for use in the operation of any lottery conducted pursuant to this act;

(3) a spouse, child, stepchild, brother, stepbrother, sister, stepsister, parent or stepparent of a person described by subsection (a)(1) or (2); or

(4) a person who resides in the same household as any person described by subsection (a)(1) or (2).

(b) (1) Violation of subsection (a) is a class A nonperson misdemeanor upon conviction for a first offense.

(2) Violation of subsection (a) is a severity level 9, nonperson felony upon conviction for a second or subsequent offense.

(c) Notwithstanding subsection (a), the executive director may authorize in writing any employee of the Kansas lottery and any employee of a lottery vendor to purchase a lottery ticket for the purposes of verifying the proper operation of the state lottery with respect to security, systems operation and lottery retailer contract compliance. Any prize awarded as a result of such ticket purchase shall become the property of the Kansas lottery and be added to the prize pools of subsequent lottery games.

(d) Certain classes of persons who, because of the unique nature of the supplies or

services they provide for use directly in the operation of a lottery pursuant to this act, may be prohibited, in accordance with rules and regulations adopted by the commission, from participating in any lottery in which such supplies or services are used.

(e) Nothing in this section shall prohibit lottery retailers or their employees from purchasing lottery tickets and shares or from being paid a prize of a winning ticket or share.

(f) Each person who purchases a lottery ticket or share thereby agrees to be bound by rules and regulations adopted by the commission and by the provisions of this act.

(g) Any lottery ticket or share purchased by a person under 18 years of age shall be null and void and may not be claimed for a prize.

Sec. 4. K.S.A. 2017 Supp. 75-6202 is hereby amended to read as follows: 75-6202. As used in this act article 62 of chapter 75 of the Kansas Statutes Annotated, and amendments thereto:

(a) "Debtor" means any person who:

(1) Owes a debt to the state of Kansas or any state agency or any municipality;
 (2) owes support to an individual, or an agency of another state, who is receiving assistance in collecting that support under K.S.A. 39-756 or K.S.A. 2017 Supp. 20-378, and amendments thereto, or under part D of title IV of the federal social security act, 42 U.S.C. § 651 et seq., as amended; or

(3) owes a debt to a foreign state agency.

(b) "Debt" means:

(1) Any liquidated sum due and owing to the state of Kansas, or any state agency, municipality or foreign state agency which has accrued through contract, subrogation, tort, operation of law, or any other legal theory regardless of whether there is an outstanding judgment for that sum. A debt shall not include special assessments except when the owner of the property assessed petitioned for the improvement and any successor in interest of such owner of property;

(2) any amount of support due and owing an individual, or an agency of another state, who is receiving assistance in collecting that support under K.S.A. 39-756 or K.S.A. 2017 Supp. 20-378, and amendments thereto, or under part D of title IV of the federal social security act, 42 U.S.C. § 651 et seq., as amended, which amount shall be considered a debt due and owing the district court trustee or the Kansas department for children and families for the purposes of this act; or

(3) any assessment of court costs, fines, fees, moneys expended by the state in providing counsel and other defense services to indigent defendants or other charges which a district court judgment has ordered to be paid to the court and which remain unpaid in whole or in part, and includes any interest or penalties on such unpaid amounts as provided for in the judgment or by law. Such amount also includes the cost of collection when the collection services of a contracting agent are utilized.

(c) "Refund" means any amount of income tax refund due to any person as a result of an overpayment of tax, and for this purpose, a refund due to a husband and wife resulting from a joint return shall be considered to be separately owned by each individual in the proportion of each such spouse's contribution to income, as the term "contribution to income" is defined by rules and regulations of the secretary of revenue.

(d) "Net proceeds collected" means gross proceeds collected through final setoff against a debtor's earnings, refund or other payment due from the state or any state

agency minus any collection assistance fee charged by the director of accounts and reports of the department of administration.

(e) "State agency" means any state office, officer, department, board, commission, institution, bureau, agency or authority or any division or unit thereof and any judicial district of this state or the clerk or clerks thereof. "State agency" also shall include any: (1) District court utilizing collection services pursuant to K.S.A. 75-719, and amendments thereto, to collect debts owed to such court; and (2) contracting agent, as defined in K.S.A. 75-719, and amendments thereto, with which a district court contracts to collect debts owed to such court. Such contracting agent may directly establish a debt setoff account with the director for the sole purpose of collecting debts owed to courts.

(f) "Person" means an individual, proprietorship, partnership, limited partnership, association, trust, estate, business trust, corporation, other entity or a governmental agency, unit or subdivision.

(g) "Director" means the director of accounts and reports of the department of administration.

(h) "Municipality" means any municipality as defined by K.S.A. 75-1117, and amendments thereto, or any community mental health center organized pursuant to the provisions of K.S.A. 19-4001 et seq., and amendments thereto, and licensed pursuant to K.S.A. 2017 Supp. 39-2001 et seq., and amendments thereto, or any mental health clinic organized pursuant to the provisions of K.S.A. 65-211 et seq., and amendments thereto, and licensed pursuant to K.S.A. 2017 Supp. 39-2001 et seq., and amendments thereto.

(i) "Payor agency" means any state agency which holds money for, or owes money to, a debtor.

(j) "Foreign state or foreign state agency" means the states of Colorado, Missouri, Nebraska or Oklahoma or any agency of such states which has entered into a reciprocal agreement pursuant to K.S.A. 75-6215, and amendments thereto.

(k) "Facility owner licensee" shall have the same meaning as the term is defined in K.S.A. 74-8802, and amendments thereto.

(l) "Racetrack gaming facility manager" shall have the same meaning as that term is defined in K.S.A. 74-8702, and amendments thereto.

(m) "Lottery gaming facility manager" shall have the same meaning as that term is defined in K.S.A. 74-8702, and amendments thereto.

(n) "Prize" shall have the same meaning as that term is defined in K.S.A. 74-8702, and amendments thereto, and any winnings from parimutuel wagering as provided by the Kansas parimutuel racing act, K.S.A. 74-8801 et seq., and amendments thereto.

Sec. 5. K.S.A. 2017 Supp. 75-6204 is hereby amended to read as follows: 75-6204.

(a) Subject to the limitations provided in this act, if a debtor fails to pay a debt or fails to pay to the state of Kansas or any state agency, foreign state agency, municipality or the federal department of the treasury an amount owed, the director may setoff such amount and a reasonable collection assistance fee determined in accordance with K.S.A. 75-6210, and amendments thereto, against any money held for, or any money owed to, such debtor by the state ~~or,~~ any state agency or lottery gaming facility manager, racetrack gaming facility manager or facility owner licensee.

(b) The director may enter into an agreement with a municipality for participation in the setoff program for the purpose of assisting in the collection of a debt ~~as defined by K.S.A. 75-6202, and amendments thereto.~~ The director shall include in any such

agreement a provision requiring the municipality to certify that the municipality has made at least three attempts to collect a debt prior to submitting such debt to setoff pursuant to this act.

(c) The director shall enter into an agreement with a lottery gaming facility manager, racetrack gaming facility manager or facility owner licensee for participation in the setoff program for the purpose of assisting in the collection of a debt. The director shall include in any such agreement a provision agreeing to defend, indemnify and hold harmless a lottery gaming facility manager, racetrack gaming facility manager or facility owner licensee with regard to all claims, demands, suits, actions, damages, judgments, costs, charges and expenses, including attorney fees, that may be brought or asserted against a lottery gaming facility manager, racetrack gaming facility manager or facility owner licensee and that arise from the performance of an agreement to facilitate the collection of debts by a lottery gaming facility manager, racetrack gaming facility manager or facility owner licensee.

(d) (1) Except as provided in subsection (c)(2), the director shall add the cost of collection and the debt for a total amount subject to setoff against a debtor.

(2) Any debts due and owing to an individual, the state of Kansas or an agency of another state that are being enforced by the Kansas department for children and families under part D of title IV of the federal social security act, 42 U.S.C. § 651 et seq., as amended, shall not have the cost of collection added to the debt owed and subject to setoff. Such cost of collection shall be paid by the Kansas department for children and families.

New Sec. 6. (a) Prior to any lottery gaming facility manager, racetrack gaming facility manager or facility owner licensee paying on behalf of the state any moneys requiring the completion of an internal revenue service form W-2G, the lottery gaming facility manager, racetrack gaming facility manager or facility owner licensee shall cause the person winning the prize to be matched against the state debtor files maintained by the director of accounts and reports as prescribed under K.S.A. 75-6201 et seq., and amendments thereto. If such person is listed in the state debtor files, the prize shall be withheld by the lottery gaming facility manager, racetrack gaming facility manager or facility owner licensee to the extent of such person's debt as set forth in the state debtor files.

(b) The lottery gaming facility manager, racetrack gaming facility manager or facility owner licensee shall not be subject to any civil, criminal or administrative liability for any actions taken pursuant to this section, unless such actions are intentional, malicious or wanton by such lottery gaming facility manager, racetrack gaming facility manager or facility owner licensee or employees or agents thereof. The state shall indemnify the lottery gaming facility manager, racetrack gaming facility manager or facility owner licensee for any and all expenses, losses, damages and attorney fees that arise directly or indirectly from the performance of activities related to this section. For the purposes of the fair debt collection practices act, and any other federal or state law, the lottery gaming facility manager, racetrack gaming facility manager or facility owner licensee shall have all of the protections of the state under the Kansas tort claims act, K.S.A. 75-6101 et seq., and amendments thereto. The sole remedy at law for persons who claim prizes were wrongfully withheld pursuant to this section shall be to submit an appeal to the department of administration pursuant to K.S.A. 75-6201 et seq., and amendments thereto.

(c) Moneys withheld, based on the state debtor files, shall be remitted to the state treasurer in accordance with K.S.A. 75-4215, and amendments thereto. The state treasurer shall deposit the entire amount in the state treasury and credit it to the department of administration's setoff clearing fund.

(d) Nothing in this section shall apply to Native American tribal gaming facilities.

(e) This section shall be part of and supplemental to the state debt setoff program.

New Sec. 7. (a) The community crisis stabilization centers fund is hereby created in the state treasury and shall be administered by the Kansas department for aging and disability services. The community crisis stabilization centers fund shall consist of those moneys credited to the community crisis stabilization centers fund pursuant to K.S.A. 74-8711(e), and amendments thereto. All expenditures from the community crisis stabilization centers fund shall be for community crisis stabilization centers operated through community mental health centers, 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 for aging and disability services.

(b) The clubhouse model program fund is hereby created in the state treasury and shall be administered by the Kansas department for aging and disability services. The clubhouse model program fund shall consist of those moneys credited to the clubhouse model program fund pursuant to K.S.A. 74-8711(e), and amendments thereto. All expenditures from the clubhouse model program fund shall be for certified clubhouse model programs, 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 for aging and disability services.

New Sec. 8. (a) The executive director of the Kansas lottery is authorized to enter into agreements with any nonprofit organization licensed under K.S.A. 2017 Supp. 75-5171 et seq., and amendments thereto, for the operation of instant bingo vending machines, as defined in K.S.A. 74-8702, and amendments thereto, to be located on the premises of such nonprofit organization, provided, that not more than two instant bingo vending machines may be located on the premises of such nonprofit organization. Such agreements shall provide for the remittance of the gross receipts from the sale of instant bingo tickets via any instant bingo vending machine to the nonprofit organization.

(b) All sales of instant bingo tickets via an instant bingo vending machine operated pursuant to an agreement shall be considered sales by the nonprofit organization, and all proceeds from such sales shall be remitted to the nonprofit organization.

Sec. 9. K.S.A. 2017 Supp. 74-8723 is hereby amended to read as follows: 74-8723.

(a) The Kansas lottery and the office of executive director of the Kansas lottery, established by K.S.A. 74-8703, and amendments thereto, and the Kansas lottery commission, created by K.S.A. 74-8709, and amendments thereto, shall be and hereby are abolished on July 1, ~~2022~~ 2037.

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

Sec. 10. K.S.A. 2017 Supp. 75-5173 is hereby amended to read as follows: 75-5173. As used in this act:

(a) "Act" means the Kansas charitable gaming act.

(b) "Administrator" means the administrator of charitable gaming designated by the secretary pursuant to K.S.A. 2017 Supp. 75-5186, and amendments thereto.

(c) "Bingo" or "games of bingo" means the games of call bingo and instant bingo.

(d) "Bingo face" or "face" means a piece of paper which is marked off into 25

squares arranged in five horizontal rows of five squares each and five vertical rows of five squares each, with each square being designated by a number, letter or combination of numbers and letters. Only the center square shall be designated with the word "free." No two bingo faces in the same game shall be identical. Faces shall be disposable and shall not be reused after the game in which a player has used such face.

(e) "Call bingo" means a game in which: (1) Each player pays a charge; (2) a prize or prizes are awarded to the winner or winners; (3) each player receives one or more cards or faces; and (4) each player covers the squares on each card or face as the operator of such game announces a number, letter or combination of numbers and letters appearing on an object selected by chance, either manually or mechanically from a receptacle in which have been placed objects bearing numbers, letters or combinations of numbers and letters corresponding to the system used for designating the squares. The winner of each game is the player or players first covering properly a predetermined and announced pattern of squares upon the card or face being used by such player or players.

"Call bingo" shall include any regular, special, mini and progressive game of bingo.

(f) "Charitable gaming" means bingo, including call bingo, and instant bingo and charitable raffles.

(g) "Charitable raffle" means a raffle conducted by a nonprofit religious, charitable, fraternal, educational or veterans' organization.

(h) "Department" means the department of revenue.

(i) "Director" means the director of taxation.

(j) "Distributor" means any person or entity that sells or distributes instant bingo tickets, bingo cards or bingo faces.

(k) "Electronic gaming device" means a device that, as a result of the insertion of a coin or other object, operates, either completely automatically or with the aid of some physical act by the player, in such a manner that, depending upon elements of chance, it may eject something of value.

(l) "Instant bingo" means a game: (1) In which each player pays a charge; (2) in which a prize or prizes are awarded to the winner or winners; (3) in which each player receives one or more disposable pull-tab or break-open tickets which accord a player an opportunity to win something of value by opening or detaching the paper covering from the back of the ticket to reveal a set of numbers, letters, symbols or configurations, or any combination thereof; (4) ~~which that~~ is conducted by a licensee under this act; (5) ~~the conduct of which must be in the presence of the players that may be dispensed by an instant bingo vending machine;~~ and (6) ~~which that~~ does not utilize any dice, normal playing cards, instant ticket with a removable latex covering or slot machines.

Winners of instant bingo shall be determined either: (1) By a combination of letters, numbers or symbols determined and posted prior to the sale of instant bingo tickets; (2) by matching a letter, number or symbol under a tab of an instant bingo ticket with the winning letter, number or symbol in a designated call game of bingo during the same session; or (3) by matching a letter, number or symbol under a tab of an instant bingo ticket with one or more letters, numbers or symbols announced in, or as a continuation of, a designated call game of bingo during the same session.

~~"Instant bingo" shall not include any game utilizing electronically generated or computer-generated tickets.~~

(m) "Instant bingo vending machine" means the same as that term is defined in

K.S.A. 74-8702, and amendments thereto.

~~(m)~~(n) "Lessor" means the owner, co-owner, lessor or sublessor of premises upon which a licensee is permitted to manage, operate or conduct games of bingo.

~~(n)~~(o) "Licensee" means any nonprofit organization holding a license to manage, operate or conduct games of bingo or charitable raffles pursuant to K.S.A. 2017 Supp. 75-5171 through 75-5188, and amendments thereto. A license shall be required for each affiliated organization of any state or national nonprofit religious, charitable, fraternal, educational or veteran's organization.

~~(o)~~(p) "Mini bingo" means a game of call bingo in which the prizes awarded are not less than 50% of the gross receipts derived from the sale of cards or faces for participation in the game.

~~(p)~~(q) "Net proceeds" means the gross receipts received by the licensee from charges imposed on players for participation in games of bingo or raffles and any admission fees or charges less amounts actually paid as prizes in games of bingo or raffles and any tax payable by the licensee.

~~(q)~~(r) "Nonprofit religious organization" means any organization, church, body of communicants, or group, gathered in common membership for mutual support and edification in piety, worship, and religious observances, or a society of individuals united for religious purposes at a definite place and of which no part of the net earnings inures to the benefit of any private shareholder or individual member of such organization, and which religious organization maintains an established place of worship within this state and has a regular schedule of services or meetings at least on a weekly basis and has been determined by the administrator to be organized and created as a bona fide religious organization and which has been exempted from the payment of federal income taxes as provided by section 501(c)(3) or section 501(d) of the federal internal revenue code of 1986, as amended, or determined to be organized and operated as a bona fide nonprofit religious organization by the administrator.

~~(r)~~(s) "Nonprofit charitable organization" means any organization which is organized and operated for:

(1) The relief of poverty, distress, or other condition of public concern within this state;

(2) financially supporting the activities of a charitable organization as defined in paragraph (1); or

(3) conferring direct benefits on the community at large; and of which no part of the net earnings inures to the benefit of any private shareholder or individual member of such organization and has been determined by the administrator to be organized and operated as a bona fide charitable organization and which has been exempted from the payment of federal income taxes as provided by sections 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(6) and 501(c)(7) of the federal internal revenue code of 1986, as amended, or determined to be organized and operated as a bona fide nonprofit charitable organization by the administrator.

~~(s)~~(t) "Nonprofit fraternal organization" means any organization within this state which exists for the common benefit, brotherhood, or other interests of its members and is authorized by its written constitution, charter, articles of incorporation or bylaws to engage in a fraternal, civic or service purpose within this state and has been determined by the administrator to be organized and operated as a bona fide fraternal organization and which has been exempted from the payment of federal income taxes as provided by

section 501(c)(8) or section 501(c)(10) of the federal internal revenue code of 1986, as amended, or determined to be organized and operated as a bona fide nonprofit fraternal organization by the administrator.

~~(t)~~(u) "Nonprofit educational organization" means any public or private elementary or secondary school or institution of higher education which has been determined by the administrator to be organized and operated as a bona fide educational organization and which has been exempted from the payment of federal income taxes as provided by section 501(c)(3) of the federal internal revenue code of 1986, as amended, or determined to be organized and operated as a bona fide nonprofit educational organization by the administrator.

~~(t)~~(v) "Nonprofit veterans' organization" means any organization within this state or any branch, lodge or chapter of a national or state organization within this state, the membership of which consists exclusively of individuals who qualify for membership because they were or are members of the armed services or forces of the United States, or an auxiliary unit or society of such a nonprofit veterans' organization, the membership of which consists exclusively of individuals who were or are members of the armed services or forces of the United States, or are cadets, or are spouses, widows or widowers of individuals who were or are members of the armed services or forces of the United States, and of which no part of the net earnings inures to the benefit of any private shareholder or individual member of such organization, and has been determined by the administrator to be organized and operated as a bona fide veterans' organization and which has been exempted from the payment of federal income taxes as provided by section 501(c)(4) or 501(c)(19) of the federal internal revenue code of 1986, as amended, or determined to be organized and operated as a bona fide nonprofit veterans' organization by the administrator.

~~(v)~~(w) "Person" means any natural person, corporation, partnership, trust or association.

~~(w)~~(x) "Premises" means any room, hall, building, enclosure or outdoor area used for the management, operation or conduct of a game of bingo by a licensee.

~~(x)~~(y) "Progressive bingo" means a game of call bingo in which either the established prize amount or number of bingo balls or objects called, or both, may be increased from one session to the next scheduled session if no player completes the required pattern within the specified number of bingo balls or objects drawn. The player's opportunity to win shall increase as the prize amount increases.

~~(y)~~(z) "Raffle" means a game of chance in which each participant buys a ticket or tickets from a nonprofit organization with each ticket providing an equal chance to win a prize and the winner being determined by a random drawing.

~~(z)~~(aa) "Reusable bingo card" means a reusable card which is marked off into 25 squares arranged in five horizontal rows of five squares each and five vertical rows of five squares each, with each square being designated by a number, letter or combination of numbers and letters. Only the center square shall be designated with the word "free." No two cards in the same game shall be identical.

~~(aa)~~(bb) "Secretary" means the secretary of revenue or the secretary's designee.

~~(bb)~~(cc) "Session" means a day on which a licensee conducts games of bingo.

New Sec. 11. (a) Any person listed in subsections (b)(1), (2) or (3) may engage or direct a person under 18 years of age to violate the provisions of the Kansas lottery act in order to develop a program or system that determines and encourages compliance

with the provisions of such act prohibiting sales of lottery tickets to persons under the age of 18 via lottery ticket vending machines.

(b) No person shall engage or direct a person under 18 years of age to violate any provision of the Kansas lottery act for purposes of determining compliance with the provisions of such act unless such person is:

- (1) An officer having authority to enforce the provisions of the Kansas lottery act;
- (2) an authorized representative of the attorney general, a county attorney or district attorney; or
- (3) a lottery retailer, or such retailer's designee, pursuant to a self-compliance program designed to increase compliance with the provisions of the Kansas lottery act and approved by the executive director.

(c) The provisions of this section shall be part of and supplemental to the Kansas lottery act.

Sec. 12. K.S.A. 74-8719 and K.S.A. 2017 Supp. 74-8702, 74-8711, 74-8723, 75-5173, 75-6202 and 75-6204 are hereby repealed.";

Also on page 8, in line 34, 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 "concerning"; by striking all in lines 2 and 3; in line 4, by striking all before the period and inserting "gaming; relating to lottery ticket vending machines and revenues derived therefrom; relating to instant bingo vending machines; concerning certain debt setoff agreements; amending K.S.A. 74-8719 and K.S.A. 2017 Supp. 74-8702, 74-8711, 74-8723, 75-5173, 75-6202 and 75-6204 and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

BUD ESTES
ROB OLSON
OLETHA FAUST-GOUDEAU
Conferees on part of Senate

RONALD HIGHLAND
RONALD ELLIS
LOUIS E. RUIZ
Conferees on part of House

On motion of Rep. Highland, the conference committee report on **Sub HB 2194** was adopted.

On roll call, the vote was: Yeas 96; Nays 25; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Alford, Arnberger, Aurand, Baker, Ballard, Becker, Bishop, Brim, Burroughs, Carlin, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Curtis, E. Davis, Deere, Dierks, Dietrich, Dove, Elliott, Eplee, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Henderson, Highberger, Highland, Hineman, Hoffman, Holscher, Horn, Huebert, Jennings, Johnson, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson,

Tarwater, Thimesch, Thompson, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Awerkamp, Bergquist, Blex, Burris, Carmichael, Crum, S., Delperdang, Ellis, Esau, Garber, Helgerson, Hodge, Houser, Humphries, Jacobs, K. Jones, Judd-Jenkins, Mason, Orr, R. Powell, Rafie, Schroeder, Trimboli, Trimmer, Vickrey.

Present but not voting: None.

Absent or not voting: Barker, Hibbard, Schwab, Winn.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **HB 2488**.

On motion of Rep. Hineman, the House recessed until 8:00 p.m.

NIGHT SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **H Sub for SB 391**.

The Senate adopts the Conference Committee report on **HB 2438**.

CHANGE OF CONFEREES

Reps. Johnson, Phillips, and Sawyer are appointed to replace Reps. Patton, Huebert, and Trimmer as members of the conference committee on **S Sub for HB 2186**.

On motion of Rep. Hineman, the House recessed until 8:35 p.m.

LATE NIGHT SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2438** 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 7 through 36;

On page 2, by striking all in lines 1 through 35 and inserting:

"Section 1. On and after July 1, 2018, K.S.A. 2017 Supp. 12-5377, as amended by section 1 of 2018 House Bill No. 2435, is hereby amended to read as follows: 12-5377.

(a) The receipts and disbursements of the LCPA shall be audited yearly by a licensed

municipal accountant or certified public accountant.

(b) The LCPA may require an audit of any provider's books and records concerning the collection and remittance of fees pursuant to this act. The cost of any such audit shall be paid from the 911 state grant fund.

(c) (1) On or before December 31, 2018, and at least once every five years thereafter, the division of post audit shall conduct an audit of the 911 system to determine: ~~(1) (A)~~ Whether the moneys received by PSAPs pursuant to this act are being used appropriately; ~~(2) (B)~~ whether the amount of moneys collected pursuant to this act is adequate; and ~~(3) (C)~~ the status of 911 service implementation. The auditor to conduct such audit shall be specified in accordance with K.S.A. 46-1122, and amendments thereto.

(2) The post auditor shall compute the reasonably anticipated cost of providing audits pursuant to this subsection, subject to review and approval by the contract audit committee established by K.S.A. 46-1120, and amendments thereto. Upon such approval, ~~the 911 state grant fund shall reimburse~~ the division of post audit shall be reimbursed from the 911 state grant fund for the amount approved by the contract audit committee. The audit report shall be submitted to the 911 coordinating council, the LCPA, the house of representatives committee on energy, utilities and telecommunications and the senate committee on utilities.

(d) On or before December 31, 2018, the division of post audit shall conduct an audit of the budget and expenditures of the 911 coordinating council. In conducting such audit, the division shall examine: (A) The annual expenses and financial needs, including personnel, of the council; (B) the total annual operating expenses of the council that are included in the 2.5% cap on expenditures pursuant to K.S.A. 2017 Supp.12-5364(i), and amendments thereto; (C) the current and projected contractual expenses of the council; (D) the expenditures and distribution of moneys from the 911 state grant fund by the council; and (E) whether the moneys expended by the council are being used pursuant to this act. The auditor, to conduct such audit, shall be specified in accordance with K.S.A. 46-1122, and amendments thereto.

(2) The post auditor shall compute the reasonably anticipated cost of providing the audit pursuant to this subsection, subject to review and approval by the contract audit committee established by K.S.A. 46-1120, and amendments thereto. Upon such approval, the division of post audit shall be reimbursed from the 911 state grant fund for the amount approved by the contract audit committee. The audit report shall be submitted to the 911 coordinating council, the house of representatives committee on energy, utilities and telecommunications and the senate committee on utilities.

(e) The legislature shall review this act at the regular 2014 legislative session and at the regular legislative session every five years thereafter.

Sec. 2. K.S.A. 2017 Supp. 12-5377, as amended by section 40 of 2018 Senate Bill No. 260, is hereby repealed.";

Also on page 2, in line 36, before "K.S.A" by inserting "On and after July 1, 2018,"; also in line 36, by striking "75-7209" and inserting "12-5377, as amended by section 1 of 2018 House Bill No. 2435,";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all following "concerning"; by striking all in line 2; in line 3, by striking all before the semicolon and inserting "the 911 coordinating council, certain audits"; also in line 3, by striking "75-7209" and inserting

"12-5377, as amended by section 1 of 2018 House Bill No. 2435,"; in line 4, following "section" by inserting "; also repealing K.S.A. 2017 Supp. 12-5377, as amended by section 40 of 2018 Senate Bill No. 260";

And your committee on conference recommends the adoption of this report.

BUD ESTES
 ROB OLSON
 OLETHA FAUST-GOUDEAU
Conferees on part of Senate

RONALD L. HIGHLAND
 SUSAN HUMPHRIES
 LOUIS E. RUIZ
Conferees on part of House

On motion of Rep. Highland, the conference committee report on **HB 2438** was adopted.

Call of the House was demanded.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clacys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Hibbard, Schwab, Winn.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 284** 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 34;

On page 2, by striking all in lines 1 through 37; following line 37, by inserting:

"New Section 1. (a) The provisions of this section shall be known and may be cited

as the adoption protection act.

(b) Notwithstanding any other provision of state law, and to the extent allowed by federal law, no child placement agency shall be required to perform, assist, counsel, recommend, consent to, refer or otherwise participate in any placement of a child for foster care or adoption when the proposed placement of such child would violate such agency's sincerely held religious beliefs.

(c) No child placement agency shall be denied a license, permit or other authorization, or the renewal thereof, or have any such license, permit or other authorization revoked or suspended by any state agency, or any political subdivision of the state solely because of the agency's objection to performing, assisting, counseling, recommending, consenting to, referring or otherwise participating in a placement that violates such agency's sincerely held religious beliefs.

(d) No child placement agency, solely because of such agency's objection to performing, assisting, counseling, recommending, consenting to, referring or otherwise participating in a placement that violates such agency's sincerely held religious beliefs, shall be denied:

(1) Participation in any program operated by the department for children and families in which child placement agencies are allowed to participate; or

(2) reimbursement for performing foster care placement or adoption services on behalf of an entity that has a contract with the department for children and families as a case management contractor.

(e) Refusal of a child placement agency to perform, assist, counsel, recommend, consent to, refer or otherwise participate in any placement that would violate such agency's sincerely held religious beliefs shall not form the basis for the imposition of a civil fine or other adverse administrative action or any claim or cause of action under any state or local law.

(f) A child placement agency's sincerely held religious beliefs shall be described in such agency's organizing documents, its written policies or such other written document approved by the governing body of such agency.

(g) As used in this section, the term "child placement agency" means a business or service conducted, maintained or operated by a person engaged in finding homes for children by placing or arranging for the placement of such children for adoption or foster care, and who is licensed under K.S.A. 65-501 et seq., and amendments thereto.

(h) The provisions of this section shall not apply to any entity while such entity has a contract with the department for children and families as a case management contractor.

Sec. 2. K.S.A. 59-2112 is hereby amended to read as follows: 59-2112. As used in K.S.A. 59-2111 through 59-2143, and amendments thereto:

(a) "Adult adoption" means the adoption of an individual who has attained the age of majority;

(b) "agency adoption" means the adoption of a minor child where an agency has the authority to consent to the adoption;

(c) "independent adoption" means the adoption of a minor child where the child's parent or parents, legal guardian or nonagency person in loco parentis has the authority to consent to the adoption; but does not include a stepparent adoption;

(d) "stepparent adoption" means the adoption of a minor child by the spouse of a parent with the consent of that parent;

(e) "residence of a child" and "place where a child resides" means:
 (1) ~~The residence of the child's mother if the child's parents are not married;~~
 (2) ~~the residence of the child's father, if the father has custody and the child's parents are not married;~~
 (3) ~~the residence of the child's father if the child's parents are married; or~~
 (4) ~~the residence of the child's mother if the child's parents are married, but the child's mother has established a separate, legal residence and the child resides with the mother~~ the residence of any parent;

(f) "agency" means any public or private entity organized pursuant to Kansas law, or organized pursuant to the laws of the jurisdiction where located, having for its purpose the care and maintenance of children, being authorized to place children for adoption, consent to the adoption and to stand in loco parentis to such children until they are adopted or reach majority; ~~and~~

(g) "person in loco parentis" means an individual or organization vested with the right to consent to the adoption of a child pursuant to relinquishment or an order or judgment by a district court of competent jurisdiction;

(h) "party in interest" means:
 (1) A parent whose parental rights have not been terminated;
 (2) a prospective adoptive parent;
 (3) an adoptive parent;
 (4) a legal guardian of a child;
 (5) an agency having authority to consent to the adoption of a child;
 (6) the child sought to be adopted, if over 14 years of age and of sound intellect; or
 (7) an adult adoptee; and
 (i) "professional" means any person who receives payment or compensation, but not solely reimbursement for expenses, for providing services related to the placement of children for adoption.

Sec. 3. K.S.A. 59-2113 is hereby amended to read as follows: 59-2113. Any adult, or ~~husband and wife~~ married adult couple jointly, may adopt any minor or adult as their child in the manner provided in K.S.A. 59-2111 through 59-2143, and amendments thereto, except that one spouse cannot do so without the consent of the other.

Sec. 4. K.S.A. 59-2114 is hereby amended to read as follows: 59-2114. (a) Consent shall be in writing and shall be acknowledged before a judge of a court of record or before an officer authorized by law to take acknowledgments. If consent is acknowledged before a judge of a court of record, it shall be the duty of the court to advise inform the consenting person of the legal consequences of the consent. A consent is final when executed, unless the consenting party, prior to final decree of adoption, alleges and proves by clear and convincing evidence that the consent was not freely and voluntarily given. The burden of proving the consent was not freely and voluntarily given shall rest with the consenting party.

(b) Consent in all cases shall have been executed not more than six months prior to the date the petition for adoption is filed.

Sec. 5. K.S.A. 59-2116 is hereby amended to read as follows: 59-2116. (a) A consent or relinquishment may not be given by the mother or accepted until 12 hours after the birth of a child. Any consent or relinquishment given by the mother before 12 hours after the birth of a child is voidable, prior to the final decree of adoption.

(b) A consent or relinquishment may be given by any father or possible father any

time after the birth of a child. A consent may be given by any father or possible father before the birth of the child only if he has the advice of independent legal counsel as to the consequences of the consent prior to its execution. The attorney providing independent legal advice shall be present at the execution of the consent.

Sec. 6. K.S.A. 59-2117 is hereby amended to read as follows: 59-2117. (a) A consent or relinquishment, or document that is the functional equivalent of a Kansas consent or relinquishment, is valid if executed and acknowledged outside of this state, or in a foreign country either in accordance with the law of this state or in accordance with the law of the place where executed, ~~is valid.~~

~~(b) Where a consent or relinquishment is signed in a foreign country, the execution of the consent or relinquishment shall be acknowledged or affirmed in accordance with the law and procedure of the foreign country.~~

~~(c)~~(b) If the person signing a consent or relinquishment is in the military service of the United States, the execution of the consent or relinquishment may be acknowledged before a commissioned officer and the signature of the officer shall be verified or acknowledged before a notary public or by such other procedure as is then in effect for such division or branch of the armed forces.

Sec. 7. K.S.A. 59-2120 is hereby amended to read as follows: 59-2120. Interstate placements of children shall comply with the procedures contained in the interstate compact on placement of children as set forth in K.S.A. 38-1202, and amendments thereto. Any professional providing services related to the placement of children for adoption who fails to comply with the provisions of the interstate compact for the placement of children is guilty of a class C nonperson misdemeanor. ~~For the purposes of this section, "professional" means any person who receives payment or compensation for providing services related to the placement of children for adoption.~~

Sec. 8. K.S.A. 59-2121 is hereby amended to read as follows: 59-2121. (a) Except as otherwise authorized by law, no person shall request, receive, give or offer to give any consideration in connection with an adoption, or a placement for adoption, other than:

(1) Reasonable fees for legal and other professional services rendered in connection with the placement or adoption not to exceed customary fees for similar services by professionals of equivalent experience and reputation where the services are performed, ~~except that fees for legal and other professional services as provided in this section performed outside the state shall not exceed customary fees for similar services when performed in the state of Kansas;~~

(2) reasonable fees ~~in the state of Kansas~~ of a licensed child-placing agency;

(3) actual and necessary expenses, ~~based on expenses in the state of Kansas,~~ incident to placement or to the adoption proceeding;

(4) actual medical expenses of the mother attributable to pregnancy and birth;

(5) actual medical expenses of the child; and

(6) reasonable living expenses of the mother which are incurred during or as a result of the pregnancy.

(b) In an action for adoption, a detailed accounting of all consideration given, or to be given, and all disbursements made, or to be made, in connection with the adoption and the placement for adoption shall accompany the petition for adoption. Upon review of the accounting, the court shall disapprove any such consideration which the court determines to be unreasonable or in violation of this section and, to the extent necessary

to comply with the provisions of this section, shall order reimbursement of any consideration already given in violation of this section.

(c) Knowingly and intentionally receiving or accepting clearly excessive fees or expenses in violation of subsection (a) shall be a severity level 9, nonperson felony. Knowingly failing to list all consideration or disbursements as required by subsection (b) shall be a class B nonperson misdemeanor.

Sec. 9. K.S.A. 2017 Supp. 59-2122 is hereby amended to read as follows: 59-2122.

(a) Except as provided in subsections (b) and (c), the files and records of the court in adoption proceedings shall not be open to inspection or copy by persons other than the following:

(1) The parties in interest and their attorneys, party filing for adoption or termination and that party's attorney;

(2) an adoptee who has reached the age of majority;

(3) representatives of the Kansas department for children and families, and the commission on judicial performance in the discharge of the commission's duties pursuant to article 32 of chapter 20 of the Kansas Statutes Annotated, and amendments thereto, except upon an order of the court expressly permitting the same. As used in this section, "parties in interest" shall not include genetic parents once a decree of adoption is entered;

(4) the disciplinary administrator; and

(5) the commission on judicial qualifications.

(b) Prior to the final decree of adoption, any party in interest may request access to the files and records of an adoption proceeding. After notice and a hearing, and upon a written finding of good cause, the court may order that some or all of the files and records of an adoption proceeding be open to inspection or copy by the moving party.

(c) After the final decree of adoption, the court may permit access to some or all of the files and records of an adoption proceeding for good cause shown.

(d) The Kansas department for children and families may contact the adoptive parents of the minor child or the adopted adult at the request of the birth or genetic parents in the event of a health or medical need. The Kansas department for children and families may contact the adopted adult at the request of the birth or genetic parents for any reason. Identifying information shall not be shared with the birth or genetic parents without the permission of the adoptive parents of the minor child ~~or~~, the adopted adult ~~or the legal guardian of the adopted adult~~. The Kansas department for children and families may contact the birth or genetic parents at the request of the adoptive parents of the minor child ~~or~~, the adopted adult ~~or the legal guardian of the adopted adult~~ in the event of a health or medical need. The Kansas department for children and families may contact the birth or genetic parents at the request of the adopted adult for any reason.

Sec. 10. K.S.A. 2017 Supp. 59-2123 is hereby amended to read as follows: 59-2123. (a) Except as otherwise provided in this section:

(1) Any person who advertises that such person will provide adoption-related services or adopt, find an adoptive home for a child or otherwise place a child for adoption shall state in such advertisement whether or not such person is licensed and if licensed, under what authority such license is issued and in what profession;

(2) no person shall offer to adopt, find a home for or otherwise place a child as an inducement to a woman to come to such person's maternity center during pregnancy or after delivery; and

(3) no person shall offer to adopt, find a home for or otherwise place a child as an inducement to any parent, guardian or custodian of a child to place such child in such person's home, institution or establishment.

(b) The provisions of subsection (a)(1) shall not apply to the Kansas department for children and families or to an individual seeking to adopt a child. The provisions of subsection (a)(3) shall not apply to the Kansas department for children and families, an individual seeking to adopt a child, an agency or an attorney.

(c) As used in this section:

(1) "Advertise" means to communicate by newspaper, radio, television, handbills, placards or other print, broadcast, telephone directory or electronic medium.

(2) "Person" means an individual, firm, partnership, corporation, joint venture or other association or entity.

(3) "Maternity center" means the same as provided in K.S.A. ~~65-502~~ 65-503, and amendments thereto.

(d) Any person who violates the provisions of this section shall be guilty of an unclassified misdemeanor and shall be fined not more than \$1,000 for each violation.

Sec. 11. K.S.A. 59-2124 is hereby amended to read as follows: 59-2124. (a) Any parent or parents or person in loco parentis may relinquish a child to an agency, and if the agency accepts the relinquishment in writing, the agency shall stand in loco parentis to the child and shall have and possess over the child all rights of a parent or legal guardian, including the power to place the child for adoption and give consent thereto.

(b) All relinquishments to an agency under K.S.A. 59-2111 through 59-2143, and amendments thereto, shall be deemed sufficient if in substantial compliance with the form for relinquishment set forth by the judicial council, and shall be executed by: (1) Both parents of the child; (2) one parent, if the other parent is deceased or the other parent's relinquishment is found unnecessary under K.S.A. 59-2136, and amendments thereto; or (3) a person in loco parentis.

(c) The relinquishment shall be in writing and shall be acknowledged before a judge of a court of record or before an officer authorized by law to take acknowledgments. If the relinquishment is acknowledged before a judge of a court of record, it shall be the duty of the court to ~~advise~~ inform the relinquishing person of the legal consequences of the relinquishment.

(d) A relinquishment shall be final when executed, unless the relinquishing party, prior to the entry of a final order terminating parental rights, alleges and proves by clear and convincing evidence that the relinquishment was not freely and voluntarily given. The burden of proving that the relinquishment was not freely and voluntarily given shall rest with the relinquishing party.

(e) Except as otherwise provided, in all cases where a parent or person in loco parentis has relinquished a child to ~~the~~ an agency pursuant to K.S.A. 59-2111 through 59-2143, and amendments thereto, all the rights of the parent or person in loco parentis shall be terminated, including the right to receive notice in a subsequent adoption proceeding involving the child. If a parent has relinquished a child to the agency pursuant to K.S.A. 59-2111 through 59-2143, and amendments thereto, ~~based on a belief that the child's other parent would relinquish the child to the agency, and such the~~ the other parent does not relinquish such child to the agency and the other parent's rights are not terminated by a final court order, the rights of ~~such the~~ the parent who has relinquished a child to the agency shall not be terminated. ~~Upon such relinquishment,~~

~~all the rights of birth parents to such child, including their right to inherit from or through such child, shall cease and the full rights of the parent are restored.~~

~~(e)(f)~~ A parent's relinquishment of a child shall not terminate the right of the child to inherit from or through such parent.

Sec. 12. K.S.A. 59-2126 is hereby amended to read as follows: 59-2126. (a) Except as provided in subsection (f), in an independent adoption, venue shall be in the county in which the petitioner resides or in the county in which the child to be adopted resides.

(b) Except as provided in subsection (f), in an agency adoption, venue shall be in the county:

(1) ~~In the county~~ In which the petitioner resides;
 (2) ~~in the county~~ in which the child to be adopted resided prior to receipt of custody by the agency; or

(3) where the principal place of business for the child placing agency is located.

(c) Except as provided in subsection (f), in a stepparent adoption, venue shall be in the county in which the petitioner resides or where the child resides.

(d) If the petitioner resides upon or is stationed at a United States military post or reservation within this state, and the child to be adopted is then residing with the petitioner, venue may be in the district court of the county in which the post or reservation is located, or in the district court of any county located immediately adjacent to such county.

(e) Where the residence of the child, as defined in K.S.A. 59-2112, and amendments thereto, serves as the basis for venue, a sworn affidavit shall be filed with the petition setting forth the factual basis for the child's residency.

(f) In all adoptions, venue may be established in any county in Kansas, if all parties in interest agree in writing to venue in that county.

Sec. 13. K.S.A. 59-2127 is hereby amended to read as follows: 59-2127. ~~(a) A court of this state may not exercise jurisdiction over a proceeding for adoption of a minor if at the time the petition for adoption is filed a proceeding concerning the custody or adoption of the minor is pending in a court of another state exercising jurisdiction substantially in conformity with the uniform child custody jurisdiction act, or the uniform child custody jurisdiction and enforcement act, or this act unless the proceeding is stayed by the court of the other state.~~

~~(b) If a court of another state has issued a decree or order concerning the custody of a minor who may be the subject of a proceeding for adoption in this state, a court of this state may not exercise jurisdiction over a proceeding for adoption of the minor unless:~~

~~(1) The court of this state finds that the court of the state which issued the decree or order:~~

~~(A) Does not have continuing jurisdiction to modify the decree or order under jurisdictional prerequisites substantially in accordance with the uniform child custody jurisdiction act, or the uniform child custody jurisdiction and enforcement act, or has declined to assume jurisdiction to modify the decree or order, or~~

~~(B) does not have jurisdiction over a proceeding for adoption substantially in conformity with subsection (a)(1) through (4) or has declined to assume jurisdiction proceeding for adoption; and~~

~~(2) the court of this state has jurisdiction over the proceeding.~~

~~(c) Before determining whether or not to exercise its jurisdiction the court may communicate with a court of another state and exchange information pertinent to the~~

assumption of jurisdiction by either court with a view to assuring that jurisdiction will be exercised by such court of another state and that a forum will be available to the parties:

~~(d) If the court determines not to exercise its jurisdiction, it may dismiss the proceedings, or it may stay the proceedings upon condition that an adoption proceeding be promptly commenced in another named state or upon any other conditions which may be just and proper. Jurisdiction over proceedings under the Kansas adoption and relinquishment act including a proceeding to terminate parental rights pursuant to K.S.A. 59-2136, and amendments thereto, is governed by the uniform child custody jurisdiction and enforcement act, K.S.A. 23-37,101 through 23-37,405, and amendments thereto, except that in adoption proceedings, the notice provisions of K.S.A. 59-2133 and 59-2136, and amendments thereto, shall control.~~

Sec. 14. K.S.A. 59-2128 is hereby amended to read as follows: 59-2128. (a) A petition for adoption shall be filed by the person desiring to adopt the child, and shall state the following information, if reasonably ascertainable, under oath:

- (1) The name, residence and address of the petitioner;
 - (2) the suitability of the petitioner to assume the relationship;
 - (3) the name of the child, the date, time and place of the child's birth, and the present address or whereabouts of the child;
 - (4) the places where the child has lived during the last five years;
 - (5) the names and present addresses of the persons with whom the child has lived during that period;
 - (6) whether the party has participated, as a party or witness or in any other capacity, in any other proceeding concerning the custody of or visitation with the child and, if so, identify the court, the case number, and the date of the child-custody determination, if any;
 - (7) whether the party knows of any proceeding that could affect the current proceeding, including proceedings for enforcement and proceedings relating to domestic violence, protective orders, termination of parental rights, and adoptions and, if so, identify the court, the case number, and the nature of the proceeding;
 - (8) whether the party knows the names and addresses of any person not a party to the proceeding who has physical custody of the child or claims rights of legal custody or physical custody of, or visitation with, the child and, if so, the names and addresses of those persons;
 - (9) whether one or both parents are living and the name, date of birth, residence and address of those living, so far as known to the petitioner;
 - (10) the facts relied upon as eliminating the necessity for the consent or relinquishment, if the consent or relinquishment of either or both parents is not obtained;
 - (11) whether the interstate compact on placement of children, K.S.A. 38-1201 et seq., and amendments thereto, and the Indian child welfare act, 25 U.S.C. § 1901 et seq., have been or will be complied with prior to the hearing.
- (b) If the information required by subsection (a) is not furnished, the court, upon motion of a party or its own motion, may stay the proceeding until the information is furnished.
- (c) If the declaration as to any of the items described in subsection (a)(6) through (a)(9) is in the affirmative, the declarant shall give additional information under oath as

required by the court. The court may examine the parties under oath as to details of the information furnished and other matters pertinent to the court's jurisdiction and the disposition of the case.

(d) The petitioner has a continuing duty to inform the court of any proceeding in this or any other state that could affect the current proceeding.

(e) A petition filed in a step parent adoption shall not require a statement in compliance with the interstate compact on placement of children.

(f) The written consents to adoption required by K.S.A. 59-2129, and amendments thereto, or any relinquishment pursuant to K.S.A. 59-2124, and amendments thereto, the background information required by K.S.A. 59-2130, and amendments thereto, the accounting required by K.S.A. 59-2121, and amendments thereto, and any affidavit required by K.S.A. 59-2126, and amendments thereto, shall be filed with the petition for adoption.

Sec. 15. K.S.A. 2017 Supp. 59-2130 is hereby amended to read as follows: 59-2130. (a) The following information shall be filed with the petition in an independent or agency adoption:

(1) A complete written genetic, medical and social history of the child and the parents;

(2) the names, dates of birth, addresses, telephone numbers, and social security numbers of each of the child's parents, if known;

(3) ~~any hospital records pertaining to the child or~~ a properly executed authorization for release of those any hospital records pertaining to the child; and

(4) the child's birth verification, which shall include the date, time and place of birth and the name of the attending physician.

(b) The genetic, medical and social history required by this section shall be in conformity with the rules and regulations adopted by the secretary for children and families and on forms provided by the secretary.

(c) If any information required to be filed under this section is not available, an affidavit explaining the reasons why it is not available shall be filed with the petition for adoption.

(d) The secretary for children and families shall adopt rules and regulations establishing procedures for updating a child's genetic, medical and social history if new information becomes known at a later date. The agency or person conducting the investigation under K.S.A. 59-2132, and amendments thereto, shall advise in writing each of the child's biological parents, if known, of those procedures.

(e) Any employee or agent of the Kansas department for children and families, a child-placing agency or a district court who intentionally destroys any information required to be filed under this section is guilty of a class C nonperson misdemeanor.

Sec. 16. K.S.A. 2017 Supp. 59-2132 is hereby amended to read as follows: 59-2132. (a) Except as provided in subsection (h), in independent and agency adoptions, the court shall require the petitioner to obtain an assessment of the advisability of the adoption by a court approved:

(1) (A) Licensed social worker, licensed specialist social worker, licensed specialist clinical social worker, licensed masters social worker, licensed baccalaureate social worker or licensed associate social worker licensed by the behavioral sciences regulatory board;

(B) licensed clinical marriage and family therapist as defined in K.S.A. 65-6402,

and amendments thereto;

(C) licensed marriage and family therapist as defined in K.S.A. 65-6402, and amendments thereto;

(D) licensed clinical professional counselor as defined in K.S.A. 65-5802, and amendments thereto;

(E) licensed professional counselor as defined in K.S.A. 65-5802, and amendments thereto;

(F) licensed psychologist as defined in K.S.A. 65-6319, and amendments thereto;

(G) licensed masters level psychologist as defined in K.S.A. 74-5362, and amendments thereto;

(H) licensed clinical psychotherapist as defined in K.S.A. 74-5363, and amendments thereto; or

(I) a licensed child-placing agency.

(2) Any person performing an assessment pursuant to this subsection shall:

(A) Possess a minimum of two years experience in adoption services or be supervised by a person with such experience; or

(B) if licensed by the behavioral sciences regulatory board to diagnose and treat mental disorders in independent practice, possess a minimum of one year of experience in adoption services or be supervised by a person with such experience.

(b) The petitioner shall file with the court, ~~not less than 10 days~~ before the hearing on the petition; a report of the assessment and, if necessary, confirmation or clarification of the information filed under K.S.A. 59-2130, and amendments thereto.

(c) If there is no one authorized pursuant to this section available to make the assessment and report to the court, the court may use the Kansas department for children and families for that purpose.

(d) The costs of making the assessment and report may be assessed as court costs in the case as provided in article 20 of chapter 60 of the Kansas Statutes Annotated, and amendments thereto.

(e) In making the assessment, the person authorized pursuant to this section or Kansas department for children and families is authorized to observe the child in the petitioner's home, verify financial information of the petitioner, shall clear the name of the petitioner with the child abuse and neglect registry through the Kansas department for children and families and, when appropriate, with a similar registry in another state or nation, shall determine whether the petitioner has been convicted of a felony for any act described in articles 34, 35 or 36 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or articles 54, 55 or 56 of chapter 21 of the Kansas Statutes Annotated, or K.S.A. 2017 Supp. 21-6104, 21-6325, 21-6326 or 21-6418 through 21-6422, and amendments thereto, or, within the last five years been convicted of a felony violation of K.S.A. 2010 Supp. 21-36a01 through 21-36a17, prior to their transfer, or article 57 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, or any felony violation of any provision of the uniform controlled substances act prior to July 1, 2009, and, when appropriate, any similar conviction in another jurisdiction, and to contact the agency or individuals consenting to the adoption and confirm and, if necessary, clarify any genetic and medical history filed with the petition. This information shall be made a part of the report to the court. The report to the court by any person authorized pursuant to this section to perform this assessment shall include the results of the investigation of the petitioner, the petitioner's home and the ability of

the petitioner to care for the child.

(f) In the case of a nonresident who is filing a petition to adopt a child in Kansas, the assessment and report required by this section must be completed in the petitioner's state of residence by a person authorized in that state to conduct such assessments. ~~Such report shall be filed with the court not less than 10 days before the hearing on the petition.~~

(g) The assessment and report required by this section shall comply with any applicable rules and regulations of the department of health and environment and shall have been completed not more than one year prior to the filing of the petition for adoption.

(h) The assessment and report required by this section may be waived by the court upon:

- (1) Review of a petition requesting such waiver by a relative of the child; or
- (2) the court's own motion.

Sec. 17. K.S.A. 2017 Supp. 59-2133 is hereby amended to read as follows: 59-2133. (a) Upon filing the petition, the court shall fix the time and place for the hearing. The time fixed for the hearing may be any time not more than 60 days from the date the petition is filed. The time fixed for the hearing may be extended by the court for good cause.

(b) In independent and stepparent adoptions, notice of the hearing on the petition shall be given to the parents or ~~presumed~~ possible parents at least 10 calendar days before the hearing, unless waived by the party entitled to notice or unless parental rights have been previously terminated, and ~~any other persons as the court may direct, to any person who has physical custody of the child~~, unless waived by the ~~party person~~ party person entitled to notice. Notice also shall be given in an independent adoption to a legal guardian of the child or ~~individual in loco parentis~~, unless waived by the party entitled to notice.

(c) In an agency adoption, notice of the hearing on the petition shall be given to the consenting agency, the parents or possible parents, any relinquishing party and any person who has physical custody of the child at least 10 calendar days before the hearing, unless waived by the ~~party person~~ party person entitled to notice.

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

Sec. 18. K.S.A. 59-2134 is hereby amended to read as follows: 59-2134. (a) Upon the hearing of the petition, the court shall consider the assessment and all evidence, including evidence relating to determination of whether or not the court should exercise its jurisdiction ~~as provided in K.S.A. 59-2127~~, offered by any ~~interested party in interest~~. If the adoption is granted, the court shall ~~make enter~~ make enter a final decree of adoption, which terminates parental rights if not previously terminated.

(b) If the adoption is denied, the court shall enter appropriate orders. Such orders may include an order giving temporary custody of the child to another person or agency for a period not to exceed 30 days pending termination of the instant case or a new case being filed.

(c) The costs of the adoption proceedings shall be paid by the petitioner or as assessed by the court.

Sec. 19. K.S.A. 2017 Supp. 59-2136 is hereby amended to read as follows: 59-2136. (a) The provisions of this section shall apply where a relinquishment or consent to

an adoption has not been obtained from a parent and K.S.A. 59-2124 and 59-2129, and amendments thereto, state that the necessity of a parent's relinquishment or consent can be determined under this section.

(b) Insofar as practicable, the provisions of this section applicable to the father also shall apply to the mother and those applicable to the mother also shall apply to the father.

(c) ~~In stepparent adoptions under subsection (d), the court may appoint an attorney to represent any father who is unknown or whose whereabouts are unknown. In all other cases,~~ The court shall appoint an attorney to represent any father who is unknown or whose whereabouts are unknown. If no person is identified as the father or a possible father, or if the father's whereabouts are unknown, the court shall order publication notice of the hearing in such manner as the court deems appropriate.

~~(d) In a stepparent adoption, if a mother consents to the adoption of a child who has a presumed father under subsection (a)(1), (2) or (3) of K.S.A. 2017 Supp. 23-2208, and amendments thereto, or who has a father as to whom the child is a legitimate child under prior law of this state or under the law of another jurisdiction, the consent of such father must be given to the adoption unless such father has failed or refused to assume the duties of a parent for two consecutive years next preceding the filing of the petition for adoption or is incapable of giving such consent. In determining whether a father's consent is required under this subsection, the court may disregard incidental visitations, contacts, communications or contributions. In determining whether the father has failed or refused to assume the duties of a parent for two consecutive years next preceding the filing of the petition for adoption, there shall be a rebuttable presumption that if the father, after having knowledge of the child's birth, has knowingly failed to provide a substantial portion of the child support as required by judicial decree, when financially able to do so, for a period of two years next preceding the filing of the petition for adoption, then such father has failed or refused to assume the duties of a parent. The court may consider the best interests of the child and the fitness of the noneconsenting parent in determining whether a stepparent adoption should be granted.~~

~~(e) Except as provided in subsection (d), if a mother desires to relinquish or consents to the adoption of such mother's child, a petition shall be filed in the district court to terminate the parental rights of the father, unless the father's relationship to the child has been previously terminated or determined not to exist by a court. The petition may be filed by the mother, the petitioner for adoption, the person or agency having custody of the child or the agency to which the child has been or is to be relinquished. Where appropriate, the request to terminate parental rights may be contained in a petition for adoption.~~

~~(d) (1) A petition to terminate parental rights may be filed as part of a petition for adoption or as an independent action. If the request to terminate parental rights is not filed in connection with as part of an adoption proceeding, venue shall be in the county in which the child, the mother or the presumed or alleged father or a parent resides or is found.~~

~~(2) The petition may be filed by a parent, the petitioner for adoption, the person or agency having legal custody of the child, or the agency to which the child has been relinquished.~~

~~(3) Absent a finding of good cause by a court with jurisdiction under this act, a proceeding to terminate parental rights shall have precedence over any proceeding.~~

involving custody of the child under the Kansas family law code, K.S.A. 23-2101 et seq., and amendments thereto, or the protection from abuse act, K.S.A. 60-3101 et seq., and amendments thereto, until a final order is entered on the termination issues or until further orders of the court.

(c) In an effort to identify the father, the court shall determine by deposition, affidavit or hearing, the following:

(1) Whether there is a presumed father under K.S.A. 2017 Supp. 23-2208, and amendments thereto;

(2) whether there is a father whose relationship to the child has been determined by a court;

(3) whether there is a father as to whom the child is a legitimate child under prior law of this state or under the law of another jurisdiction;

(4) whether the mother was cohabitating with a man at the time of conception or birth of the child;

(5) whether the mother has received support payments or promises of support with respect to the child or in connection with such mother's pregnancy; and

(6) whether any ~~man~~ person has formally or informally acknowledged or declared such ~~man's person's~~ possible paternity parentage of the child.

If the father is identified to the satisfaction of the court, or if more than one man is identified as a possible father, each shall be given notice of the proceeding in accordance with subsection (f).

(f) Notice of the proceeding shall be given to every person identified as the father or a possible father by personal service, certified mail return receipt requested or in any other manner the court may direct. Notice shall be given at least 10 calendar days before the hearing, unless waived by the person entitled to notice. Proof of notice or waiver of notice shall be filed with the court before the petition or request is heard.

(g)(1) If, after the inquiry, the court is unable to identify the father or any possible father and no person has appeared claiming to be the father and claiming custodial rights, the court shall enter an order terminating the unknown father's parental rights with reference to the child without ~~regard to~~ consideration of subsection (h).

(2) If any person identified as the father or possible father of the child fails to appear or, if appearing, fails to claim custodial rights, such person's parental rights with reference to the child shall be terminated without ~~regard to~~ consideration of subsection (h).

(h)(1) When a father or alleged father appears and ~~asserts claims~~ parental rights, the court shall determine parentage, if necessary pursuant to the Kansas parentage act, K.S.A. 2017 Supp. 23-2201 et seq., and amendments thereto. If a father desires but is financially unable to employ an attorney, the court shall appoint an attorney for the father. Thereafter, the court may order that parental rights be terminated and find the consent or relinquishment unnecessary, upon a finding by clear and convincing evidence, of any of the following:

(A) The father abandoned or neglected the child after having knowledge of the child's birth;

(B) the father is unfit as a parent or incapable of giving consent;

(C) the father has made no reasonable efforts to support or communicate with the child after having knowledge of the child's birth;

(D) the father, after having knowledge of the pregnancy, failed without reasonable

cause to provide support for the mother during the six months prior to the child's birth;

(E) the father abandoned the mother after having knowledge of the pregnancy;

(F) the birth of the child was the result of rape of the mother; or

(G) the father has failed or refused to assume the duties of a parent for two consecutive years ~~next~~ immediately preceding the filing of the petition.

(2) In making a finding whether parental rights shall be terminated under this subsection, the court ~~may~~:

(A) ~~Consider and weigh the best interest of the child; and~~ Shall consider all of the relevant surrounding circumstances; and

(B) may disregard incidental visitations, contacts, communications or contributions.

(3) In determining whether the father has failed or refused to assume the duties of a parent for two consecutive years ~~next~~ immediately preceding the filing of the petition for adoption, there shall be a rebuttable presumption that if the father, after having knowledge of the child's birth, has knowingly failed to provide a substantial portion of the child support as required by judicial decree, when financially able to do so, for a period of two years ~~next~~ immediately preceding the filing of the petition for adoption, then such father has failed or refused to assume the duties of a parent.

(4) For the purposes of this subsection, "support" means monetary or non-monetary assistance that is reflected in specific and significant acts and sustained over the applicable period.

(i) A termination of parental rights under this section shall not terminate the right of the child to inherit from or through the parent. Upon such termination, all the rights of birth parents to such child, including their right to inherit from or through such child, shall cease.

Sec. 20. K.S.A. 59-2138 is hereby amended to read as follows: 59-2138. (a) A court of this state has jurisdiction over a proceeding for the adoption of an adult if the petitioner or the adult to be adopted resides in this state.

(b) Venue shall be in the county in which the petitioner or the adult to be adopted resides. Venue may be established in any county in Kansas if all parties in interest agree in writing to venue in that county.

Sec. 21. K.S.A. 59-2141 is hereby amended to read as follows: 59-2141. (a) The court, by order, shall fix a time and place for hearing on the petition for adult adoption. The hearing may be with or without notice as the court shall direct and the court may hear the petition forthwith.

(b) The court may order that notice of the hearing be given to the parents of the adult subject of the adoption and shall require notice, unless waived, to any consenting party.

Sec. 22. K.S.A. 59-2143 is hereby amended to read as follows: 59-2143. ~~The form forms~~ for consent and, relinquishment and waiver of notice of hearing to be utilized under the Kansas adoption and relinquishment act shall be set forth by the judicial council.

Sec. 23. K.S.A. 59-2112, 59-2113, 59-2114, 59-2116, 59-2117, 59-2120, 59-2121, 59-2124, 59-2126, 59-2127, 59-2128, 59-2134, 59-2138, 59-2141 and 59-2143 and K.S.A. 2017 Supp. 59-2122, 59-2123, 59-2130, 59-2132, 59-2133 and 59-2136 are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; in line 2, by striking all before "amending" and inserting "children and minors; creating the adoption protection act; relating to the placement of children for foster care or adoption; Kansas adoption and relinquishment act;"; after "amending" by inserting "K.S.A. 59-2112, 59-2113, 59-2114, 59-2116, 59-2117, 59-2120, 59-2121, 59-2124, 59-2126, 59-2127, 59-2128, 59-2134, 59-2138, 59-2141 and 59-2143 and"; also in line 2, by striking "9-512 and 9-513" and inserting "59-2122, 59-2123, 59-2130, 59-2132, 59-2133 and 59-2136";

And your committee on conference recommends the adoption of this report.

RONALD L. HIGHLAND

SUSAN HUMPHRIES

Conferees on part of House

RICHARD WILBORN

JULIA LYNN

Conferees on part of Senate

On motion of Rep. Miller to adjourn, the motion failed.

On motion of Rep. Humphries, the conference committee report on **SB 284** was adopted.

Call of the House was demanded.

On roll call, the vote was: Yeas 63; Nays 58; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Bergquist, Blex, Burris, B. Carpenter, Claeys, Clark, Concannon, Corbet, Cox, Delperdang, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Garber, Hawkins, Highland, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Karleskint, Kelly, Landwehr, Lewis, Mason, Mastroni, Orr, Osterman, F. Patton, Phillips, R. Powell, Proehl, Rafie, Rahjes, Resman, Ryckman, Schroeder, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Trimboli, Vickrey, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Nays: Alcalá, Baker, Ballard, Becker, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Crum, S., Curtis, E. Davis, Deere, Dierks, Finney, Frownfelter, Gallagher, Gartner, Good, Helgerson, Henderson, Highberger, Hineman, Hodge, Holscher, Horn, Judd-Jenkins, Kessinger, Koesten, Kuether, Lusk, Lusker, Markley, Miller, Murman, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Probst, Ralph, Rooker, Ruiz, Sawyer, Schreiber, Sloan, Stogsdill, S. Swanson, Thompson, Trimmer, Victors, Ward, Weigel, Whipple, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Barker, Hibbard, Schwab, Winn.

EXPLANATIONS OF VOTE

MR SPEAKER: I vote NO on **SB 284**. Passage of the bill will result in taxpayer-financed discrimination against adoptive parents based on their religion or sexual orientation. If the bill does not pass, faith-based agencies who want to accept taxpayer money might have to choose between abandoning the families and children that they have been serving or placing children with gay couples, but no agency will be forced to leave the state. I would hope that when faced with such a decision, our faith-based

agencies would find that their highest religious value is to continue to do the important, compassionate work that they have been doing. – BOOG HIGHBERGER

MR. SPEAKER: I vote no on **SB 284**, not because I don't value faith-based adoption. On the contrary, I very much do support faith-based adoption. I vote no on **SB 284** because I do not support permitting taxpayer dollars to subsidize discriminatory practices in the great state of Kansas. – JOY KOESTEN, SYDNEY CARLIN

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **H Sub for SB 109**.

REPORT ON ENGROSSED BILLS

S Sub HB 2129 reported correctly engrossed May 2, 2018.

HB 2280, HB 2479, HB 2579 reported correctly engrossed May 3, 2018.

HB 2523, HB 2539, HB 2571 reported correctly re-engrossed May 2, 2018.

HB 2458 reported correctly re-engrossed May 3, 2018.

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Friday, May 4, 2018.

Journal of the House

SIXTY-NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, May 4, 2018, 10:00 a.m.

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

The roll was called with 119 members present.

Reps. Alcalá, Barker, Claeys, Hibbard, Schwab and Winn were excused on excused absence by the Speaker.

Present later: Reps. Alcalá and Winn.

Excused later: Reps. Alford, Helgerson, Holscher and Wolfe Moore.

Prayer by Rep. Elliott:

Father, we are thankful on this last day of the session for the opportunity to have served in the Kansas House of Representatives. You equipped each and every member of this body with many talents which made Kansas a better place to call home.

Many times, there was disagreement, anguish and anxiety, but in the end, we persevered.

As we depart for home to our families and other obligations, bless this body; bless the staff who provided grateful support. May the friendships made be everlasting. For these things, I pray in your HOLY NAME.
Amen

The Pledge of Allegiance was led by Rep. Trimboli.

INTRODUCTION OF GUESTS

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

Today, being our last day of this session and this term, we celebrate the sacrifices and willingness of our state's law enforcement officers. Men and women across our great state have chosen a profession intentionally placing themselves between our families and danger. We refer to this group of men and women of law enforcement as the Thin Blue Line. The Thin Blue Line is representative of the fragility of our liberty. These dedicated professionals have millions of contacts with the public EVERY day.

As officers of my generation mature and I watch many of my colleagues of 20 plus years retire, young officers are moving into those positions of trust and it is up to my

generation to ensure that the new officers of today fulfill that obligation generations before us and them were tasked with. We are the profession that is the working edge of the shield to protect our Constitution. Unique to this obligation is the office of the Sheriff. Our first duty is to ensure that the rights guaranteed under the Constitution are never abandoned or eroded.

About 17-18 years ago, my son wore a pair of shorts, a t-shirt, a gun belt and a badge that we had given him. He would call from the kitchen for me, asking for backup. Little did I realize the endgame to this decision. I spent the next 12 years trying to discourage my son from following my footsteps into this profession. The danger and the liability had become much greater than when I started. However, here he stands beside me, a co-worker at my department. About two months ago, I answered his first genuine call for backup while I was on duty. I explain to you the surreal nature of that moment and the learning curve that I had inherited. Today, you see us in our work uniform, the tools of our trade we carry with us everywhere as we are rural deputies and backup officers are few and far between.

Anyone entering law enforcement today is facing an enormous challenge of scrutiny and second guessing unlike anything I have had to endure in the past. The sacrifices our officers will endure today are greater than those of the past. While we acknowledge the danger of the job through memorials for officers lost in the line of duty, there are millions of officers and former officers today who suffer the wounds and injuries that do not show up in any statistics. Many retired officers bear the scars of too many scenes etched in their minds, too many close calls, and perhaps an injury or two that left them with a limp or a shortened life. The sacrifices are hard to explain, especially to a young officer like my son, but I know that he has had a good education about what this is about, about what his obligations are and I am so very proud of him.

I wanted to be able to invite my department up here to introduce them to you. The men who took over for me during the past two years. Unfortunately that did not work out, but I would still like to thank my sheriff, Randy Rogers, for working through this with me.

Today and during law Enforcement appreciation week, May 14th-18th, I ask the body to recognize the law enforcement officers in your districts and let them know when they are doing a good job. Please shake the hand of the officers you see in the Capitol today. Kansas was fortunate not to lose officers this year, but today, we recognize those officers who gave all. Thank you, body, I cannot tell you how much I appreciate being here with you and being able to work with you. May God bless you and keep you safe while we are apart. Thank you.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **S Sub for HB 2228**.

The Senate adopts the Conference Committee report on **SB 284**.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 296**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 296** 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.

STEVEN C. JOHNSON

TOM PHILLIPS

TOM SAWYER

Conferees on part of House

CARYN TYSON

DAN KERSCHEN

TOM HOLLAND

Conferees on part of Senate

On motion of Rep. Johnson, the conference committee report on **SB 296** to agree to disagree, was adopted.

Speaker Ryckman thereupon appointed Reps. Johnson, Phillips and Sawyer as second conferees on the part of the House.

On motion of Rep. Hineman, the House recessed until 10:40 a.m.

LATE MORNING SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 2488**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2488** 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 34;

By striking all on pages 2 and 3;

On page 4, by striking all in lines 1 through 23; following line 23 by inserting:

"Section 1. (a) Unlawful acts involving an automated sales suppression device is knowingly selling, purchasing, installing, transferring, manufacturing, creating, designing, updating, repairing, using or possessing an automated sales suppression

device, zipper or phantom-ware.

(b) Unlawful acts involving an automated sales suppression device is a severity level 7, nonperson felony.

(c) In addition to any other criminal penalties provided by law, any person convicted of unlawful acts involving an automated sales suppression device may be liable for all taxes, interest and penalties due the state as a result of such unlawful acts.

(d) As used in this section:

(1) "Automated sales suppression device" or "zipper" means a computer software program, carried on a memory stick or removable compact disc, accessed through an internet link or accessed through any other means that falsifies the electronic records of electronic cash registers and other point-of-sale systems, including, but not limited to, transaction data and transaction reports;

(2) "electronic cash register" means a device that keeps a register or supporting documents through the means of an electronic device or computer system designed to record transaction data in any manner;

(3) "phantom-ware" means a hidden, pre-installed or installed at a later time programming option embedded in the operating system of an electronic cash register or hardwired into the electronic cash register that can be used to create a virtual second till or may eliminate or manipulate transaction records that may or may not be preserved in digital formats to represent the true or manipulated record of transactions in the electronic cash register;

(4) "transaction data" includes, but is not limited to:

(A) Items purchased by a customer;

(B) the price for each item;

(C) a taxability determination for each item;

(D) a segregated tax amount for each of the taxed items;

(E) the amount of cash or credit tendered;

(F) the net amount returned to the customer in change;

(G) the date and time of the purchase;

(H) the name, address and identification number of the vendor; and

(I) the receipt or invoice number of the transaction; and

(5) "transaction report" means a report including, but not limited to, the sales, taxes collected, media totals and discount voids at an electronic cash register that is printed on cash register tape at the end of a day or shift, or a report documenting every action at an electronic cash register that is stored electronically.

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

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 "section" and inserting "crimes, punishment and criminal procedure; creating the crime of unlawful acts involving an automated sales suppression device; sales and use tax";

And your committee on conference recommends the adoption of this report.

CARYN TYSON
DAN KERSCHEN
TOM HOLLAND

Conferees on part of Senate

STEVEN C. JOHNSON
 TOM PHILLIPS
 TOM SAWYER

Conferees on part of House

On motion of Rep. Phillips, the conference committee report on **HB 2488** was adopted.

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

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alcalá, Barker, Claeys, Hibbard, Schwab, Winn.

On motion of Rep. Hineman, the House recessed until 1:00 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker Ryckman in the chair.

PERSONAL PRIVILEGE

There being no objection, the following remarks of Reps. Whitmer and Carmichael are spread upon the Journal:

Director Pavey's law enforcement background includes serving nearly 21 years with the Sedgwick County Sheriff's Department, retiring in 1989 at the rank of Division Commander. Immediately following his retirement, Ed joined KLETC as assistant director, and became the Center's director in 1994. He is just the third director in the training center's 50 year history and officials estimate that 10,000 new officers have graduated from the center's basic training program during Pavey's tenure. Ed's legacy will be in the men and women of law enforcement who he mentored and cultivated for nearly thirty years and the people of Kansas will be forever grateful for his service.

Ed, on behalf of the Kansas House of Representatives, I would like to thank you for your dedication and your service and present you with this official tribute from the Kansas Legislature requested by Representative Carmichael and myself and it reads: Be it hereby known to all that sincere congratulations are offered honoring KLETC Director Ed Pavey for his half-century career of dedicated service to law enforcement and the people of Kansas with best wishes for the future.

PERSONAL PRIVILEGE

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

In one week the Jennings family will be joining thousands of other Kansans in celebrating a milestone in the lives of their children, graduation. Julie Jennings, the eldest of my two daughters, will be graduating from Kansas University Medical School with her Doctorate in Advance Practice Nursing and my youngest daughter, Jodie Jennings Werth will be graduating from the University of Missouri Kansas City with her Doctorate in Dental Surgery. Julie will soon begin work at a cardiology practice in Kansas City which is associated with St. Lukes Hospital and Jodie will be returning to western Kansas to practice dentistry in Russell.

We are exceedingly proud of the accomplishments of these two young women but are quick to acknowledge there were many who played a critical role in their ultimate success. I wish to express my gratitude to all who have contributed to their growth and development. The public-school teachers at Lakin U.S.D. 215 prepared them for college, Ft. Hays State University and Washburn University prepared them for graduate studies and KU and UMKC prepared them for their chosen field in health care. Congratulations to Julie and Jodie and thank you to all who contributed to their success.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report to agree to disagree on **SB 296**, and has appointed Senators Tyson, Kerschen and Holland as Second conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 449**, **HB 2111**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 449** 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 10 through 34;

By striking all on pages 2 through 12;

On page 13, by striking all in lines 1 through 40; following line 40, by inserting:

"New Section 1. (a) As used in this section:

(1) "Administering agency" means the state agency or department charged with administering a particular income tax credit program, as set forth by the program's enacting statute or, where no department or agency is set forth, the department of revenue.

(2) "Economic development incentive program" means:

(A) Any economic development incentive program administered wholly or in part by the secretary of commerce;

(B) any tax credit program, except for social and domestic tax credits, regardless of the administering agency;

(C) property that has been exempted from ad valorem taxation under the provisions of section 13 of article 11 of the constitution of the state of Kansas; and

(D) property that has been purchased, acquired, constructed, reconstructed, improved, equipped, furnished, repaired, enlarged or remodeled with all or any part of the proceeds of revenue bonds issued under the authority of K.S.A. 12-1740 through 12-1749a, and amendments thereto, that is exempt from ad valorem taxation under K.S.A. 79-201a *Second*, and amendments thereto.

(3) "Enterprise" means a corporation, limited liability company, S corporation, partnership, registered limited liability partnership, foundation, association, nonprofit entity, sole proprietorship, business trust or other entity engaged in business.

(4) "Recipient" means the enterprise that is the original applicant for and that receives proceeds from an economic development incentive program directly from the administering agency.

(5) "Social and domestic tax credits" means the adoption credit created pursuant to K.S.A. 79-202a, and amendments thereto, the earned income tax credit created pursuant to K.S.A. 2017 Supp. 79-32,205, and amendments thereto, the food sales tax credit created pursuant to K.S.A. 2017 Supp. 79-32,271, and amendments thereto, the child and dependent care tax credit created pursuant to K.S.A. 2017 Supp. 79-32,111c, and amendments thereto, and the homestead property tax refund created pursuant to K.S.A. 79-4501 et seq., and amendments thereto.

(6) "Tax credit program" means any credit allowed against the tax imposed by the Kansas income tax act, the premium or privilege fees imposed pursuant to K.S.A. 40-252, and amendments thereto, or the privilege tax as measured by net income of financial institutions imposed pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto.

(b) The department of commerce shall collect incentive data from economic development incentive programs that provide more than \$50,000 of annual incentives from administering agencies as required by this section. Such data shall be collected from administering agencies and be stored in a database that is available to the public in a digital format. The database shall contain information from multiple years and must be searchable, printable and available to access over the internet either on the department of commerce's website or via a conspicuous link on the front page of the department's website. Information included in the database shall be updated by the department of commerce on an annual basis and such update shall be completed prior to the end of the following fiscal year in which such incentive was earned or distributed.

(c) The database required to be created by subsection (b) shall contain the following information or shall contain a link by which the user can access such information:

(1) User information for each economic development incentive program, including the:

(A) Names and addresses, including county, of recipients receiving benefits from the program and, for sales tax and revenue bonds issued under the STAR bond financing act, K.S.A. 2017 Supp. 12-17,162 et seq., and amendments thereto, the names of principals and officers for each project developer;

(B) annual amount of incentives claimed and distributed to each recipient;

(C) qualification criteria for the economic development incentive program, including, if available, qualification criteria specific to the recipient;

(D) required benchmarks for continued participation in the economic development incentive program; and

(E) years for which the recipient has received benefits under the economic development incentive program;

(2) descriptive information for each economic development program, which shall include:

(A) A description and history of the program, including its inception date;

(B) the purpose or goals of the program and the criteria for qualification;

(C) applications for the program, if any, and relevant resources or contacts;

(D) the program cost and return on investment, including assumptions used to calculate the return on investment;

(E) the program compliance rate;

(F) annual reports, if required by statute; and

(G) evaluations of the program, if any; and

(3) annual data, which shall be organized by recipient, county and program and shall include the:

(A) Total amount of annual incentives from a program claimed by a recipient;

(B) total amount of incentives received by recipients in each county; and

(C) total amount of incentives distributed by each program.

(d) Data collected pursuant to this section must be aggregated and provided by program, recipient and county.

(e) Information required to be included in the database under subsection (c) shall not be disclosed if such disclosure would violate any federal law or confidentiality provisions of any agreement executed before July 1, 2018, or if, in the discretion of the secretary of commerce, such disclosure would be detrimental to the development of a STAR bond project.

Sec. 2. K.S.A. 2017 Supp. 75-5133 is hereby amended to read as follows: 75-5133.

(a) Except as otherwise more specifically provided by law, all information received by the secretary of revenue, the director of taxation or the director of alcoholic beverage control from returns, reports, license applications or registration documents made or filed under the provisions of any law imposing any sales, use or other excise tax administered by the secretary of revenue, the director of taxation, or the director of alcoholic beverage control, or from any investigation conducted under such provisions, shall be confidential, and it shall be unlawful for any officer or employee of the department of revenue to divulge any such information except in accordance with other provisions of law respecting the enforcement and collection of such tax, in accordance with proper judicial order or as provided in K.S.A. 74-2424, and amendments thereto.

(b) The secretary of revenue or the secretary's designee may:

(1) Publish statistics, so classified as to prevent identification of particular reports or returns and the items thereof;

(2) allow the inspection of returns by the attorney general or the attorney general's designee;

(3) provide the post auditor access to all such excise tax reports or returns in accordance with and subject to the provisions of K.S.A. 46-1106(g), and amendments thereto;

(4) disclose taxpayer information from excise 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) provide information from returns and reports filed under article 42 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, to county appraisers as is necessary to ensure proper valuations of property. Information from such returns and reports may also be exchanged with any other state agency administering and collecting conservation or other taxes and fees imposed on or measured by mineral production;

(6) provide, upon request by a city or county clerk or treasurer or finance officer of any city or county receiving distributions from a local excise 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;

(7) provide information from returns and applications for registration filed pursuant to K.S.A. 12-187, and amendments thereto, and K.S.A. 79-3601, and amendments thereto, to a city or county treasurer or clerk or finance officer to explain the basis of statistics contained in reports provided by subsection (b)(6);

(8) disclose the following oil and gas production statistics received by the department of revenue in accordance with K.S.A. 79-4216 et seq., and amendments thereto: Volumes of production by well name, well number, operator's name and identification number assigned by the state corporation commission, lease name, leasehold property description, county of production or zone of production, name of purchaser and purchaser's tax identification number assigned by the department of revenue, name of transporter, field code number or lease code, tax period, exempt production volumes by well name or lease, or any combination of this information;

(9) release or publish liquor brand registration information provided by suppliers, farm wineries, microdistilleries and microbreweries in accordance with the liquor control act. The information to be released is limited to: Item number, universal numeric code, type status, product description, alcohol percentage, selling units, unit size, unit of measurement, supplier number, supplier name, distributor number and distributor name;

(10) release or publish liquor license information provided by liquor licensees, distributors, suppliers, farm wineries, microdistilleries and microbreweries in accordance with the liquor control act. The information to be released is limited to: County name, owner, business name, address, license type, license number, license expiration date and the process agent contact information;

(11) release or publish cigarette and tobacco license information obtained from cigarette and tobacco licensees in accordance with the Kansas cigarette and tobacco

products act. The information to be released is limited to: County name, owner, business name, address, license type and license number;

(12) provide environmental surcharge or solvent fee, or both, information from returns and applications for registration filed pursuant to K.S.A. 65-34,150 and 65-34,151, and amendments thereto, to the secretary of health and environment or the secretary's designee for the sole purpose of ensuring that retailers collect the environmental surcharge tax or solvent fee, or both;

(13) provide water protection fee information from returns and applications for registration filed pursuant to K.S.A. 82a-954, and amendments thereto, to the secretary of the state board of agriculture or the secretary's designee and the secretary of the Kansas water office or the secretary's designee for the sole purpose of verifying revenues deposited to the state water plan fund;

(14) provide to the secretary of commerce copies of applications for project exemption certificates sought by any taxpayer under the enterprise zone sales tax exemption pursuant to K.S.A. 79-3606(cc), and amendments thereto;

(15) disclose information received pursuant to the Kansas cigarette and tobacco act and subject to the confidentiality provisions of this act to any criminal justice agency, as defined in K.S.A. 22-4701(c), and amendments thereto, or to any law enforcement officer, as defined in K.S.A. 2017 Supp. 21-5111, and amendments thereto, on behalf of a criminal justice agency, when requested in writing in conjunction with a pending investigation;

(16) provide to retailers tax exemption information for the sole purpose of verifying the authenticity of tax exemption numbers issued by the department;

(17) provide information concerning remittance by sellers, as defined in K.S.A. 2017 Supp. 12-5363, and amendments thereto, of prepaid wireless 911 fees from returns to the local collection point administrator, as defined in K.S.A. 2017 Supp. 12-5363, and amendments thereto, for purposes of verifying seller compliance with collection and remittance of such fees;

(18) release or publish charitable gaming information obtained in charitable gaming licensee and registration applications and renewals in accordance with the Kansas charitable gaming act, K.S.A. 2017 Supp. 75-5171 et seq., and amendments thereto. The information to be released is limited to: The name, address, phone number, license registration number and email address of the organization, distributor or of premises;
and

(19) provide to the attorney general confidential information for purposes of determining compliance with or enforcing K.S.A. 50-6a01 et seq., and amendments thereto, the master settlement agreement referred to therein and all agreements regarding disputes under the master settlement agreement. The secretary and the attorney general may share the information specified under this subsection with any of the following:

(A) Federal, state or local agencies for the purposes of enforcement of corresponding laws of other states; and

(B) a court, arbitrator, data clearinghouse or similar entity for the purpose of assessing compliance with or making calculations required by the master settlement agreement or agreements regarding disputes under the master settlement agreement, and with counsel for the parties or expert witnesses in any such proceeding, if the information otherwise remains confidential; and

(20) disclose taxpayer information that is received from income tax returns to the department of commerce for the purpose of including such information in the database required by section 1, and amendments thereto.

(c) Any person receiving any information under the provisions of subsection (b) shall be subject to the confidentiality provisions of subsection (a) and to the penalty provisions of subsection (d).

(d) Any violation of this section shall be a class A, nonperson misdemeanor, and if the offender is an officer or employee of this state, 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 any violation of this section if the offender is a city or county clerk or treasurer or finance officer of a city or county.

Sec. 3. K.S.A. 2017 Supp. 79-3234 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 in K.S.A. 17-7511, ~~subsection (g) of K.S.A. 46-1106(g), K.S.A. 46-1114, or K.S.A. 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 ~~subsection (g) of K.S.A. 46-1106(g) or K.S.A. 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. 2017 Supp. 74-50,212, and amendments thereto; (C) information received from businesses completing the form required by K.S.A. 2017 Supp. 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. 2017 Supp. 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, 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) ~~(i)(A)~~ provide taxpayer information of persons suspected of violating K.S.A. 2017 Supp. 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 ~~subsection (i)(3)(D)~~ of K.S.A. 44-703 ~~(i)(3)(D)~~ and K.S.A. 2017 Supp. 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 ~~subsection (i)(3)(D)~~ of K.S.A. 44-703 ~~(i)(3)(D)~~ and K.S.A. 2017 Supp. 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;

~~(ii)(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

~~(iii)(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; ~~and~~

(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 for the purpose of including such information in the database required by section 1, 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 13, in line 41, by striking "75-655 and 79-32,117" and inserting "75-5133 and 79-3234";

On page 1, in the title, in line 1, by striking all after "concerning"; by striking all in lines 2 through 5 and inserting "the department of commerce; relating to the disclosure of economic development incentive program data, tax credit programs and certain property tax exemptions; required database;"; in line 6, by striking "75-655 and 79-32,117" and inserting "75-5133 and 79-3234";

And your committee on conference recommends the adoption of this report.

STEVEN C. JOHNSON

TOM PHILLIPS

TOM SAWYER

Conferees on part of House

CARYN TYSON

DAN KERSCHEN

TOM HOLLAND

Conferees on part of Senate

On motion of Rep. Williams, the conference committee report on **SB 449** was adopted.

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

Yeas: Alcalá, Arnberger, Aurand, Averkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Alford, Barker, Claeys, Helgerson, Hibbard, Schwab.

SPEAKER ANNOUNCEMENT

Speaker Ryckman announced under House Rule 3302(c), the appointment of Rep. Finch to perform the duties of the chair in the absence of the Speaker pro tem. The authority expires at the end of the day on Friday, May 4, 2018.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 296** 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 29 and inserting the following:

"New Section 1. Sections 1 through 11, and amendments thereto, shall be known and may be cited as the ad astra rural jobs act.

New Sec. 2. As used in sections 1 through 11, and amendments thereto:

(a) "Affiliate" means a person that directly or indirectly through one or more intermediaries, controls, is controlled by or is under common control with another person or entity. A person is controlled by another person if the controlling person holds, directly or indirectly, the majority voting or ownership interest in the controlled person or has control over the day-to-day operations of the controlled person by contract or by law.

(b) "Approved investment company" means a person, not including an individual, seeking to make fundings that will create wealth and job opportunities in identified rural areas and that has been approved by the secretary pursuant to section 4, and amendments thereto.

(c) "Closing date" means the date on which an approved investment company collects all of the committed dollar amounts, for purposes of making fundings, as required under section 4(f), and amendments thereto.

(d) "Credit-eligible capital contribution" means an investment of cash in an approved investment company made:

(1) (A) For an equity interest in the approved investment company; or

(B) for the purchase, at par value or at a premium, of a debt instrument issued by the approved investment company that has a maturity date at least five years from the date of investment; and

(2) by a person subject to income tax liability imposed against such person under the Kansas income tax act, excluding withholding tax imposed under K.S.A. 79-3294 et seq., and amendments thereto, a national banking association, state bank, trust company or savings and loan association paying an annual tax on its net income pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, or any insurance company paying the premium tax and privilege fees imposed pursuant to K.S.A. 40-252, and amendments thereto, or the retaliatory tax imposed pursuant to K.S.A. 40-253, and amendments thereto.

(e) "Department" means the department of commerce.

(f) "Funding" means any equity or equity-like investment by an approved investment company in a rural business concern or any loan to a rural business concern by an approved investment company with a final maturity date of at least two years after the date of issuance.

(g) "Growth capital" means the total of cash investments in an approved investment company, including credit-eligible capital contributions from investors and other cash investments, in the amount as approved by the secretary and stated on the notice issued under section 4(e), and amendments thereto. At least 60% of growth capital must be comprised of credit-eligible capital contributions. At least 10% of growth capital must be composed of equity investments contributed by affiliates of the approved investment company, including employees, officers and directors of such affiliates.

(h) "Operating company" means a person that is in the business of generating revenue through sale of services or sale of a product, excluding real property, and that is not a publicly traded business and that has not participated, in the last five years, in the Kansas high performance incentive program or the promoting employment across Kansas program.

(i) "Person" means an individual, proprietorship, partnership, limited liability partnership, association, trust, estate, firm, group, corporation, limited liability corporation or other organization.

(j) "Principal business operations" means the location where at least 60% of the operating company's employees work or where employees who are paid at least 60% of the operating company's payroll work. An operating company whose principal business operations is not in Kansas that has agreed to move the location of its principal business operations using the proceeds of its funding for a purpose of meeting the definition of a rural business concern shall be deemed to have its principal business operations in the new location at the time of such agreement, subject to the operating company completing the agreed relocation within 180 days after funding.

(k) "Rural area" means a location:

(1) That is not within a city with a population greater than 60,000, or within the urbanized area contiguous and adjacent to the city, according to the most recent decennial United States census; or

(2) determined to be a "rural area" by the secretary upon consideration of factors including, but not limited to:

(A) Population density, density of commercial development and availability of non-farm employment; or

(B) attachment to the urbanized area of a city as defined in paragraph (1) by a contiguous area of urbanized census blocks that is not more than two census blocks wide.

(l) "Rural business concern" means an operating company that:

(1) Has its principal business operations in one or more rural areas in Kansas;

(2) has fewer than 250 employees and had an average federal adjusted gross income of less than \$10,000,000 in the three preceding tax years; and

(3) engages in industries related to manufacturing, plant sciences, technology, farming, forestry, biotechnology, fisheries, biofuels, transportation, healthcare, warehousing, the supply of inputs for the agriculture and food industry, branded and other food production, the feed industry or agricultural technology or, if not engaged in such industries, the secretary makes a determination that the targeted funding of the

operating company will be highly beneficial to the economic growth of the state and the rural area or areas in which the operating company is or will be located.

(m) "Secretary" means the secretary of commerce.

New Sec. 3. (a) There is hereby established in the state treasury the ad astra rural jobs fund, which shall be administered by the secretary of commerce. All expenditures from the ad astra rural jobs fund shall be solely for the administration of the ad astra rural jobs act. All expenditures from the ad astra rural jobs 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 commerce or the secretary's designee.

(b) All moneys received by the secretary for the ad astra rural jobs act 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 ad astra rural jobs fund.

(c) On or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the ad astra rural jobs fund interest earnings based on:

(1) The average daily balance of moneys in the ad astra rural jobs fund established by this section for the preceding month; and

(2) the net earnings rate of the pooled money investment portfolio for the preceding month.

New Sec. 4. (a) Beginning on October 1, 2018, the department shall accept applications for approved investment companies. The application shall include:

(1) The amount of growth capital sought by the applicant;

(2) a copy of the applicant's or its affiliate's license as a rural business investment company under 7 U.S.C. § 2009cc or as a small business investment company under 15 U.S.C. § 681;

(3) evidence demonstrating that the applicant or its affiliates have invested at least \$100,000,000 in non-publicly traded operating companies located in counties with a population of less than 50,000;

(4) an estimate of the number of jobs that will be created or retained in Kansas as a result of the applicant's funding;

(5) a business plan for the applicant's proposed fundings and estimated jobs created and retained that includes a 10-year revenue impact assessment prepared by a nationally recognized third-party independent economic forecasting firm approved by the secretary, and that projects state and local tax revenue to be generated by the applicant's fundings under the business plan;

(6) an affidavit from each investor in the applicant stating a commitment to make a credit-eligible capital contribution in support of the business plan and the amount of such credit-eligible capital contribution;

(7) a nonrefundable application fee not to exceed \$5,000; and

(8) such other information as may be required in rules and regulations promulgated by the secretary.

(b) The secretary shall make an application determination within 60 days of receipt in the order in which applications are received. The secretary shall deem applications received on the same day as received simultaneously. Except as provided under section 7(d), and amendments thereto, the secretary shall not approve more than \$83,333,333 in growth capital and not more than \$50,000,000 in credit-eligible capital contributions

under this section. If requests for growth capital exceed this limitation, the secretary shall proportionally reduce the growth capital and the credit-eligible capital contributions for each approved application as necessary to meet the limitation. No application by an applicant, including affiliate applicants, shall be approved for more than $\frac{1}{3}$ the limitation provided in this subsection.

(c) The secretary shall deny an application submitted under this section if:

(1) The application fee is not paid in full;

(2) the applicant does not satisfy all the requirements under subsections (a)(2) and (a)(3). Any affiliate used to satisfy the requirements of subsections (a)(2) and (a)(3) must have been an affiliate of the applicant as of January 1, 2017;

(3) the revenue impact assessment does not demonstrate that the applicant's business plan will result in a positive economic impact in Kansas over a 10-year period that exceeds the cumulative amount of tax credits the applicant seeks;

(4) (A) commitments for credit-eligible capital contributions do not equal at least 60% of the total growth capital sought under the applicant's business plan; or

(B) commitments of equity investments contributed by affiliates of the approved investment company, including employees, officers and directors of such affiliates, do not equal at least 10% of the total growth capital sought; or

(5) the secretary has already approved the maximum amount of growth capital and credit-eligible capital contributions allowed under subsection (b).

(d) If the secretary denies an application, the applicant may provide additional information within 15 days of the notice of denial to the secretary to complete, clarify or cure defects in the application identified by the secretary. The secretary shall reconsider the application and make a determination within 30 days of receiving all additional information to be considered before approving any pending applications submitted after the denied applicant's original submission date. The secretary shall not deny an application or reduce the requested growth capital for reasons other than those described under subsection (b) or (c).

(e) If the application is approved, the secretary shall provide written notice to the applicant stating:

(1) The applicant is an approved investment company; and

(2) the amount of the applicant's approved growth capital and credit-eligible capital contributions.

(f) (1) After receiving notice of approval from the department pursuant to subsection (e), an approved investment company shall within 60 days:

(A) Collect the credit-eligible capital contributions from each investor whose affidavit was listed in the application; and

(B) collect one or more investments of cash that, if added to credit-eligible capital contributions, equal the approved investment company's growth capital and deliver to the department documentation sufficient to prove that such amounts have been collected.

(2) If the approved investment company fails to fully comply with the provisions of paragraph (1), the approved investment company's approval shall lapse and the lapsed corresponding growth capital and credit-eligible capital contributions previously approved by the secretary shall not count toward the total growth capital and credit-eligible capital contribution limits of subsection (b). The secretary shall first award lapsed growth capital pro rata to each approved investment company that was awarded

less than its requested growth capital in the order in which the application was received. Each recipient approved investment company may allocate its approved credit-eligible capital contributions to its investors who submitted affidavits in its discretion. Any remaining growth capital and available tax credits may be awarded by the secretary to successful new applicants.

(g) Application fees submitted to the department shall be deposited in the state treasury and credited to the ad astra rural jobs fund. No other fee shall be charged for the administration of tax credits by the department or the department of revenue. If necessary, the department may request and, subject to appropriation acts, shall receive appropriations necessary to implement and administer the program.

(h) The department shall provide a copy of the notice required in subsection (e) to the department of revenue.

New Sec. 5. An approved investment company, before making a funding, shall request a written opinion from the department stating whether the business in which it proposes to invest is a rural business concern. The department shall respond to a request with its determination within 15 business days of receiving such request. If the department fails to respond within 15 business days of receiving the request, the business for which determination is sought shall be considered a rural business concern. The department's determination shall govern whether the business is considered a rural business concern for purposes of sections 1 through 11, and amendments thereto, except for a failure of a rural business concern to complete and maintain any agreed relocations of its principal business operations or for fraud.

New Sec. 6. (a) There shall be allowed as a credit against the tax liability of a taxpayer subject to the tax imposed under the Kansas income tax act, the annual tax on net income pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, the premium tax and privilege fees imposed pursuant to K.S.A. 40-252, and amendments thereto, and the retaliatory tax imposed pursuant to K.S.A. 40-253, and amendments thereto, for taxpayers that make a credit-eligible capital contribution to an approved investment company and that receive a tax credit certificate issued under this section. The credit shall not be sold or transferred to any other entity, except an affiliate nor allocated to a taxpayer's partners, shareholders or members.

(b) The taxpayer shall earn a vested credit equal to the amount of the taxpayer's credit-eligible capital contribution to the approved investment company upon providing documentation to the department of the contribution. Upon review and approval of the documentation, the department shall issue a tax credit certificate in the amount of the tax credit approval by the department to the taxpayer. The taxpayer may claim an amount up to 20% of the tax credit certificate authorized under this section for each of the five tax years beginning on or after the second anniversary of the closing date, exclusive of amounts carried forward under subsection (c).

(c) If the amount of the tax credit exceeds the taxpayer's tax liability for the taxable year, the amount thereof which exceeds the tax liability may be carried forward for deduction from the taxpayer's tax liability in the succeeding taxable 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 forward for deduction after the fifth taxable year succeeding the taxable year in which such credit initially was claimed.

(d) The maximum amount of credits claimed in any one fiscal year by all taxpayers pursuant to this section shall not exceed \$10,000,000, exclusive of amounts carried

forward under subsection (c).

New Sec. 7. (a) The secretary shall revoke a tax credit certificate issued under section 6, and amendments thereto, upon a determination by the secretary of commerce that any of the following occur with respect to an approved investment company before it exits the program in accordance with subsection (f):

(1) The approved investment company does not invest 100% of its growth capital in funding within two years of the closing date;

(2) the approved investment company, after investing 100% of its growth capital in fundings, fails to maintain that investment until the sixth anniversary of the closing date. An investment shall be considered maintained by an approved investment company even if the investment has been sold or repaid, if the approved investment company reinvests an amount equal to the capital returned to or recovered by the approved investment company from the original investment, exclusive of any profits realized, in another funding within twelve months of the receipt of such capital. Periodic amounts received as repayment of principal pursuant to regularly scheduled amortization payments on a funding shall be treated as maintained if the amounts are reinvested in one or more fundings by the end of the following calendar year. The amount of funding that will be included towards satisfaction of the requirements of this paragraph with respect to any one rural business concern, collectively with any fundings in affiliates of such rural business concern, shall not exceed the greater of \$6,500,000 and 20% of the approved investment company's total growth capital;

(3) the approved investment company, before exiting the program, makes a distribution or payment that results in the approved investment fund having less than 100% of its growth capital invested in fundings or available for investment in fundings and held as cash or other marketable securities;

(4) the approved investment company invests funding in a rural business concern that, directly or indirectly through an affiliate, owns, has the right to acquire an ownership interest in, makes a loan to, or makes an investment in the approved investment company, an affiliate of the approved investment company, or an investor in the approved investment company. This paragraph shall not apply to investments in publicly traded securities by a rural business concern or an owner or affiliate of such rural business concern. For purposes of this paragraph, an approved investment company shall not be considered an affiliate of a rural business concern solely as a result of its funding; or

(5) the approved investment company invests funding in a rural business concern that fails to meet or maintain an agreed relocation of its principal business operations.

(b) Before revoking one or more tax credit certificates pursuant to subsection (a), the secretary shall notify the approved investment company of the reasons for the pending revocation. The approved investment company shall have 90 days from the date of such notice to correct the violations to the satisfaction of the secretary and avoid revocation of the tax credit certificate. The approved investment company shall be charged \$5,000 per day until the violation is corrected, and such amounts shall be deposited in the state treasury to the credit of the ad astra rural jobs fund.

(c) If the secretary revokes a tax credit certificate, the department of revenue shall make an assessment for the amount of the credit claimed by the certificate holder before the certificate was revoked.

(d) If tax credit certificates are revoked under this section, the associated growth

capital and credit-eligible capital contributions do not count toward the limit on total growth capital and credit-eligible capital contributions described under section 4(b), and amendments thereto. The secretary shall first award reverted growth capital pro rata to each approved investment company that was awarded less than its requested growth capital. Any remaining growth capital may be awarded by the department to new approved investment companies.

New Sec. 8. (a) After the sixth anniversary of the closing date, an approved investment company shall be allowed to exit the program if none of the approved investment company's tax credit certificates were revoked or are pending revocation. The secretary shall approve the exit of the approved investment company from the program and the regulations of sections 1 through 11, and amendments thereto, within 60 days of receiving a request to exit.

(b) If the number of jobs created or retained by the rural business concerns that received fundings from an approved investment fund through the date of the proposed distribution is:

(1) Less than 60% of the amount projected in the approved investment fund's business plan filed as part of its application for certification, then the state shall receive 30% of any distribution or payment to an equity holder in an approved investment fund in excess of the sum of the amount of equity capital invested in the approved investment fund by such equity holder and an amount equal to any projected increase in the equity holder's federal or state tax liability, including penalties and interest, related to the equity holder's ownership, management or operation of the approved investment fund; or

(2) greater than 60% but less than 100% of the amount projected in the approved investment fund's business plan filed as part of its application for certification, then the state shall receive 15% of any distribution or payment to an equity holder in an approved investment fund in excess of the sum of the amount of equity capital invested in the approved investment fund by such equity holder and an amount equal to any projected increase in the equity holder's federal or state tax liability, including penalties and interest, related to the equity holder's ownership, management or operation of the approved investment fund.

For purposes of this subsection (b), the secretary shall reduce the projected job creation projection in the approved investment fund's business plan pro rata based on the actual amount of growth capital received by the approved investment fund to the total amount of growth capital for which the approved investment fund applied.

(c) The secretary shall not revoke a tax credit certificate due to any actions of an approved investment company that occur after the date the department acknowledges an approved investment company's exit from the program.

(d) Moneys received by the secretary pursuant to this section shall be deposited in the state treasury to the credit of the ad astra rural jobs fund.

New Sec. 9. (a) Each approved investment company shall submit a report to the department on or before the fifth business day after the second anniversary of the closing date containing:

- (1) The approved investment company's bank statements evidencing each funding;
- (2) the name and location of each business receiving funding, including evidence that the business qualified as a rural business concern at the time the investment was made;

(3) the number of employment positions created or retained as a result of the approved investment company's fundings as of December 31 of the preceding year; and

(4) other information necessary for the department to administer the program.

(b) On or before April 30 of each year following the year in which the report required under subsection (a) is due, the approved investment company shall submit an annual report to the department containing:

(1) The number of employment positions created or retained as a result of the approved investment company's fundings as of December 31 of the preceding calendar year;

(2) the average annual salary of such positions; and

(3) any other information required by the department.

New Sec. 10. The secretary of revenue and the secretary of commerce may promulgate rules and regulations to implement the provisions of the ad astra rural jobs act.

New Sec. 11. (a) Except as provided in subsection (b), the provisions of the ad astra rural jobs act shall sunset on December 31 of the seventh year following the effective date of this act.

(b) Nothing in this section shall be construed so as to preclude a taxpayer that makes a credit-eligible capital contribution prior to the sunset of the ad astra rural jobs act from claiming tax credits relating to such investment after the sunset of this act.

Sec. 12. K.S.A. 2017 Supp. 12-17,169 is hereby amended to read as follows: 12-17,169. (a) (1) Any city or county shall have the power to issue special obligation bonds in one or more series to finance the undertaking of any STAR bond project in accordance with the provisions of this act. Such special obligation bonds shall be made payable, both as to principal and interest:

(A) From revenues of the city or county derived from or held in connection with the undertaking and carrying out of any STAR bond project or projects under this act including historic theater sales tax increments;

(B) from any private sources, contributions or other financial assistance from the state or federal government;

(C) from a pledge of 100% of the tax increment revenue received by the city from any local sales and use taxes, including the city's share of any county sales tax, which are collected from taxpayers doing business within that portion of the city's STAR bond project district established pursuant to K.S.A. 2017 Supp. 12-17,165, and amendments thereto, occupied by a STAR bond project, except for amounts committed to other uses by election of voters or pledged to bond repayment prior to the approval of the STAR bond project;

(D) at the option of the county in a city STAR bond project district, from a pledge of all of the tax increment revenues received by the county from any local sales and use taxes which are collected from taxpayers doing business within that portion of the city's STAR bond project district established pursuant to K.S.A. 2017 Supp. 12-17,165, and amendments thereto, except for amounts committed to other uses by election of voters or pledged to bond repayment prior to the approval of a STAR bond project;

(E) in a county STAR bond project district, from a pledge of 100% of the tax increment revenue received by the county from any county sales and use tax, but excluding any portions of such taxes that are allocated to the cities in such county pursuant to K.S.A. 12-192, and amendments thereto, which are collected from

taxpayers doing business within that portion of the county's STAR bond project district established pursuant to K.S.A. 2017 Supp. 12-17,165, and amendments thereto, occupied by a STAR bond project;

(F)(i) For STAR bond districts submitted to the secretary for approval pursuant to K.S.A. 2017 Supp. 12-17,165(b), and amendments thereto, prior to January 1, 2019, and for any modifications to the district as provided by K.S.A. 2017 Supp. 12-17,171, and amendments thereto, and any STAR bond projects developed in that district or in modifications to that district, from a pledge of all or a portion of the tax increment revenue received from any state sales taxes which are collected from taxpayers doing business within that portion of the city's or county's STAR bond project district occupied by a STAR bond project; ~~except that;~~

(ii) for STAR bond districts submitted to the secretary for approval pursuant to K.S.A. 12-17,165(b), and amendments thereto, on or after January 1, 2019, and for any modifications to the district as provided by K.S.A. 2017 Supp. 12-17,171, and amendments thereto, and any STAR bond projects developed in that district or in any modifications to that district, the maximum portion of the tax increment revenue received from state sales taxes to be pledged as described by subsection (a)(1)(F)(i) shall be capped at a rate that is 85% of the state sales tax rate. When an existing business located in this state relocates into or becomes part of a STAR bond project district, the secretary of revenue and the secretary of commerce shall certify the appropriate amount of base year revenue of the business as provided in K.S.A. 2017 Supp. 12-17,162(dd), and amendments thereto. The state sales and use tax portion of any tax increment revenue from the business in excess of the amount of base year revenue shall be capped as provided in this clause; and

(iii) for any STAR bond project district established and approved by the secretary on or after January 1, 2017, ~~such the tax increment revenue received from any state sales taxes~~ shall not include any sales tax revenue from retail automobile dealers;

(G) at the option of the city or county and with approval of the secretary, from all or a portion of the transient guest tax of such city or county;

(H) at the option of the city or county and with approval of the secretary: (i) From a pledge of all or a portion of increased revenue received by the city or county from franchise fees collected from utilities and other businesses using public right-of-way within the STAR bond project district; or (ii) from a pledge of all or a portion of the revenue received by a city or county from local sales taxes or local transient guest and local use taxes; or

(I) by any combination of these methods.

The city or county may pledge such revenue to the repayment of such special obligation bonds prior to, simultaneously with, or subsequent to the issuance of such special obligation bonds.

(2) Bonds issued under subsection (a)(1) shall not be general obligations of the city or the county, nor in any event shall they give rise to a charge against its general credit or taxing powers, or be payable out of any funds or properties other than any of those set forth in subsection (a)(1) and such bonds shall so state on their face.

(3) Bonds issued under the provisions of subsection (a)(1) shall be special obligations of the city or county and are declared to be negotiable instruments. Such bonds shall be executed by the mayor and clerk of the city or the chairperson of the board of county commissioners and the county clerk and sealed with the corporate seal

of the city or county. All details pertaining to the issuance of such special obligation bonds and terms and conditions thereof shall be determined by ordinance of the city or by resolution of the county.

All special obligation bonds issued pursuant to this act and all income or interest therefrom shall be exempt from all state taxes. Such special obligation bonds shall contain none of the recitals set forth in K.S.A. 10-112, and amendments thereto. Such special obligation bonds shall, however, contain the following recitals: (i) The authority under which such special obligation bonds are issued; (ii) such bonds are in conformity with the provisions, restrictions and limitations thereof; and (iii) that such special obligation bonds and the interest thereon are to be paid from the money and revenue received as provided in subsection (a)(1).

(4) Any city or county issuing special obligation bonds under the provisions of this act may refund all or part of such issue pursuant to the provisions of K.S.A. 10-116a, and amendments thereto.

(b) (1) Subject to the provisions of subsection (b)(2), any city shall have the power to issue full faith and credit tax increment bonds to finance the undertaking, establishment or redevelopment of any major motorsports complex, as defined in K.S.A. 2017 Supp. 12-17,162(k), and amendments thereto. Such full faith and credit tax increment bonds shall be made payable, both as to principal and interest: (A) From the revenue sources identified in subsection (a)(1) or by any combination of these sources; and (B) subject to the provisions of subsection (b)(2), from a pledge of the city's full faith and credit to use its ad valorem taxing authority for repayment thereof in the event all other authorized sources of revenue are not sufficient.

(2) Except as provided in subsection (b)(3), before the governing body of any city proposes to issue full faith and credit tax increment bonds as authorized by this subsection, the feasibility study required by K.S.A. 2017 Supp. 12-17,166(b), and amendments thereto, shall demonstrate that the benefits derived from the project will exceed the cost and that the income therefrom will be sufficient to pay the costs of the project. No full faith and credit tax increment bonds shall be issued unless the governing body states in the resolution required by K.S.A. 2017 Supp. 12-17,166(e), and amendments thereto, that it may issue such bonds to finance the proposed STAR bond project. The governing body may issue the bonds unless within 60 days following the conclusion of the public hearing on the proposed STAR bond project plan a protest petition signed by 3% of the qualified voters of the city is filed with the city clerk in accordance with the provisions of K.S.A. 25-3601 et seq., and amendments thereto. If a sufficient petition is filed, no full faith and credit tax increment bonds shall be issued until the issuance of the bonds is approved by a majority of the voters voting at an election thereon. Such election shall be called and held in the manner provided by the general bond law. The failure of the voters to approve the issuance of full faith and credit tax increment bonds shall not prevent the city from issuing special obligation bonds in accordance with this section. No such election shall be held in the event the board of county commissioners or the board of education determines, as provided in K.S.A. 2017 Supp. 12-17,165, and amendments thereto, that the proposed STAR bond project district will have an adverse effect on the county or school district.

(3) As an alternative to subsection (b)(2), any city which adopts a STAR bond project plan for a major motorsports complex, but does not state its intent to issue full faith and credit tax increment bonds in the resolution required by K.S.A. 2017 Supp.

12-17,166(e), and amendments thereto, and has not acquired property in the STAR bond project area may issue full faith and credit tax increment bonds if the governing body of the city adopts a resolution stating its intent to issue the bonds and the issuance of the bonds is approved by a majority of the voters voting at an election thereon. Such election shall be called and held in the manner provided by the general bond law. The failure of the voters to approve the issuance of full faith and credit tax increment bonds shall not prevent the city from issuing special obligation bonds pursuant to subsection (a)(1). Any project plan adopted by a city prior to the effective date of this act in accordance with K.S.A. 12-1772, and amendments thereto, shall not be invalidated by any requirements of this act.

(4) During the progress of any major motorsports complex project in which the project costs will be financed, in whole or in part, with the proceeds of full faith and credit tax increment bonds, the city may issue temporary notes in the manner provided in K.S.A. 10-123, and amendments thereto, to pay the project costs for the major motorsports complex project. Such temporary notes shall not be issued and the city shall not acquire property in the STAR bond project area until the requirements of subsection (b)(2) or (b)(3), whichever is applicable, have been met.

(5) Full faith and credit tax increment bonds issued under this subsection shall be general obligations of the city and are declared to be negotiable instruments. Such bonds shall be issued in accordance with the general bond law. All such bonds and all income or interest therefrom shall be exempt from all state taxes. The amount of the full faith and credit tax increment bonds issued and outstanding which exceeds 3% of the assessed valuation of the city shall be within the bonded debt limit applicable to such city.

(6) Any city issuing full faith and credit tax increment bonds under the provisions of this subsection may refund all or part of such issue pursuant to the provisions of K.S.A. 10-116a, and amendments thereto.

(c) (1) For each project financed with special obligation bonds payable from the revenues described in subsection (a)(1), the city or county shall prepare and submit to the secretary by October 1 of each year, a report describing the status of any projects within such STAR bond project area, any expenditures of the proceeds of special obligation bonds that have occurred since the last annual report and any expenditures of the proceeds of such bonds expected to occur in the future, including the amount of sales tax revenue, how such revenue has been spent, the projected amount of such revenue and the anticipated use of such revenue. The department of commerce shall compile this information and submit a report annually to the governor and the legislature by February 1 of each year.

(2) (A) In addition to the report referenced in paragraph (1), the department of commerce, in cooperation with the department of revenue, shall submit a report to the senate commerce committee and the house commerce, labor and economic development committee by January 31 of each session. The report shall include the following information for the last three calendar years and the most current year-to-date information available with respect to each STAR bond district:

(i) The amount of sales tax collected, and the amount of any "base" sales taxes being allocated to the district;

(ii) the total amount of bond payments and other expenses incurred;

(iii) the total amount of bonds issued and the balance of the bonds, by district and

by project in the district;

(iv) the remaining cash balance in the project to pay future debt service and other expenses;

(v) any new income producing properties being brought into a district and the base revenue going to the state general fund and incremental sales tax increases going to the district with respect to such properties;

(vi) the amount of bonds issued to repay private investors in the project with calculations showing the private and state share of indebtedness;

(vii) the percentage of local effort sales tax actually committed to the district compared to the state's share of sales tax percentage committed to the district;

(viii) the number of out-of-state visitors to a project, a discussion of the visitor attraction properties of projects in the districts, and a comparison of the number of out-of-state visitors with the number of in-state visitors; and

(ix) if any information or data is not available, an explanation as to why it is not available.

(B) Either the senate commerce committee or the house committee on commerce, labor and economic development may amend the information required in the report with additional requests and clarification on a going forward basis.

(d) A city or county may use the proceeds of special obligation bonds or any uncommitted funds derived from sources set forth in this section to pay the bond project costs as defined in K.S.A. 2017 Supp. 12-17,162, and amendments thereto, to implement the STAR bond project plan.

(e) With respect to a STAR bond project district established prior to January 1, 2003, for which, prior to January 1, 2003, the secretary made a finding as provided in subsection (a) that a STAR bond project would create a major tourism area for the state, such special obligation bonds shall be payable both as to principal and interest, from a pledge of all of the revenue from any transient guest, state and local sales and use taxes collected from taxpayers as provided in subsection (a) whether or not revenues from such taxes are received by the city.

Sec. 13. K.S.A. 2017 Supp. 79-32,160a is hereby amended to read as follows: 79-32,160a. (a) For taxable years commencing after December 31, 1999, and before January 1, 2012, any taxpayer who shall invest in a qualified business facility, as defined in ~~subsection (b) of K.S.A. 79-32,154(b)~~, and amendments thereto, and effective for tax years commencing after December 31, 2010, and before January 1, 2012, located in an area other than a metropolitan county as defined in either K.S.A. 2017 Supp. 74-50,114 or 74-50,211, and amendments thereto, and also meets the definition of a business in ~~subsection (b) of K.S.A. 74-50,114(b)~~, and amendments thereto, shall be allowed a credit for ~~such the~~ investment, in an amount determined under subsection (b) or (c), as the case requires, against the tax imposed by the Kansas income tax act or where the qualified business facility is the principal place from which the trade or business of the taxpayer is directed or managed and the facility has facilitated the creation of at least 20 new full-time positions, against the premium tax or privilege fees imposed pursuant to K.S.A. 40-252, and amendments thereto, or as measured by the net income of financial institutions imposed pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, for the taxable year during which commencement of commercial operations, as defined in ~~subsection (f) of K.S.A. 79-32,154(f)~~, and amendments thereto, occurs at ~~such the~~ qualified

business facility. In the case of a taxpayer who meets the definition of a manufacturing business in ~~subsection (d) of K.S.A. 74-50,114(d)~~, and amendments thereto, no credit shall be allowed under this section unless the number of qualified business facility employees, as determined under ~~subsection (d) of K.S.A. 79-32,154(d)~~, and amendments thereto, engaged or maintained in employment at the qualified business facility as a direct result of the investment by the taxpayer for the taxable year for which the credit is claimed equals or exceeds two. In the case of a taxpayer who meets the definition of a nonmanufacturing business in ~~subsection (f) of K.S.A. 74-50,114(f)~~, and amendments thereto, no credit shall be allowed under this section unless the number of qualified business facility employees, as determined under ~~subsection (d) of K.S.A. 79-32,154(d)~~, and amendments thereto, engaged or maintained in employment at the qualified business facility as a direct result of the investment by the taxpayer for the taxable year for which the credit is claimed equals or exceeds five. Where an employee performs services for the taxpayer outside the qualified business facility, the employee shall be considered engaged or maintained in employment at the qualified business facility if: (1) The employee's service performed outside the qualified business facility is incidental to the employee's service inside the qualified business facility; or (2) the base of operations or, the place from which the service is directed or controlled, is at the qualified business facility.

(b) The credit allowed by subsection (a) for any taxpayer who invests in a qualified business facility which is located in a designated nonmetropolitan region established under K.S.A. 74-50,116, and amendments thereto, on or after the effective date of this act, shall be a portion of the income tax imposed by the Kansas income tax act on the taxpayer's Kansas taxable income, the premium tax or privilege fees imposed pursuant to K.S.A. 40-252, and amendments thereto, or the privilege tax as measured by the net income of financial institutions imposed pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, for the taxable year for which ~~such the~~ credit is allowed, but in the case where the qualified business facility investment was made prior to January 1, 1996, not in excess of 50% of ~~such the~~ tax. ~~Such The~~ portion shall be an amount equal to the sum of the following:

(1) Two thousand five hundred dollars for each qualified business facility employee determined under K.S.A. 79-32,154, and amendments thereto; plus

(2) one thousand dollars for each \$100,000, or major fraction thereof, which shall be deemed to be 51% or more, in qualified business facility investment, as determined under K.S.A. 79-32,154, and amendments thereto.

(c) The credit allowed by subsection (a) for any taxpayer who invests in a qualified business facility, which is not located in a nonmetropolitan region established under K.S.A. 74-50,116, and amendments thereto, and effective for tax years commencing after December 31, 2010, and before January 1, 2012, located in an area other than a metropolitan county as defined in either K.S.A. 2017 Supp. 74-50,114 or 74-50,211, and amendments thereto, and which also meets the definition of business in ~~subsection (b) of K.S.A. 74-50,114(b)~~, and amendments thereto, on or after the effective date of this act, shall be a portion of the income tax imposed by the Kansas income tax act on the taxpayer's Kansas taxable income, the premium tax or privilege fees imposed pursuant to K.S.A. 40-252, and amendments thereto, or the privilege tax as measured by the net income of financial institutions imposed pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, for the taxable year for which

~~such the~~ credit is allowed, but in the case where the qualified business facility investment was made prior to January 1, 1996, not in excess of 50% of ~~such the~~ tax. ~~Such The~~ portion shall be an amount equal to the sum of the following:

(1) One thousand five hundred dollars for each qualified business facility employee as determined under K.S.A. 79-32,154, and amendments thereto; and

(2) one thousand dollars for each \$100,000, or major fraction thereof, which shall be deemed to be 51% or more, in qualified business facility investment as determined under K.S.A. 79-32,154, and amendments thereto.

(d) The credit allowed by subsection (a) for each qualified business facility employee and for qualified business facility investment shall be a one-time credit. If the amount of the credit allowed under subsection (a) exceeds the tax imposed by the Kansas income tax act on the taxpayer's Kansas taxable income, the premium tax and privilege fees imposed pursuant to K.S.A. 40-252, and amendments thereto, or the privilege tax as measured by the net income of financial institutions imposed pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, for the taxable year, or in the case where the qualified business facility investment was made prior to January 1, 1996, 50% of ~~such the~~ tax imposed upon the amount which exceeds ~~such the~~ tax liability or ~~such the~~ portion thereof may be carried over for credit in the same manner in the succeeding taxable years until the total amount of ~~such the~~ credit is used. Except that, before the credit is allowed, a taxpayer, who meets the definition of a manufacturing business in ~~subsection (d) of~~ K.S.A. 74-50,114(d), and amendments thereto, shall recertify annually that the net increase of a minimum of two qualified business facility employees has continued to be maintained and a taxpayer, who meets the definition of a nonmanufacturing business in ~~subsection (f) of~~ K.S.A. 74-50,114(f), and amendments thereto, shall recertify annually that the net increase of a minimum of five qualified business employees has continued to be maintained.

(e) Notwithstanding the foregoing provisions of this section, and except as otherwise provided in this subsection, any taxpayer qualified and certified under the provisions of K.S.A. 74-50,131, and amendments thereto; which, prior to making a commitment to invest in a qualified Kansas business, has filed a certificate of intent to invest in a qualified business facility in a form satisfactory to the secretary of commerce; and that has received written approval from the secretary of commerce for participation and has participated, during the tax year for which the exemption is claimed, in the Kansas industrial training, Kansas industrial retraining or the state of Kansas investments in lifelong learning program or is eligible for the tax credit established in K.S.A. 74-50,132, and amendments thereto, shall be entitled to a credit in an amount equal to 10% of that portion of the qualified business facility investment which exceeds \$50,000 in lieu of the credit provided in subsection (b)(2) or (c)(2) without regard to the number of qualified business facility employees engaged or maintained in employment at the qualified business facility. For tax years beginning on or after January 1, 2012, for a qualified business facility investment in Douglas, Johnson, Sedgwick, Shawnee or Wyandotte counties, ~~such the~~ credit shall be in an amount equal to 10% of that portion of the qualified business facility investment which exceeds \$1,000,000. Any taxpayer who has filed a certificate of intent to invest in a qualified business facility pursuant to this subsection in Douglas, Johnson, Sedgwick, Shawnee or Wyandotte county prior to December 31, 2011, and commences investments in a qualified business facility prior to December 31, 2013, may claim

credits under K.S.A. 74-50,131, 74-50,132 and ~~subsection (e) of 79-32,160a(e)~~, and amendments thereto, in an amount equal to 10% of that portion of the qualified business facility investment which exceeds \$50,000. Timing modifications may be authorized at the discretion of the secretary of commerce and the secretary of revenue during the transition period. The credit allowed by this subsection shall be a one-time credit. If the amount thereof exceeds the tax imposed by the Kansas income tax act on the taxpayer's Kansas taxable income or the premium tax or privilege fees imposed pursuant to K.S.A. 40-252, and amendments thereto, or the privilege tax as measured by net income of financial institutions imposed pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, for the taxable year, the amount thereof which exceeds ~~such the~~ tax liability may be carried forward for credit in the succeeding taxable year or years until the total amount of the tax credit is used, except that no ~~such~~ tax credit shall be carried forward for deduction after the 16th taxable year succeeding the taxable year in which ~~such the~~ credit initially was claimed, except as provided by subsection (f), and no carryforward shall be allowed for deduction in any succeeding taxable year unless the taxpayer certifies under oath that the taxpayer continues to meet the requirements of K.S.A. 74-50,131, and amendments thereto, and this act. In no event shall any credit allowed under this section that expired during any taxable year prior to the taxable year commencing January 1, 2011, be revived under the provisions of this act.

(f) On and after January 1, 2018, for taxpayers who have initially claimed a credit as permitted by subsection (e) prior to January 1, 2018, and whose tax credit as permitted by subsection (e) remains unused, 25% of the amount of the tax credit that remains unused at the end of the 16th taxable year succeeding the taxable year in which the credit initially was claimed may be carried forward for credit against the taxpayer's tax liability in the succeeding tax year or years until the 25th taxable year succeeding the taxable year in which the credit initially was claimed. In any one tax year, the amount of the tax credit allowable against the taxpayer's tax liability shall not exceed 10% of the total tax credit amount that remained unused as reduced and initially made available for use by the taxpayer pursuant to this subsection. No credit carryforward shall be allowed in any succeeding taxable year unless the taxpayer certifies under oath that the taxpayer continues to meet the requirements of K.S.A. 74-50,131, and amendments thereto, and this act. No credit carryforward shall be allowed after the 25th taxable year succeeding the taxable year in which the credit was initially claimed. In no event shall any tax credit that expired prior to January 1, 2018, be revived under the provisions of this subsection.

(g) For tax years commencing after December 31, 2005, any taxpayer claiming credits pursuant to this section, as a condition for claiming and qualifying for ~~such the~~ credits, shall provide information pursuant to K.S.A. 2017 Supp. 79-32,243, and amendments thereto, as part of the tax return in which ~~such the~~ credits are claimed. ~~Such The~~ credits shall not be denied solely on the basis of the contents of the information provided by the taxpayer pursuant to K.S.A. 2017 Supp. 79-32,243, and amendments thereto.

(g)(h) This section and K.S.A. 79-32,160b, and amendments thereto, shall be part of and supplemental to the job expansion and investment credit act of 1976, and amendments thereto.

Sec. 14. K.S.A. 2017 Supp. 12-17,169 and 79-32,160a are hereby repealed.";

And by renumbering the remaining section 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 "economic development; relating to tax credits for investments in businesses in rural areas, enacting the ad astra act; STAR bonds, state contribution to bond payment; high performance incentive program, tax credit availability extended for certain qualified companies; amending K.S.A. 2017 Supp. 12-17,169 and 79-32,160a and repealing the existing sections";

And your committee on conference recommends the adoption of this report.

STEVEN C. JOHNSON

TOM PHILLIPS

Conferees on part of House

CARYN TYSON

DAN KERSCHEN

Conferees on part of Senate

Rep. Ward challenged the conference committee report under Joint Rule 3(f) regarding the subject matter allowed. The report was ruled to be in order.

On motion of Rep. Davis, the conference committee report on **SB 296** was adopted.

On roll call, the vote was: Yeas 83; Nays 36; Present but not voting: 0; Absent or not voting: 6.

Yeas: Arnberger, Baker, Becker, Blex, Brim, Burris, Burroughs, B. Carpenter, Clark, Concannon, Corbet, Cox, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Hineman, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Landwehr, Lewis, Lusker, Markley, Mason, Mastroni, Neighbor, Orr, Osterman, Parker, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Waymaster, Weber, C., Wheeler, Whitmer, K. Williams.

Nays: Alcalá, Aurand, Awerkamp, Ballard, Bergquist, Bishop, Carlin, Carmichael, Clayton, Crum, S., Curtis, Finney, Henderson, Highberger, Highland, Hodge, Horn, Kuether, Lusk, Miller, Murnan, Ohaebosim, Ousley, Pittman, Probst, Rooker, Ruiz, Sawyer, Stogsdill, Vickrey, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Alford, Barker, Claeys, Helgerson, Hibbard, Schwab.

On motion of Rep. Hineman, the House recessed until 2:40 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Rep. Finch in the chair.

CONFERENCE COMMITTEE REPORTS

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2228** 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 5, following line 24, by inserting:

"(xxvi) For all taxable years commencing after December 31, 2016, the amount of any deduction claimed under section 965(c) of the federal internal revenue code of 1986, in determining federal adjusted gross income.

(xxvii) For all taxable years commencing after December 31, 2017, the amount of any deduction claimed under section 250 of the federal internal revenue code of 1986, in determining federal adjusted gross income.

(xxviii) For tax year 2018, the amount deducted by reason of a carry forward of disallowed business interest pursuant to section 163(j) of the federal internal revenue code of 1986 as in effect on January 1, 2018.";

On page 9, in line 27, by striking "80%" and inserting "100%"; in line 28, after the first "income" by inserting "as used in determining federal adjusted gross income"; in line 29, by striking "after" and inserting "before"; in line 30, by striking all after the period; by striking all in lines 31 and 32; in line 33, by striking "all taxable years beginning after December 31, 2017, 80%" and inserting "tax year 2018, 100%"; in line 35, by striking "250(b)(1)" and inserting "951A"; in line 36, by striking "after" and inserting "before"; in line 37, by striking "(b)(3)"; following line 37, by inserting:

"(xxvii) For tax year 2018, 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.";

On page 10, by striking all in lines 8 through 36;

On page 11, in line 25, by striking "years" and inserting "year"; in line 26, before "the" by inserting "and ending before January 1, 2019,"; in line 32, by striking "100%" and inserting "75%"; in line 34, by striking "100%" and inserting "75%"; in line 36, by striking "100%" and inserting "75%";

On page 12, following line 19, by inserting:

"(4) For the tax years commencing on and after January 1, 2019, the Kansas itemized deduction of an individual means the following deductions from federal adjusted gross income, other than federal deductions for personal exemptions, as provided in the federal internal revenue code with the modifications specified in this section: (A) 100% of charitable contributions that qualify as charitable contributions allowable as deductions in section 170 of the federal internal revenue code; (B) 100% of expenses for medical care allowable as deductions in section 213 of the federal internal revenue code; (C) 100% of the amount of qualified residence interest as provided in section 163(h) of the federal internal revenue code; and (D) 100% of the amount of taxes on real and personal property as provided in section 164(a) of the federal internal revenue code.";

Also on page 12, in line 31, after "section" by inserting "; provided, however, that in determination of such federal taxable income for tax year 2018, section 118 of the federal internal revenue code of 1986 will be applied as in effect on December 21, 2017";

On page 13, in line 12, after "and" by inserting "and"; in line 13, by striking all after "deduction"; by striking all in lines 14 through 18; also in line 19, by striking all before the period;

On page 14, in line 1, after "(v)" by inserting "notwithstanding any provisions in K.S.A. 79-32,117(c)(xxv) and (xxvi), and amendments thereto,"; in line 3, after "income" by inserting "; and

(vi) for tax year 2018, the amount disallowed as a deduction pursuant to section 162(r) of the federal internal revenue code of 1986 as in effect on January 1, 2018";

Also on page 14, in line 24, by striking "2011" and inserting "2017"; in line 39, after "the" by inserting "sum of the"; in line 40, after "(k)" by inserting "and the amount of expensing deduction being claimed for such property pursuant to section 179"; in line 41, by striking all after the second comma; by striking all in line 42; in line 43, by striking all before "multiplied";

On page 15, in line 8, by striking all after the period; by striking all in lines 9 through 12;

On page 17, in line 19, by striking "and" and inserting a comma; in line 20, after "2016" by inserting "and 2017"; by striking all in lines 28 through 36 and inserting "(3) For tax year 2018, and all tax years thereafter, the deduction allowed by this section shall be available to all taxpayers subject to the income tax imposed pursuant to K.S.A. 79-32,110, and amendments thereto, or the privilege tax imposed upon any national banking association, state bank, savings bank, trust company or savings and loan association pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, and used only to determine such taxpayer's income or privilege tax liability.";

Also on page 17, in line 37, by striking all after "For"; in line 38, by striking all before the second comma and inserting "tax years 2018 and 2019";

On page 18, in line 8, by striking "\$350,000" and inserting "\$250,000";

On page 20, in line 18, by striking "2011" and inserting "2017"; in line 22, by striking the first semicolon and inserting a colon; also in line 22, by striking all after "zone"; in line 23, by striking all before "on"; also in line 23, after "2011" by inserting "; or (B) Cowley, Crawford or Seward county on or after July 1, 2018"; in line 26, by striking the second "or" and inserting a comma; also in line 26, after "Crawford" by inserting "or Seward"; in line 29, by striking the second "or" and inserting a comma; also in line 29, after "Crawford" by inserting "or Seward"; in line 31, by striking the second "or" and inserting a comma; in line 32, after "Crawford" by inserting "or Seward"; in line 36, by striking the second "or" and inserting a comma; in line 37, after "Crawford" by inserting "or Seward";

On page 21, following line 7, by inserting:

"Sec. 9. K.S.A. 2017 Supp. 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 which 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 which 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, 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.

(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, Dickinson 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 and Dickinson 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 paragraph 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, Russell 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, Russell 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 ~~paragraph 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 as follows: 50% of such revenues for the purpose of~~

~~financing for economic development initiatives; and 50% of such revenues for the purpose of financing public infrastructure projects to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after seven years from the date such tax is first collected. 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% which such tax shall take effect after the expiration of the tax imposed pursuant to this paragraph prior to the effective date of this act, 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.

(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.

(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 which 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 which levy not less than 25% of the property taxes levied by all taxing subdivisions within each of such counties.

(d) 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) 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.

Sec. 10. K.S.A. 2017 Supp. 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, ~~Thomas~~ 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 which 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 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 which 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 which 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 which 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 which 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 which 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 which 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 which 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%; and

(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%.

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. 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 which 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. 11. K.S.A. 2017 Supp. 79-2925c is hereby amended to read as follows: 79-2925c. (a) (1) On and after January 1, 2017, the governing body of any city or county shall not approve any appropriation or budget which provides for funding by property tax revenues in an amount exceeding that of the next preceding year as adjusted to reflect the average changes in the consumer price index for all urban consumers as published by the United States department of labor for the preceding five calendar years, which shall not be less than zero, unless the city or county approves the appropriation or budget with the adoption of a resolution and such resolution has been submitted to and approved by a majority of the qualified electors of the city or county voting at an election called and held thereon, except as otherwise provided.

(2) The election shall be called and held in the manner provided by K.S.A. 10-120, and amendments thereto, and may be:

(A) Held at the next regularly scheduled election to be held in August or November;

(B) may be a mail ballot election, conducted in accordance with K.S.A. 25-431 et seq., and amendments thereto; or

(C) may be a special election called by the city or county. Nothing in this subsection shall prevent any city or county from holding more than one election in any year. The city or county requesting the election shall be responsible for paying all costs associated with conducting the election.

(b) A resolution by the governing body of a city or county otherwise required by the provisions of this section shall not be required to be approved by an election required by subsection (a) under the following circumstances:

(1) Increased property tax revenues that, in the current year, are produced and attributable to the taxation of:

(A) The construction of any new structures or improvements or the remodeling or renovation of any existing structures or improvements on real property, which shall not include any ordinary maintenance or repair of any existing structures or improvements on the property;

(B) increased personal property valuation;

(C) real property located within added jurisdictional territory;

(D) real property which has changed in use;

(E) expiration of any abatement of property from property tax; or

(F) expiration of a tax increment financing district, rural housing incentive district, neighborhood revitalization area or any other similar property tax rebate or redirection program.

(2) Increased property tax revenues that will be spent on:

(A) Bond, temporary notes, no fund warrants, state infrastructure loans and interest payments not exceeding the amount of ad valorem property taxes levied in support of such payments, and payments made to a public building commission and lease payments but only to the extent such payments were obligations that existed prior to

July 1, 2016;

(B) payment of special assessments not exceeding the amount of ad valorem property taxes levied in support of such payments;

(C) court judgments or settlements of legal actions against the city or county and legal costs directly related to such judgments or settlements;

(D) expenditures of city or county funds that are specifically mandated by federal or state law with such mandates becoming effective on or after July 1, 2015, and loss of funds from federal sources after January 1, 2017, where the city or county is contractually obligated to provide a service;

(E) expenses relating to a federal, state or local disaster or federal, state or local emergency, including, but not limited to, a financial emergency, declared by a federal or state official. The board of county commissioners may request the governor to declare such disaster or emergency; or

(F) increased costs above the consumer price index for law enforcement, fire protection or emergency medical services.

(3) Any increased property tax revenues generated for law enforcement, fire protection or emergency medical services shall be expended exclusively for these purposes but shall not be used for the construction or remodeling of buildings.

(4) The property tax revenues levied by the city or county have declined:

(A) In one or more of the next preceding three calendar years and the increase in the amount of funding for the budget or appropriation from revenue produced from property taxes does not exceed the average amount of funding from such revenue of the next preceding three calendar years, adjusted to reflect changes in the consumer price index for all urban consumers as published by the United States department of labor for the preceding calendar year; or

(B) the increase in the amount of ad valorem tax to be levied is less than the change in the consumer price index plus the loss of assessed property valuation that has occurred as the result of legislative action, judicial action or a ruling by the board of tax appeals.

(5) Whenever a city or county is required by law to levy taxes for the financing of the budget of any political or governmental subdivision of this state that is not authorized by law to levy taxes on its own behalf, and the governing body of such city or county is not authorized or empowered to modify or reduce the amount of taxes levied therefore, the tax levies of the political or governmental subdivision shall not be included in or considered in computing the aggregate limitation upon the property tax levies of the city or county.

(6) Any tax levy increase as a result of another taxing entity being dissolved and all powers, responsibilities, duties and liabilities of the entity have been transferred to the city or county to carry on the function and responsibilities of the dissolved taxing entity, so long as the levy increase does not exceed the levy of the dissolved taxing entity.

Sec. 12. K.S.A. 2017 Supp. 79-3401 is hereby amended to read as follows: 79-3401. This act, and amendments thereto, shall be known and may be cited as the "motor-fuel tax law," and as so constituted is hereinafter referred to as "this act." The following words, terms and phrases, when used in this act, shall have the meanings ascribed to them in this section, except in those instances clearly indicating a different meaning:

(a) "Aviation fuel" means motor fuels for use as fuel for aircraft;

(b) "agricultural ethyl alcohol" means a motor-vehicle fuel component with a purity of at least 99%, exclusive of any added denaturants, denatured in conformity with one of the methods approved by the United States department of the treasury, bureau of alcohol, tobacco and firearms, and distilled in the United States of America from grain produced in the United States of America;

(c) "bulk plant" means a motor fuels storage facility, other than a terminal, that is primarily used to redistribute motor fuels;

(d) "dealer" means any person engaged in the retail sale of motor-vehicle fuels or special fuels;

(e) "director" means the director of taxation, a duly authorized deputy, agent or representative;

(f) "distributor" means any person, who:

(1) Imports or causes to be imported from any other state or territory of the United States motor-vehicle fuels or special fuels for such person's own use in the state of Kansas, or for sale and delivery therein, after the same shall have come to rest or storage therein, whether or not in the original package, receptacle or container; or

(2) imports or causes to be imported, from a foreign country, motor-vehicle fuels or special fuels for such person's own use in the state of Kansas, or for sale and delivery therein, after the same shall have come to rest or storage, whether or not in the original package, receptacle or container;

(3) purchases or receives motor-vehicle fuels or special fuels in the original package, receptacle or container in the state of Kansas for such person's own use therein, or for sale and delivery therein, from any person who has imported the same from any other state or territory of the United States, or any other nation, in case such motor-vehicle fuels or special fuels have not, prior to such purchase or receipt, come to rest or storage in the state of Kansas; or

(4) received and, in any manner, uses, sells or delivers motor-vehicle fuels or special fuels in the state of Kansas on which the tax provided for in this act has not been previously paid;

(g) "exporter" means any person who exports or causes to be exported motor vehicle fuels or special fuels from Kansas to any other state or territory of the United States or to a foreign country, for such person's own use or for sale or delivery therein, whether or not in the original package, receptacle or container;

(h) "importer" means any person who imports or causes to be imported motor-vehicle fuels or special fuels from any other state or territory of the United States or from a foreign country, for such person's own use in the state of Kansas or for sale or delivery therein, whether or not in the original package, receptacle or container;

(i) "liquid fuels" or "motor fuels" means any inflammable liquid by whatever name such liquid shall be known or sold, which is used, or practically or commercially usable, either alone or when mixed or combined in an internal-combustion engine for the generation of power;

(j) "manufacturer" or "refiner" means any person who or which produces, refines, prepares, blends, distills, manufactures or compounds motor-vehicle fuels or special fuels in the state of Kansas for such person's own use therein, or for sale or delivery therein. The term "manufacturer" shall not include any person who or which mechanically separates liquids from natural gas at production facilities or gathering system pipelines on the lease. No person who produces, refines, prepares, blends,

distills, manufactures, or compounds motor-vehicle fuels or special fuels shall be required to render a distributor's (manufacturer's) report as to any particular lot or lots of motor-vehicle fuels or special fuels until such motor-vehicle fuels or special fuels have been loaded at a refinery or other place of production into tank cars, or placed in any tank at such refinery or other place of production from which any withdrawals are made direct into tanks, tank wagons or other types of transportation equipment, containers or facilities;

(k) "motor vehicle" means a motor vehicle as defined by K.S.A. 8-126, and amendments thereto, and which is required to be registered pursuant to K.S.A. 8-126 et seq., and amendments thereto;

(l) "motor-vehicle fuels" means gasoline, casinghead gasoline, natural gasoline, drip gasoline, aviation gasoline, gasohol, gasoline-oxygenate blend and any other spark-ignition motor fuel as defined by the 1995 United States department of commerce, national institute of standards and technology handbook 130 issued December of 1994, and as may subsequently be defined in rules and regulations which the director may adopt pursuant to K.S.A. 79-3419, and amendments thereto;

(m) "oil inspector" means the director of taxation, a duly authorized deputy, agent or representative;

(n) "person" means every natural person, association, partnership, limited partnership, limited liability company or corporation. When used in any statute, prescribing and imposing a fine or imprisonment, or both, the term "person" as applied to firms and associations means the partners or members thereof and, as applied to corporations, the corporation and the officers thereof;

(o) "public highways" means and includes every way or place, of whatever nature, generally open to the use of the public as a matter of right, for the purposes of vehicular travel and notwithstanding that the same shall have been temporarily closed for the purpose of construction, reconstruction or repair;

(p) "received" means motor-vehicle fuel or special fuel produced, refined, prepared, distilled, manufactured, blended or compounded at any refinery or other place, in the state of Kansas by any person, or imported into this state from any other state, territory, or foreign country by pipeline or connecting pipeline at a pipeline terminal or pipeline tank farm for storage, shall be deemed to be "received" by such person thereat when the same shall have been loaded at such refinery, pipeline terminal, pipeline tank farm or other place, into tank cars, tank trucks or other container, or placed in any tank from which any withdrawals are made direct into tank cars, tank trucks or other types of transportation equipment, containers or facilities;

(q) "retailer" means a person that engages in the business of selling or distributing motor fuels to the end user;

(r) "school bus" means every bus, as defined by K.S.A. 8-1406, and amendments thereto, which is: (1) Privately owned and contracted for, leased or hired by a school district or nonpublic school for the transportation of pupils, students or school personnel to or from school or to or from school-related functions or activities; or (2) owned and operated by a school district or nonpublic school which is registered under the provisions of K.S.A. 8-126 et seq., and amendments thereto, used for the transportation of pupils, students or school personnel to or from school or to or from school-related functions or activities;

(s) "special fuels" means all combustible liquids suitable for the generation of

power for the propulsion of motor vehicles including, but not limited to, diesel fuel, ~~alcohol~~ and such fuels not defined under the motor-vehicle fuels definition, hereinafter referred to as motor-vehicle fuel;

(t) "terminal" means a fuel storage and distribution facility that is supplied by motor vehicle, pipeline or marine vessel, and from which motor fuels may be removed at a rack. "Terminal" does not include any facility at which motor fuel blend stocks and additives are used in the manufacture of products other than motor fuels and from which no motor fuels are removed;

(u) "terminal operator" means the person who by ownership or contractual agreement is charged with the responsibility for, or physical control over, and operation of a terminal;

(v) "transporter" means a person who has been issued a liquid-fuels carrier's license pursuant to K.S.A. 55-506 et seq., and amendments thereto; and

(w) "E85 fuels" means an alternative fuel that is a blend of denatured ethanol and hydrocarbon that typically contains 85% ethanol by volume, but at a minimum must contain 70% ethanol by volume, and complies with ASTM specification D5798-99.

Sec. 13. K.S.A. 2017 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, which 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 or public hospital authority or nonprofit blood, tissue or organ bank and used exclusively for state, political subdivision, hospital or public hospital authority or nonprofit blood, tissue or organ bank 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;

(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, which 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 which 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 which 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 which 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, which 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 which 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 which 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 pharmacopoeia, 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 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. 2017 Supp. 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" shall have the meaning ascribed thereto by 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 which is transported into the state from without the state for repair, service, alteration, maintenance,

remanufacture or modification and which 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" shall have the meanings ascribed thereto by 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 which 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 which 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" have the meanings respectively ascribed thereto by 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" shall have the meanings ascribed thereto by 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, which 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. 75-3307b, 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, which 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 which 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:

(A) To receive, transport, convey, handle, treat or store raw materials in preparation of its placement on the production line;

(B) to 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) to act upon, effect, promote or otherwise facilitate a physical change to the property undergoing manufacturing or processing;

(D) to guide, control or direct the movement of property undergoing manufacturing or processing;

(E) to 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) to 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) to 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) to package the property being manufactured or processed in a container or wrapping in which such property is normally sold or transported;

(I) to 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) to cool, heat, filter, refine or otherwise treat water, steam, acid, oil, solvents or other substances that are used in production operations;

(K) to 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) to treat, transport or store waste or other byproducts of production operations at the plant or facility; or

(M) to 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) Subsections (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 which is organized for the purpose of stimulating public interest in the exploration of space by providing educational information, exhibits and experiences, which 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 which will admit the purchaser thereof to any annual event sponsored by a nonprofit organization which 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 which 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 which 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 which 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 which 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 which 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 which 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 which 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 which 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 which 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 which 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 which 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 which 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 which 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 which 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 which 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 which 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 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 collection, storage and distribution of food products to nonprofit organizations which 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, which 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 which 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 which 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 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 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 which 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 which 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 which 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 which 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 which has been granted an exemption pursuant to subsection (qq), which such home or facility is located in a city which 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 which 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 which 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 which 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 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 which 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 which 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, which 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 which 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 which 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 which 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 which 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 which 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 which 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 which 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., which 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;
and

(III) 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, which 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 which 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 and 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; and

(nnnn) all sales of tangible personal property and services purchased by midland care connection, 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 healthcare services to persons in the community.";

Also on page 21, in line 8, after "Supp." by inserting "12-187, 12-189, 79-2925c,"; also in line 8, by striking ", 79-32,119"; in line 9, by striking "and" and inserting a

comma; also in line 9, after "79-32,267" by inserting ", 79-3401 and 79-3606";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "income"; also in line 1, by striking "deductions" and inserting "income tax"; in line 2, by striking "standard deduction,"; also in line 2, by striking the semicolon and inserting a comma; in line 4, by striking "; credits"; also in line 4, by striking the second semicolon; in line 5, by striking "credits," and inserting "credit, credit for"; in line 7, by striking "qualifications, procedures and limitations; credits," and inserting "credit for"; in line 8, by striking "Cowley and Crawford" and inserting "certain"; also in line 8, after the semicolon by inserting "sales and compensating use tax, countywide retailers' sales tax, rates for certain counties, ballot authority, exemptions for sales of certain coins or bullion and purchases by midland care connection, inc.; property tax, cities and counties, approval of budgets with increased property tax revenues, election requirements; motor-fuel tax law, definitions, special fuels;"; also in line 8, after "Supp." by inserting "12-187, 12-189, 79-2925c,"; in line 9, by striking ", 79-32,119"; in line 9, by striking "and" and inserting a comma; in line 10, after "32,267" by inserting ", 79-3401 and 79-3606";

And your committee on conference recommends the adoption of this report.

CARYN TYSON

DAN KERSCHEN

Conferees on part of Senate

STEVEN C. JOHNSON

TOM PHILLIPS

Conferees on part of House

The motion of Rep. Johnson to adopt the conference committee report on **S Sub for HB 2228** did not prevail. The bill was killed.

Call of the House was demanded.

On roll call, the vote was: Yeas 59; Nays 59; Present but not voting: 0; Absent or not voting: 7.

Yeas: Arnberger, Aurand, Awerkamp, Bergquist, Blex, Burris, B. Carpenter, Clark, Concannon, Corbet, E. Davis, Delperdang, Dove, Ellis, Eplee, Esau, Finch, Francis, Garber, Hawkins, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Kelly, Landwehr, Lewis, Mason, Mastroni, Osterman, F. Patton, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thimesch, Thompson, Trimboli, Vickrey, Waymaster, Weber, C., Whitmer, K. Williams.

Nays: Alcalá, Baker, Ballard, Becker, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Cox, Crum, S., Curtis, Deere, Dierks, Dietrich, Elliott, Finney, Frownfelter, Gallagher, Gartner, Good, Henderson, Highberger, Hodge, Horn, Judd-Jenkins, Karleskint, Kessinger, Koesten, Kuether, Lusk, Lusker, Markley, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, Phelps, Phillips, Pittman, Probst, Rooker, Ruiz, Sawyer, Sloan, Stogsdill, S. Swanson, Trimmer, Victors, Ward, Weigel, Wheeler, Whipple, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Alford, Barker, Claeys, Helgerson, Hibbard, Holscher, Schwab.

EXPLANATIONS OF VOTE

MR. SPEAKER: We have waited all session to return money to Kansas taxpayers due them under the federal tax law. While there are good parts of this bill, there are also questionable parts, and there are items that should have been included but aren't. It does not raise the standard deduction and does too little for average Kansans who are working hard just to make ends meet. However, in the end, this bill does prevent a tax INCREASE that would harm our economy and hurt Kansans, so Mr. Speaker, we reluctantly vote yes on **S Sub for HB 2228**. – JOHN WHITMER, RANDY POWELL, KEITH ESAU, LEO DELPERDANG, JESSE BURRIS, TREVOR JACOBS, LESLIE OSTERMANN, CHUCK WEBER, SUSAN HUMPHRIES, BLAKE CARPENTER, WILLIE DOVE, EMIL BERGQUIST, FRANK TRIMBOLI, ERIC SMITH, JOHN RESMAN

MR. SPEAKER: This tax bill includes many good provisions that allow Federal windfall dollars to be returned to taxpayers, yet it fails to consider 2/3 of Kansas taxpayers by not including a standard deduction increase. Those Kansans who need the tax cut most will not receive it. It also continues the fiscally irresponsible policy of allowing sales tax exemptions to a select few. This unfair practice narrows our tax base. Good tax policy broadens the base and lowers the rate, but not today, not with this bill. Yet, there is just enough good. Mr. Speaker: I vote aye on **S Sub for HB 2228**. – KRISTEY WILLIAMS, JACK THIMESCH, LONNIE CLARK, TROY WAYMASTER, ADAM SMITH, SUSAN CONCANNON

MR. SPEAKER: Since 2005, K.S.A. 72-5192 makes the appropriation of funding for K-12 general state aid, supplemental state aid and special education the first priority in our budget process. The 2008 recession caused 5 rounds of budget cuts in 2009, Gannon was filed in 2010. In January 2013, the Gannon ruling called the tax cuts of 2012 “self-inflicted,” and the argument that the state could not afford more funding due to the downturn, while simultaneously cutting taxes, “completely illogical.” I fear that arguing \$525 million over 5 years as our best effort while simultaneously cutting revenues is once again, completely illogical. I vote NO on **S Sub for HB 2228**. – MELISSA ROOKER, JOHN CARMICHAEL

Speaker Ryckman assumed the chair.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2111** 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 34;

By striking all on page 2;

On page 3, by striking all in lines 1 through 39; following line 39, by inserting:

"Section 1. K.S.A. 2017 Supp. 79-3602 is hereby amended to read as follows: 79-3602. 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" 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 which is necessary or essential to, and which 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 which 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 which 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 which 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 which 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 which is, or shall hereafter be, authorized to levy taxes upon tangible property within the state or which certifies a levy to a municipality, agency or subdivision of the state which 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, which 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 which is essential or necessary to and which 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, which qualifies as property which 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, ~~2006~~ 2018, and ending on June 30, ~~2009~~ 2021, 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.

(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. 2017 Supp. 79-3670 through 79-3673, K.S.A. 12-191 and 12-191a, and amendments thereto, which 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, which 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.

Sec. 2. K.S.A. 2017 Supp. 79-3602 is hereby repealed."

Also on page 3, in line 41, 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 line 2; in line 3 by striking all before the semicolon and inserting "sales taxation; relating to certain cash rebates on sales or leases of new motor vehicles"; also in line 3 by striking "74-4959" and inserting "2017 Supp. 79-3602";

And your committee on conference recommends the adoption of this report.

CARYN TYSON

DAN KERSCHEN

TOM HOLLAND

Conferees on part of Senate

STEVEN C. JOHNSON

TOM PHILLIPS

TOM SAWYER

Conferees on part of House

On motion of Rep. Johnson, the conference committee report on **HB 2111** was adopted.

On roll call, the vote was: Yeas 111; Nays 6; Present but not voting: 0; Absent or not voting: 8.

Yeas: Alcalá, Arnberger, Awerkamp, Baker, Ballard, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Corbet, Cox, Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Highberger, Highland, Hineman, Hodge, Hoffman, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn.

Nays: Aurand, Concannon, Crum, S., Johnson, Sutton, Waymaster.

Present but not voting: None.

Absent or not voting: Alford, Barker, Claeys, Helgerson, Hibbard, Holscher, Schwab, Wolfe Moore.

MESSAGES FROM THE GOVERNOR

HB 2476, HB 2542 approved on May 4, 2018

REPORT ON ENGROSSED BILLS

Sub HB 2194, HB 2438 reported correctly engrossed May 3, 2018.

HB 2067, reported correctly re-engrossed May 3, 2018.

HB 2488 reported correctly re-engrossed May 4, 2018.

REPORT ON ENROLLED BILLS

S Sub for HB 2028, HB 2470, HB 2511, HB 2549, HB 2577, HB 2642 reported correctly enrolled, properly signed and presented to the Governor on May 4, 2018.

REPORT ON ENROLLED RESOLUTIONS

HR 6061 reported correctly enrolled and properly signed on May 4, 2018.

The hour for final adjournment having arrived, Speaker Ryckman announced, "By virtue of the authority vested in me, as Speaker of the House of Representatives of the 2018 session, I do now declare the House adjourned sine die."

REPORT ON ENGROSSED BILLS

HB 2111 reported correctly re-engrossed May 7, 2018.

REPORT ON ENROLLED BILLS

HB 2067, HB 2111, Sub HB 2129, Sub HB 2194, HB 2280, HB 2438, HB 2458, HB 2479, HB 2488, HB 2523, HB 2539, HB 2571, HB 2579 reported correctly enrolled, properly signed and presented to the Governor on May 8, 2018.

REPORT ON ENROLLED RESOLUTIONS

HR 6063 reported correctly enrolled and properly signed on May 8, 2018.

MESSAGES FROM THE GOVERNOR

Sub HB 2129, Sub HB 2194, S Sub for S Sub for HB 2386, HB 2438, HB 2523, Sub HB 2556, HB 2571, HB 2642 approved on May 10, 2018

S Sub for HB2028 approved on May 12, 2018

HB 2470, HB 2479, HB 2488 approved on May 14, 2018

HB 2579 approved on May 15, 2018

HB 2458 approved on May 16, 2018

HB 2067, HB 2111 approved on May 17, 2018

HB 2280, HB 2539 approved on May 18, 2018

MESSAGES FROM THE SENATE

House Bills that died in Senate Committees: **HB 2013, HB 2035, HB 2036, HB 2045, HB 2047, HB 2048, HB 2049, HB 2069, HB 2070, HB 2071, HB 2076, HB 2084, HB 2093, Sub HB 2103, HB 2107, HB 2121, HB 2125, HB 2126, S Sub HB 2130, HB 2148, HB 2160, HB 2161, HB 2168, HB 2176, HB 2180, HB 2182, HB 2187, S Sub HB 2197, HB 2203, HB 2205, HB 2210, HB 2234, HB 2235, HB 2240, Sub HB 2257, HB 2260, HB 2262, HB 2268, Sub HB 2272, HB 2273, HB 2279, HB 2289, HB 2302, HB 2306, HB 2308, HB 2319, HB 2320, Sub HB 2331, HB 2360, HB 2361, Sub HB 2365, HB 2391, Sub HB 2410, Sub HB 2427, HB 2436, HB 2441, HB 2445, HB 2446, HB 2455, HB 2456, HB 2474, HB 2478, HB 2480, HB 2489, HB 2506, HB 2509, HB 2527, HB 2530, HB 2531, HB 2534, HB 2547, HB 2551, HB 2566, HB 2568, Sub HB 2572, HB 2573, HB 2603, HB 2625, HB 2644, HB 2648, HB 2676, HB 2700, HB 2729, HB 2734, Sub HB 2739, HB 2749, HB 2753, HB 2755, HB 2757, HB 2758, HB 2773, HB 2778, HB 2784**

House Bills that died on the Senate Calendar: **HB 2031, Sub HB 2040, HB 2088, HB 2162, Sub HB 2223, HB 2256, Sub HB 2332, HB 2333, Sub HB 2398, S Sub HB 2380, Sub HB 2408, HB 2416, HB 2448, HB 2465, HB 2505, HB 2526, HB 2604, S Sub HB 2674**

House Concurrent Resolutions that died in Senate Committee: **HCR 5030**

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*



TITLE AND HISTORY
OF
HOUSE BILLS
AND
HOUSE RESOLUTIONS

TITLE AND HISTORY OF HOUSE BILLS*

CARRIED OVER FROM 2017 SESSION

- H 2001** Bill by Legislative Post Audit Committee
Eliminating the reporting requirements for law enforcement agencies concerning civil asset seizures and forfeitures.
 01/09/2017 House—Prefiled for Introduction on Monday, December 05, 2016—HJ 44
 01/09/2017 House—Introduced—HJ 44
 01/10/2017 House—Referred to Committee on Judiciary—HJ 57
 01/18/2017 House—Hearing: Monday, January 23, 2017, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee
- H 2003** Bill by Legislative Post Audit Committee
Kansas standard asset seizure and forfeiture act; restriction on county or district attorney.
 01/09/2017 House—Prefiled for Introduction on Monday, December 05, 2016—HJ 45
 01/09/2017 House—Introduced—HJ 45
 01/10/2017 House—Referred to Committee on Judiciary—HJ 57
 01/18/2017 House—Hearing: Monday, January 23, 2017, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee
- H 2004** Bill by Legislative Post Audit Committee
Clarifying and limiting discretion for expenditure of proceeds from civil forfeiture.
 01/09/2017 House—Prefiled for Introduction on Monday, December 05, 2016—HJ 45
 01/09/2017 House—Introduced—HJ 45
 01/10/2017 House—Referred to Committee on Judiciary—HJ 57
 01/18/2017 House—Hearing: Monday, January 23, 2017, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee
- H 2005** Bill by Joint Pensions, Investments and Benefits
Exempting members of the state board of regents retirement plan from certain KPERS working after retirement provisions.
 01/09/2017 House—Prefiled for Introduction on Thursday, December 15, 2016—HJ 45
 01/09/2017 House—Introduced—HJ 45
 01/10/2017 House—Referred to Committee on Financial Institutions and Pensions—HJ 57
 05/04/2018 House—Died in Committee
- H 2007** Bill by Representative Sloan
Providing leave for civil air patrol members.
 01/09/2017 House—Prefiled for Introduction on Wednesday, December 28, 2016—HJ 45
 01/09/2017 House—Introduced—HJ 45
 01/10/2017 House—Referred to Committee on Veterans and Military—HJ 57
 05/04/2018 House—Died in Committee
- H 2008** Bill by Representative Swanson
Requiring seat belts on school buses.
 01/09/2017 House—Prefiled for Introduction on Tuesday, January 03, 2017—HJ 45
 01/09/2017 House—Introduced—HJ 45
 01/10/2017 House—Referred to Committee on Transportation—HJ 57

01/18/2017 House—Hearing: Wednesday, January 25, 2017, 01:30 PM Room 582-N
 05/04/2018 House—Died in Committee

- H 2009** Bill by Representative Ruiz
State capitol; concealed handguns prohibited except for authorized law enforcement.
 01/09/2017 House—Prefiled for Introduction on Wednesday, January 04, 2017—HJ 45
 01/09/2017 House—Introduced—HJ 45
 01/10/2017 House—Referred to Committee on Federal and State Affairs—HJ 57
 05/04/2018 House—Died in Committee
- H 2012** Bill by Representative Esau
Elections; voter registration lists; free copies quarterly to recognized political parties.
 01/09/2017 House—Prefiled for Introduction on Thursday, January 05, 2017—HJ 45
 01/09/2017 House—Introduced—HJ 45
 01/10/2017 House—Referred to Committee on Elections—HJ 56
 01/11/2017 House—Hearing: Wednesday, January 18, 2017, 01:30 PM Room 281-N
 05/04/2018 House—Died in Committee
- H 2013** Bill by Representative Esau
Write in candidates in primary elections must agree in writing to have their names placed on general election ballot.
 01/09/2017 House—Prefiled for Introduction on Thursday, January 05, 2017—HJ 45
 01/09/2017 House—Introduced—HJ 45
 01/10/2017 House—Referred to Committee on Elections—HJ 56
 01/18/2017 House—Hearing: Wednesday, January 25, 2017, 01:30 PM Room 281-N
 01/25/2017 House—Hearing: Monday, January 30, 2017, 01:30 PM Room 281-N
 02/02/2017 House—Committee Report recommending bill be passed as amended by Committee on Elections—HJ 172
 02/08/2017 House—Committee of the Whole - Be passed as amended—HJ 203
 02/09/2017 House—Final Action - Passed as amended; Yea: 123 Nay: 0—HJ 212
 02/10/2017 Senate—Received and Introduced—SJ 151
 02/13/2017 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 153
 02/22/2017 Senate—Hearing: Tuesday, March 07, 2017, 09:30 AM Room 142-S
 03/14/2017 Senate—Committee Report recommending bill be passed by Committee on Ethics, Elections and Local Government—SJ 245
 05/08/2017 Senate—Withdrawn from Calendar, Rereferred to Committee on Ethics, Elections and Local Government—SJ 620
 05/04/2018 Senate—Died in Senate Committee
- H 2014** Bill by Representative Carmichael
Amending prosecutorial powers and penalties for election crimes.
 01/09/2017 House—Prefiled for Introduction on Thursday, January 05, 2017—HJ 45
 01/09/2017 House—Introduced—HJ 45
 01/10/2017 House—Referred to Committee on Judiciary—HJ 57
 05/04/2018 House—Died in Committee
- H 2015** Bill by Representative Esau
Governmental ethics commission; investigation procedures.
 01/09/2017 House—Prefiled for Introduction on Friday, January 06, 2017—HJ 45

01/09/2017 House—Introduced—HJ 45
 01/10/2017 House—Referred to Committee on Elections—HJ 56
 01/11/2017 House—Hearing: Wednesday, January 18, 2017, 01:30 PM Room 281-N
 05/04/2018 House—Died in Committee

H 2016 Bill by Representatives Finney, Ballard, Carlin, Curtis, Henderson, Lusk, Lusker, Miller, Neighbor, Ohaebosim, Pittman, Sawyer, Trimmer, Victors, Whipple, Wilson, Winn

People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.

01/09/2017 House—Prefiled for Introduction on Friday, January 06, 2017—HJ 45
 01/09/2017 House—Introduced—HJ 45
 01/10/2017 House—Referred to Committee on Transportation—HJ 57
 01/27/2017 House—Hearing: Wednesday, February 01, 2017, 01:30 PM Room 582-N
 05/04/2018 House—Died in Committee

H 2018 Bill by Representative Finney
Requiring conviction before forfeiture of assets.

01/09/2017 House—Prefiled for Introduction on Friday, January 06, 2017—HJ 46
 01/09/2017 House—Introduced—HJ 46
 01/10/2017 House—Referred to Committee on Judiciary—HJ 57
 01/18/2017 House—Hearing: Tuesday, January 24, 2017, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee

H 2019 Bill by 2016 Special Foster Care Adequacy
Establishing the foster care oversight task force.

01/09/2017 House—Prefiled for Introduction on Friday, January 06, 2017—HJ 46
 01/09/2017 House—Introduced—HJ 46
 01/10/2017 House—Referred to Committee on Children and Seniors—HJ 56
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 09:00 AM Room 218-N
 02/16/2017 House—Withdrawn from Committee on Children and Seniors; Referred to Committee on Appropriations—HJ 249
 02/17/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Children and Seniors—HJ 280
 03/08/2017 House—Hearing: Tuesday, March 14, 2017, 09:00 AM Room 218-N
 05/04/2018 House—Died in Committee

H 2020 Bill by Representative Finney
Elections; registration; election day registration.

01/09/2017 House—Prefiled for Introduction on Friday, January 06, 2017—HJ 46
 01/09/2017 House—Introduced—HJ 46
 01/10/2017 House—Referred to Committee on Elections—HJ 56
 05/04/2018 House—Died in Committee

H 2021 Bill by Representative Kiegerl
Providing insurance coverage for hearing aids.

01/10/2017 House—Introduced—HJ 56
 01/11/2017 House—Referred to Committee on Insurance—HJ 69
 01/18/2017 House—Hearing: Thursday, January 26, 2017, 09:00 AM Room 281-N
 01/25/2017 House—Hearing: (opponents) Thursday, February 02, 2017, 09:00 AM Room 281-N
 01/27/2017 House—Hearing: Tuesday, January 31, 2017, 09:00 AM Room 281-N

05/04/2018 House—Died in Committee

- H 2022** Bill by Representative Kiegerl
Kansas right to try act.
 01/10/2017 House—Introduced—HJ 56
 01/11/2017 House—Referred to Committee on Health and Human Services—HJ 69
 05/04/2018 House—Died in Committee
- H 2023** Bill by Taxation
Determination of Kansas adjusted gross income; sunseting certain modifications.
 01/10/2017 House—Introduced—HJ 56
 01/11/2017 House—Referred to Committee on Taxation—HJ 69
 01/18/2017 House—Hearing: Thursday, January 19, 2017, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2024** Bill by Federal and State Affairs
Interstate compact on the agreement among the states to elect the president by national popular vote act.
 01/11/2017 House—Introduced—HJ 68
 01/12/2017 House—Referred to Committee on Federal and State Affairs—HJ 73
 05/04/2018 House—Died in Committee
- H 2028** Bill by Health and Human Services
Senate Substitute for HB 2028 by Committee on Public Health and Welfare - Establishing the Kansas telemedicine act.
 01/11/2017 House—Introduced—HJ 68
 01/12/2017 House—Referred to Committee on Health and Human Services—HJ 73
 01/17/2017 House—Hearing: Tuesday, January 17, 2017, 01:30 PM Room 546-S
 01/18/2017 House—Committee Report recommending bill be passed by Committee on Health and Human Services—HJ 86
 01/26/2017 House—Committee of the Whole - Be passed—HJ 114
 01/30/2017 House—Final Action - Passed; Yea: 118 Nay: 2—HJ 157
 01/30/2017 Senate—Received and Introduced—SJ 108
 01/31/2017 Senate—Referred to Committee on Public Health and Welfare—SJ 110
 03/06/2017 Senate—Hearing: Wednesday, March 08, 2017, 09:30 AM Room 118-N
 03/26/2018 Senate—Committee Report recommending substitute bill be passed by Committee on Public Health and Welfare—SJ 1817
 03/28/2018 Senate—Committee of the Whole - Substitute bill be passed as amended—SJ 1859
 03/29/2018 Senate—Final Action - Substitute passed as amended; Yea: 40 Nay: 0—SJ 1867
 04/02/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Hawkins, Representative Concannon and Representative Murnan as conferees—HJ 2732
 04/03/2018 Senate—Motion to accede adopted; Senator V. Schmidt, Senator Bollier and Senator Kelly appointed as conferees—SJ 1942
 04/07/2018 Senate—Motion to return bill to conference failed. Yea: 20 Nay: 20—SJ 2015
 04/07/2018 Senate—Conference Committee Report was adopted; Yea: 24 Nay: 14—SJ 2015
 04/07/2018 House—Conference Committee Report not adopted; Representative Hawkins, Representative Hawkins, Representative Concannon and Representative

Murnan appointed as second conferees Yea: 75 Nay: 45—HJ 2844
 04/26/2018 Senate—Motion to accede adopted; Senator V. Schmidt, Senator Estes and Senator Kelly appointed as second conferees—SJ 2071
 04/26/2018 House—Representative Horn is appointed to replace Representative Murnan on the Conference Committee—HJ 2860
 04/26/2018 Senate—Conference Committee Report agree to disagree adopted; Senator V. Schmidt, Senator Estes and Senator Kelly appointed as third conferees—SJ 2107
 04/27/2018 House—Conference Committee Report agree to disagree adopted; Representative Hawkins, Representative Concannon and Representative Murnan appointed as third conferees—HJ 2899
 04/30/2018 Senate—Conference Committee Report was adopted; Yea: 32 Nay: 6—SJ 2130
 04/30/2018 House—Conference Committee Report was adopted; Yea: 107 Nay: 13—HJ 2957
 05/04/2018 House—Enrolled and presented to Governor on Friday, May 04, 2018—HJ 3334
 05/04/2018 House—Approved by Governor on Saturday, May 12, 2018

H 2029 Bill by Health and Human Services
Regulation of cannabidiol investigational products.

01/11/2017 House—Introduced—HJ 68
 01/12/2017 House—Referred to Committee on Health and Human Services—HJ 73
 05/04/2018 House—Died in Committee

H 2031 Bill by Health and Human Services
Establishing the advisory council on palliative care and quality of life and palliative care education program.

01/11/2017 House—Introduced—HJ 68
 01/12/2017 House—Referred to Committee on Health and Human Services—HJ 73
 02/01/2017 House—Hearing: Tuesday, February 07, 2017, 01:30 PM Room 112-S
 02/09/2017 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 214
 02/17/2017 House—Committee of the Whole - Be passed as amended—HJ 266
 02/20/2017 House—Final Action - Passed as amended; Yea: 107 Nay: 17—HJ 283
 02/20/2017 Senate—Received and Introduced—SJ 180
 02/21/2017 Senate—Referred to Committee on Public Health and Welfare—SJ 185
 02/23/2017 Senate—Hearing: Thursday, March 09, 2017, 09:30 AM Room 118-N
 02/09/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 1561
 05/04/2018 Senate—Died on Senate General Orders

H 2032 Bill by Water and Environment
Increasing fees credited to the state water plan fund.

01/11/2017 House—Introduced—HJ 68
 01/12/2017 House—Referred to Committee on Water and Environment—HJ 73
 01/25/2017 House—Hearing: Tuesday, January 31, 2017, 09:00 AM Room 582-N
 02/15/2017 House—Withdrawn from Committee on Water and Environment; Referred to Committee on Taxation—HJ 240
 02/16/2017 House—Withdrawn from Committee on Taxation; Rereferred to Committee on Water and Environment—HJ 250
 05/04/2018 House—Died in Committee

- H 2033** Bill by Judiciary
Authorizing certain claims for compensation through the crime victims compensation board.
 01/11/2017 House—Introduced—HJ 68
 01/12/2017 House—Referred to Committee on Judiciary—HJ 73
 01/13/2017 House—Hearing: Wednesday, January 18, 2017, 03:30 PM Room 112-N
 01/30/2017 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 158
 02/23/2017 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 356
 03/10/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Judiciary—HJ 378
 05/04/2018 House—Died in Committee
- H 2034** Bill by Judiciary
Amending the crime of aggravated battery, concerning strangulation.
 01/11/2017 House—Introduced—HJ 68
 01/12/2017 House—Referred to Committee on Judiciary—HJ 73
 01/13/2017 House—Hearing: Wednesday, January 18, 2017, 03:30 PM Room 112-N
 02/14/2017 House—Withdrawn from Committee on Judiciary; Referred to Committee on Appropriations—HJ 232
 02/16/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Judiciary—HJ 249
 05/04/2018 House—Died in Committee
- H 2035** Bill by Judiciary
Clarifying the subject matter of criminal post-trial motions for correction of sentence.
 01/11/2017 House—Introduced—HJ 68
 01/12/2017 House—Referred to Committee on Judiciary—HJ 73
 01/13/2017 House—Hearing: Wednesday, January 18, 2017, 03:30 PM Room 112-N
 01/30/2017 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 158
 02/07/2017 House—Committee of the Whole - Be passed—HJ 195
 02/08/2017 House—Final Action - Passed; Yea: 121 Nay: 1—HJ 201
 02/08/2017 Senate—Received and Introduced—SJ 144
 02/09/2017 Senate—Referred to Committee on Judiciary—SJ 148
 03/08/2017 Senate—Hearing: Friday, March 17, 2017, 10:30 AM Room 346-S
 03/16/2017 Senate—Hearing: Friday, March 17, 2017, 09:30 AM Room 144-S
 05/04/2018 Senate—Died in Senate Committee
- H 2036** Bill by Commerce, Labor and Economic Development
Providing income tax credits for aerospace and aviation program graduates and their employers.
 01/11/2017 House—Introduced—HJ 68
 01/12/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 73
 01/25/2017 House—Hearing: Wednesday, February 01, 2017, 01:30 PM Room 112-N
 01/31/2017 House—Hearing: Wednesday, February 01, 2017, 01:30 PM Room 112-N
 02/08/2017 House—Withdrawn from Committee on Commerce, Labor and Economic Development; Referred to Committee on Transportation and Public Safety Budget

—HJ 200

02/08/2017 House—Hearing: Monday, February 13, 2017, 03:30 PM Room 142-S
 02/16/2017 House—Committee Report recommending bill be passed as amended by
 Committee on Transportation and Public Safety Budget—HJ 258
 02/22/2017 House—Committee of the Whole - Motion to refer to committee failed
 Committee on Taxation—HJ 319
 02/22/2017 House—Committee of the Whole - Be passed as amended—HJ 319
 02/23/2017 House—Final Action - Passed as amended; Yea: 77 Nay: 47—HJ 336
 02/23/2017 Senate—Received and Introduced—SJ 211
 03/06/2017 Senate—Referred to Committee on Assessment and Taxation—SJ 214
 03/15/2017 Senate—Hearing: Tuesday, March 21, 2017, 09:30 AM Room 548-S
 05/04/2018 Senate—Died in Senate Committee

- H 2037** Bill by Commerce, Labor and Economic Development
Establishing the aviation grant program to develop the aviation industry in Kansas.
 01/11/2017 House—Introduced—HJ 68
 01/12/2017 House—Referred to Committee on Commerce, Labor and Economic
 Development—HJ 73
 01/31/2017 House—Hearing: Thursday, February 02, 2017, 01:30 PM Room 112-N
 05/04/2018 House—Died in Committee
- H 2038** Bill by Commerce, Labor and Economic Development
Exempting certain veterans and current members of the armed forces from paying certain business filing fees.
 01/11/2017 House—Introduced—HJ 69
 01/12/2017 House—Referred to Committee on Commerce, Labor and Economic
 Development—HJ 73
 01/18/2017 House—Hearing: Monday, January 23, 2017, 01:30 PM Room 112-N
 01/25/2017 House—Committee Report recommending bill be passed by Committee on
 Commerce, Labor and Economic Development—HJ 108
 02/02/2017 House—Committee of the Whole - Be passed—HJ 172
 02/03/2017 House—On motion of Majority Leader Hineman, the bill was withdrawn
 from Final Action and Referred to the Committee on Commerce, Labor and
 Economic Development in accordance with House Rule 2306.—HJ 178
 05/04/2018 House—Died in Committee
- H 2039** Bill by Commerce, Labor and Economic Development
Making the Kansas airport improvement program independent of the transportation works program.
 01/11/2017 House—Introduced—HJ 69
 01/12/2017 House—Referred to Committee on Commerce, Labor and Economic
 Development—HJ 73
 01/31/2017 House—Hearing: Thursday, February 02, 2017, 01:30 PM Room 112-N
 05/04/2018 House—Died in Committee
- H 2040** Bill by Transportation
Substitute for HB 2040 by Committee on Transportation -Creating a negligent driving infraction and increasing penalties for subsequent violations of traffic regulation prohibiting the improper passing of a school bus.
 01/12/2017 House—Introduced—HJ 71
 01/13/2017 House—Referred to Committee on Transportation—HJ 78

01/18/2017 House—Hearing: Thursday, January 26, 2017, 01:30 PM Room 582-N
 02/17/2017 House—Committee Report recommending bill be passed as amended by
 Committee on Transportation—HJ 279
 02/22/2017 House—Committee of the Whole - Referred to Committee on Judiciary—
 HJ 329
 02/23/2017 House—Withdrawn from Committee on Judiciary; Referred to Committee
 on Appropriations—HJ 336
 03/13/2017 House—Withdrawn from Committee on Appropriations; Rereferred to
 Committee on Judiciary—HJ 382
 03/24/2017 House—Committee Report, be amended without recommendation by
 Committee on Judiciary—HJ 519
 01/31/2018 House—Withdrawn from Calendar, Rereferred to Committee on
 Transportation—HJ 2201
 02/20/2018 House—Committee Report recommending substitute bill be passed by
 Committee on Transportation—HJ 2356
 02/22/2018 House—Committee of the Whole - Substitute bill be passed—HJ 2427
 02/22/2018 House—Emergency Final Action - Substitute passed; Yea: 117 Nay: 0—HJ
 2436
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred to Committee on Transportation—SJ 1657
 03/07/2018 Senate—Hearing: Tuesday, March 13, 2018, 08:30 AM Room 546-S
 03/20/2018 Senate—Committee Report recommending bill be passed as amended by
 Committee on Transportation—SJ 1767
 05/04/2018 Senate—Died on Senate General Orders

H 2042 Bill by Federal and State Affairs

Concealed carry licensure amendments under the personal and family protection act.

01/12/2017 House—Introduced—HJ 72
 01/13/2017 House—Referred to Committee on Federal and State Affairs—HJ 78
 01/26/2017 House—Hearing: Wednesday, February 01, 2017, 09:00 AM Room 346-S
 02/02/2017 House—Hearing: Wednesday, February 08, 2017, 09:00 AM Room 346-S
 03/16/2017 House—Committee Report recommending bill be passed by Committee on
 Federal and State Affairs—HJ 456
 02/01/2018 House—Committee of the Whole - Be passed as amended—HJ 2227
 02/02/2018 House—Final Action - Passed as amended; Yea: 76 Nay: 44—HJ 2232
 02/05/2018 Senate—Received and Introduced—SJ 1538
 02/06/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1542
 02/07/2018 Senate—Hearing: Tuesday, February 13, 2018, 10:30 AM Room 144-S
 03/06/2018 Senate—Committee Report recommending bill be passed as amended by
 Committee on Federal and State Affairs—SJ 1670
 03/15/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1716
 03/15/2018 Senate—Emergency Final Action - Passed as amended; Yea: 25 Nay: 15—
 SJ 1746
 03/20/2018 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Barker, Representative Highland and
 Representative Ruiz as conferees—HJ 2545
 03/20/2018 Senate—Motion to accede adopted; Senator Estes, Senator Olson and
 Senator Faust-Goudeau appointed as conferees—SJ 1765
 04/26/2018 Senate—Conference Committee Report agree to disagree adopted; Senator
 Estes, Senator Olson and Senator Faust-Goudeau appointed as second conferees—

SJ 2070

04/27/2018 House—Conference Committee Report agree to disagree adopted;
Representative Barker, Representative Highland and Representative Ruiz appointed
as second conferees—HJ 2899

05/04/2018 House—Died in Conference

H 2045 Bill by Health and Human Services

Institutional licenses under the healing arts act.

01/12/2017 House—Introduced—HJ 75

01/13/2017 House—Referred to Committee on Health and Human Services—HJ 78

01/19/2017 House—Hearing: Tuesday, January 24, 2017, 01:30 PM Room 546-S

01/24/2017 House—Hearing: Tuesday, January 24, 2017, 01:30 PM Room 546-S

01/25/2017 House—Committee Report recommending bill be passed by Committee on
Health and Human Services—HJ 108

02/03/2017 House—Committee of the Whole - Be passed—HJ 179

02/06/2017 House—Final Action - Passed; Yea: 120 Nay: 0—HJ 187

02/06/2017 Senate—Received and Introduced—SJ 131

02/07/2017 Senate—Referred to Committee on Public Health and Welfare—SJ 138

03/08/2017 Senate—Hearing: Monday, March 13, 2017, 09:30 AM Room 118-N

05/04/2018 Senate—Died in Senate Committee

H 2046 Bill by Health and Human Services

Anesthesiologist assistant licensure act.

01/12/2017 House—Introduced—HJ 75

01/13/2017 House—Referred to Committee on Health and Human Services—HJ 78

01/25/2017 House—Hearing: Monday, January 30, 2017, 01:30 PM Room 546-S

05/04/2018 House—Died in Committee

H 2047 Bill by Health and Human Services

Transfer of the office of inspector general to the office of the attorney general.

01/12/2017 House—Introduced—HJ 75

01/13/2017 House—Referred to Committee on Health and Human Services—HJ 78

01/25/2017 House—Hearing: Tuesday, January 31, 2017, 01:30 PM Room 546-S

02/20/2017 House—Committee Report recommending bill be amended and the bill be
referred to the Committee on Appropriations.—HJ 286

03/14/2017 House—Withdrawn from Committee on Appropriations; Rereferred to
Committee on Health and Human Services—HJ 385

03/21/2017 House—Committee Report recommending bill be passed as amended by
Committee on Health and Human Services—HJ 487

03/27/2017 House—Committee of the Whole - Be passed as amended—HJ 531

03/28/2017 House—Final Action - Passed as amended; Yea: 123 Nay: 0—HJ 539

03/28/2017 Senate—Received and Introduced—SJ 364

03/29/2017 Senate—Referred to Committee on Public Health and Welfare—SJ 369

05/04/2018 Senate—Died in Senate Committee

H 2048 Bill by Corrections and Juvenile Justice

School district plan addressing child sexual abuse; establishing Erin's law.

01/12/2017 House—Introduced—HJ 76

01/13/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ
78

01/24/2017 House—Hearing: Thursday, February 02, 2017, 01:30 PM Room 152-S

02/08/2017 House—Committee Report recommending bill be passed as amended by

- Committee on Corrections and Juvenile Justice—HJ 203
 02/13/2017 House—Committee of the Whole - Be passed as amended—HJ 224
 02/14/2017 House—Final Action - Passed as amended; Yea: 88 Nay: 34—HJ 233
 02/14/2017 Senate—Received and Introduced—SJ 157
 02/15/2017 Senate—Referred to Committee on Education—SJ 160
 05/04/2018 Senate—Died in Senate Committee
- H 2049** Bill by Corrections and Juvenile Justice
Increasing criminal penalties for crimes committed against a law enforcement officer; the law enforcement protection act.
 01/12/2017 House—Introduced—HJ 76
 01/13/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 78
 01/18/2017 House—Hearing: Monday, January 23, 2017, 01:30 PM Room 152-S
 01/30/2017 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 157
 02/03/2017 House—Committee of the Whole - Be passed as amended—HJ 179
 02/06/2017 House—Final Action - Passed as amended; Yea: 112 Nay: 8—HJ 187
 02/06/2017 Senate—Received and Introduced—SJ 131
 02/07/2017 Senate—Referred to Committee on Judiciary—SJ 138
 03/08/2017 Senate—Hearing: Friday, March 17, 2017, 10:30 AM Room 346-S
 03/16/2017 Senate—Hearing: Friday, March 17, 2017, 09:30 AM Room 144-S
 05/04/2018 Senate—Died in Senate Committee
- H 2050** Bill by Commerce, Labor and Economic Development
Creating the joint economic development committee.
 01/12/2017 House—Introduced—HJ 76
 01/13/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 78
 01/18/2017 House—Hearing: Wednesday, January 25, 2017, 01:30 PM Room 112-N
 01/23/2017 House—Hearing: Wednesday, January 25, 2017, 01:30 PM Room 112-N
 05/04/2018 House—Died in Committee
- H 2051** Bill by Commerce, Labor and Economic Development
Enacting the Kansas innovation zone act and reinstating the Kansas enterprise zone act.
 01/12/2017 House—Introduced—HJ 76
 01/13/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 78
 05/04/2018 House—Died in Committee
- H 2056** Bill by Commerce, Labor and Economic Development
Amending the composition of the workers compensation and employment security boards nominating commission; administrative judge elected term lengths and reappointment.
 01/12/2017 House—Introduced—HJ 76
 01/13/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 78
 05/04/2018 House—Died in Committee
- H 2057** Bill by Commerce, Labor and Economic Development
Moving workforce development from the department of commerce to the

department of labor.

01/12/2017 House—Introduced—HJ 76

01/13/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 78

05/04/2018 House—Died in Committee

H 2058 Bill by Commerce, Labor and Economic Development
Replacing the prevailing factor standard in workers compensation law with a substantial factor standard.

01/12/2017 House—Introduced—HJ 77

01/13/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 78

05/04/2018 House—Died in Committee

H 2059 Bill by Commerce, Labor and Economic Development
Amending the American medical association guides to the evaluation of permanent impairment edition used for determining workers compensation benefits.

01/12/2017 House—Introduced—HJ 77

01/13/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 78

01/25/2017 House—Hearing: Tuesday, January 31, 2017, 01:30 PM Room 112-N

01/31/2017 House—Hearing: Tuesday, January 31, 2017, 01:30 PM Room 112-N

05/04/2018 House—Died in Committee

H 2060 Bill by Transportation
Increasing registration fees on electric and hybrid vehicles.

01/12/2017 House—Introduced—HJ 77

01/13/2017 House—Referred to Committee on Transportation—HJ 78

01/18/2017 House—Hearing: Thursday, January 26, 2017, 01:30 PM Room 582-N

05/04/2018 House—Died in Committee

H 2061 Bill by Energy, Utilities and Telecommunications
Video competition act, definitions.

01/12/2017 House—Introduced—HJ 77

01/13/2017 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 78

05/04/2018 House—Died in Committee

H 2062 Bill by Commerce, Labor and Economic Development
Amending workers compensation law regarding drug testing, certain employer credits, maximum rates, work disability claim threshold, end of employer's obligation, future medical benefits, claim notice requirements and dismissal for lack of prosecution.

01/12/2017 House—Introduced—HJ 77

01/13/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 78

05/04/2018 House—Died in Committee

H 2063 Bill by Federal and State Affairs
Requiring an opportunity for diversion in certain circumstances.

01/17/2017 House—Introduced—HJ 81

01/18/2017 House—Referred to Committee on Judiciary—HJ 85
 01/25/2017 House—Hearing: Tuesday, January 31, 2017, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee

H 2064 Bill by Health and Human Services
Establishing the KanCare bridge to a healthy Kansas program.
 01/17/2017 House—Introduced—HJ 81
 01/18/2017 House—Referred to Committee on Health and Human Services—HJ 85
 02/01/2017 House—Hearing: (proponents) Wednesday, February 08, 2017, 01:30 PM
 Room 112-N
 02/01/2017 House—Hearing: (opponents) Thursday, February 09, 2017, 01:30 PM
 Room 112-N
 02/01/2017 House—Hearing: Monday, February 06, 2017, 01:30 PM Room 112-N
 02/21/2017 House—Motion to withdraw from Committee on Health and Human
 Services pending—HJ 298
 02/22/2017 House—Motion to withdraw from Committee on Health and Human
 Services withdrawn.
 05/04/2018 House—Died in Committee

H 2065 Bill by Health and Human Services
Assessments on hospitals and health maintenance organizations.
 01/17/2017 House—Introduced—HJ 81
 01/18/2017 House—Referred to Committee on Health and Human Services—HJ 85
 02/08/2017 House—Withdrawn from Committee on Health and Human Services;
 Referred to Committee on Appropriations—HJ 205
 02/16/2017 House—Withdrawn from Committee on Appropriations; Rereferred to
 Committee on Health and Human Services—HJ 249
 03/08/2017 House—Hearing: Thursday, March 16, 2017, 01:30 PM Room 546-S
 05/04/2018 House—Died in Committee

H 2067 Bill by Insurance
**Allowing the transfer upon death and providing for an income tax deduction for
 contributions to an ABLE account and conforming allowable expenses for 529
 plans to federal law.**
 01/17/2017 House—Introduced—HJ 81
 01/18/2017 House—Referred to Committee on Insurance—HJ 85
 01/19/2017 House—Hearing: Thursday, January 26, 2017, 09:00 AM Room 281-N
 02/01/2017 House—Committee Report recommending bill be passed as amended by
 Committee on Insurance—HJ 168
 02/08/2017 House—Committee of the Whole - Be passed as amended—HJ 203
 02/09/2017 House—Final Action - Passed as amended; Yea: 85 Nay: 38—HJ 212
 02/10/2017 Senate—Received and Introduced—SJ 151
 02/13/2017 Senate—Referred to Committee on Financial Institutions and Insurance—
 SJ 153
 03/09/2017 Senate—Hearing: Wednesday, March 15, 2017, 09:30 AM Room 546-S
 03/22/2017 Senate—Committee Report recommending bill be passed as amended by
 Committee on Financial Institutions and Insurance—SJ 307
 03/28/2017 Senate—Committee of the Whole - Be passed as amended—SJ 364
 03/29/2017 Senate—Final Action - Passed as amended; Yea: 38 Nay: 2—SJ 374
 04/04/2017 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Vickrey, Representative Dove and

- Representative Neighbor as conferees—HJ 600
- 04/04/2017 Senate—Motion to accede adopted; Senator Longbine, Senator Billinger and Senator Rogers appointed as conferees—SJ 441
- 05/01/2017 Senate—Senator Tyson, Senator Kerschen, and Senator Holland are appointed to replace Senator Longbine, Senator Billinger, and Senator Rogers on the Conference Committee—SJ 508
- 05/01/2017 House—Representative Johnson, Representative Phillips, and Representative Sawyer are appointed to replace Representative Vickrey, Representative Dove, and Representative Neighbor on the Conference Committee—HJ 677
- 05/10/2017 Senate—Conference Committee Report not adopted; Yea: 18 Nay: 22—SJ 637
- 05/10/2017 Senate—Motion to Reconsider Adopted—SJ 651
- 05/10/2017 Senate—Conference Committee Report not adopted; Senator Tyson, Senator Kerschen and Senator Holland appointed as second conferees—SJ 637
- 05/11/2017 House—Motion to accede adopted; Representative Johnson, Representative Phillips and Representative Sawyer appointed as second conferees—HJ 871
- 05/30/2017 Senate—Conference Committee Report was adopted; Yea: 26 Nay: 14—SJ 787
- 05/30/2017 House—Conference Committee Report not adopted; Yea: 37 Nay: 85—HJ 1057
- 05/30/2017 House—Motion to Reconsider Adopted—HJ 1072
- 05/30/2017 House—Conference Committee Report not adopted; Representative Johnson, Representative Phillips and Representative Sawyer appointed as third conferees—HJ 1072
- 05/31/2017 Senate—Motion to accede adopted; Senator Tyson, Senator Kerschen and Senator Holland appointed as third conferees—SJ 809
- 05/03/2018 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 2296
- 05/03/2018 House—Conference Committee Report was adopted; Yea: 120 Nay: 1—HJ 3206
- 05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018
- 05/04/2018 House—Approved by Governor on Thursday, May 17, 2018

H 2068 Bill by Appropriations**Enforcement of child support orders against persons in arrearage.**

- 01/18/2017 House—Introduced—HJ 84
- 01/19/2017 House—Referred to Committee on Appropriations—HJ 91
- 02/01/2017 House—Hearing: Thursday, February 09, 2017, 09:00 AM Room 112-N
- 05/04/2018 House—Died in Committee

H 2069 Bill by Judiciary**Providing for law enforcement agencies to request and receive certain prior employment records concerning applicants; addressing requests by the department of corrections for law enforcement assistance from jurisdictions outside the state; amending the definition of “conviction” for applicant qualification under the Kansas law enforcement training act.**

- 01/18/2017 House—Introduced—HJ 84
- 01/19/2017 House—Referred to Committee on Judiciary—HJ 91
- 01/20/2017 House—Hearing: Wednesday, January 25, 2017, 03:30 PM Room 112-N
- 02/03/2017 House—Committee Report recommending bill be passed by Committee on

Judiciary—HJ 180

02/09/2017 House—Committee of the Whole - Be passed—HJ 213

02/13/2017 House—Final Action - Passed; Yea: 121 Nay: 1—HJ 222

02/13/2017 Senate—Received and Introduced—SJ 153

02/14/2017 Senate—Referred to Committee on Judiciary—SJ 157

03/08/2017 Senate—Hearing: Wednesday, March 15, 2017, 10:30 AM Room 346-S

03/24/2017 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 336

05/08/2017 Senate—Withdrawn from Calendar, Rereferred to Committee on Judiciary—SJ 620

05/04/2018 Senate—Died in Senate Committee

H 2070 Bill by Judiciary

Creating an exemption to the Kansas open records act for the central registry of Kansas police and law enforcement officers.

01/18/2017 House—Introduced—HJ 84

01/19/2017 House—Referred to Committee on Judiciary—HJ 91

01/20/2017 House—Hearing: Wednesday, January 25, 2017, 03:30 PM Room 112-N

02/03/2017 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 180

02/09/2017 House—Committee of the Whole - Motion by Representative Finch to rerefer to Committee on Judiciary passed—HJ 214

02/13/2017 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 225

02/21/2017 House—Committee of the Whole - Be passed as amended—HJ 308

02/22/2017 House—Final Action - Passed as amended; Yea: 107 Nay: 18—HJ 314

02/22/2017 Senate—Received and Introduced—SJ 199

02/23/2017 Senate—Referred to Committee on Judiciary—SJ 202

03/08/2017 Senate—Hearing: Wednesday, March 15, 2017, 10:30 AM Room 346-S

05/04/2018 Senate—Died in Senate Committee

H 2071 Bill by Judiciary

Sentencing for domestic battery; also relating to custody and disposition of cruelly treated animals.

01/18/2017 House—Introduced—HJ 84

01/19/2017 House—Referred to Committee on Judiciary—HJ 91

01/25/2017 House—Hearing: Monday, January 30, 2017, 03:30 PM Room 112-N

02/03/2017 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 180

02/14/2017 House—Committee of the Whole - Be passed—HJ 235

02/15/2017 House—Final Action - Passed; Yea: 121 Nay: 0—HJ 241

02/15/2017 Senate—Received and Introduced—SJ 161

02/16/2017 Senate—Referred to Committee on Judiciary—SJ 166

03/15/2017 Senate—Hearing: Tuesday, March 21, 2017, 10:30 AM Room 346-S

03/23/2017 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 319

05/08/2017 Senate—Withdrawn from Calendar, Rereferred to Committee on Judiciary—SJ 620

05/04/2018 Senate—Died in Senate Committee

H 2072 Bill by Federal and State Affairs

Creating the Eisenhower preservation fund; registration fees.

01/18/2017 House—Introduced—HJ 84

01/19/2017 House—Referred to Committee on Appropriations—HJ 91

01/25/2017 House—Hearing: Wednesday, February 01, 2017, 09:00 AM Room 112-N

02/01/2017 House—Hearing: Wednesday, February 01, 2017, 09:00 AM Room 112-N

05/04/2018 House—Died in Committee

H 2073 Bill by Federal and State Affairs**Changing the designation of columbus day to indigenous peoples day.**

01/18/2017 House—Introduced—HJ 84

01/19/2017 House—Referred to Committee on Federal and State Affairs—HJ 91

05/04/2018 House—Died in Committee

H 2074 Bill by Federal and State Affairs**Creating a permanent exemption for certain entities from the public buildings law under the personal and family protection act.**

01/18/2017 House—Introduced—HJ 84

01/19/2017 House—Referred to Committee on Federal and State Affairs—HJ 91

01/26/2017 House—Hearing: Wednesday, February 01, 2017, 09:00 AM Room 346-S

05/04/2018 House—Died in Committee

H 2075 Bill by Federal and State Affairs**Elections; voting procedures where proof of citizenship not provided.**

01/18/2017 House—Introduced—HJ 85

01/19/2017 House—Referred to Committee on Elections—HJ 91

05/04/2018 House—Died in Committee

H 2076 Bill by Transportation**Creating the seat belt safety fund and increasing the fine for adult seat belt violations.**

01/18/2017 House—Introduced—HJ 85

01/19/2017 House—Referred to Committee on Transportation—HJ 91

02/01/2017 House—Hearing: Tuesday, February 07, 2017, 01:30 PM Room 582-N

02/17/2017 House—Committee Report recommending bill be passed by Committee on Transportation—HJ 277

02/22/2017 House—Committee of the Whole - Be passed—HJ 329

02/23/2017 House—Final Action - Passed; Yea: 93 Nay: 32—HJ 339

02/23/2017 Senate—Received and Introduced—SJ 211

03/06/2017 Senate—Hearing: Tuesday, March 07, 2017, 08:30 AM Room 546-S

03/06/2017 Senate—Referred to Committee on Transportation—SJ 214

03/08/2017 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 224

05/08/2017 Senate—Withdrawn from Calendar; Referred to Committee on Transportation—SJ 620

05/04/2018 Senate—Died in Senate Committee

H 2077 Bill by Judiciary**Limiting civil liability for certain persons performing inspection, installation or adjustment of a child safety seat or providing education regarding the installation or adjustment of a child safety seat.**

01/18/2017 House—Introduced—HJ 85

01/19/2017 House—Referred to Committee on Judiciary—HJ 91

01/25/2017 House—Hearing: Tuesday, January 31, 2017, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee

- H 2078** Bill by Education
Authorizing the reduction or elimination of property tax exemption by a school district.
 01/18/2017 House—Introduced—HJ 85
 01/19/2017 House—Referred to Committee on Education—HJ 91
 01/20/2017 House—Hearing: Wednesday, January 25, 2017, 03:30 PM Room 546-S
 05/04/2018 House—Died in Committee
- H 2081** Bill by Federal and State Affairs
Public employer liability for public employees carrying a concealed handgun.
 01/18/2017 House—Introduced—HJ 85
 01/19/2017 House—Referred to Committee on Federal and State Affairs—HJ 91
 01/26/2017 House—Hearing: Thursday, February 02, 2017, 09:00 AM Room 346-S
 03/17/2017 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 463
 05/04/2018 House—Died on Calendar
- H 2082** Bill by Taxation
Property tax lid; cities and counties; repealed.
 01/18/2017 House—Introduced—HJ 85
 01/19/2017 House—Referred to Committee on Taxation—HJ 91
 05/04/2018 House—Died in Committee
- H 2083** Bill by Taxation
Allowing counties to deny registration of a motor vehicle for unpaid real property taxes.
 01/18/2017 House—Introduced—HJ 85
 01/19/2017 House—Referred to Committee on Taxation—HJ 91
 05/04/2018 House—Died in Committee
- H 2084** Bill by Corrections and Juvenile Justice
Allowing for sharing data and information between state agencies and Kansas sentencing commission.
 01/18/2017 House—Introduced—HJ 85
 01/19/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 91
 01/19/2017 House—Hearing: Tuesday, January 24, 2017, 01:30 PM Room 152-S
 01/31/2017 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 162
 02/09/2017 House—Committee of the Whole - Be passed—HJ 213
 02/13/2017 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 223
 02/13/2017 Senate—Received and Introduced—SJ 153
 02/14/2017 Senate—Referred to Committee on Judiciary—SJ 157
 03/08/2017 Senate—Hearing: Tuesday, March 14, 2017, 10:30 AM Room 346-S
 05/04/2018 Senate—Died in Senate Committee
- H 2086** Bill by Corrections and Juvenile Justice
Amending the requirements for offender registration.
 01/18/2017 House—Introduced—HJ 86

- 01/19/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 91
- 01/19/2017 House—Hearing: Tuesday, January 24, 2017, 01:30 PM Room 152-S
- 01/31/2017 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 162
- 02/23/2017 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 356
- 05/04/2018 House—Died in Committee
- H 2087** Bill by Corrections and Juvenile Justice
Authorizing use of certified drug abuse treatment programs for certain crimes.
- 01/18/2017 House—Introduced—HJ 86
- 01/19/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 91
- 02/01/2017 House—Hearing: Tuesday, February 07, 2017, 01:30 PM Room 152-S
- 05/04/2018 House—Died in Committee
- H 2088** Bill by Corrections and Juvenile Justice
Allowing use of certified drug abuse treatment program for certain drug severity level 4 crimes; removing cannabidiol oil from the definition of marijuana.
- 01/18/2017 House—Introduced—HJ 86
- 01/19/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 91
- 02/01/2017 House—Hearing: Tuesday, February 07, 2017, 01:30 PM Room 152-S
- 02/12/2018 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 2296
- 02/20/2018 House—Committee of the Whole - Be passed as amended—HJ 2353
- 02/21/2018 House—Final Action - Passed as amended; Yea: 121 Nay: 0—HJ 2383
- 02/21/2018 Senate—Received and Introduced—SJ 1640
- 02/22/2018 Senate—Referred to Committee on Judiciary—SJ 1642
- 02/28/2018 Senate—Hearing: Tuesday, March 06, 2018, 10:30 AM Room 346-S
- 03/22/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 1789
- 05/04/2018 Senate—Died on Senate General Orders
- H 2089** Bill by Corrections and Juvenile Justice
Amending the criminal penalties for unlawfully tampering with electronic monitoring equipment.
- 01/18/2017 House—Introduced—HJ 86
- 01/19/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 91
- 01/19/2017 House—Hearing: Monday, January 23, 2017, 01:30 PM Room 152-S
- 01/30/2017 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 157
- 02/13/2017 House—Committee of the Whole - Motion by Representative Barker to rerefer to Committee on Corrections and Juvenile Justice passed—HJ 224
- 05/04/2018 House—Died in Committee
- H 2090** Bill by Corrections and Juvenile Justice
Repealing special sentencing rule for third-time possession of a controlled substance.
- 01/18/2017 House—Introduced—HJ 86

- 01/19/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 91
- 02/01/2017 House—Hearing: Tuesday, February 07, 2017, 01:30 PM Room 152-S
- 02/12/2018 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 2296
- 02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444
- H 2091** Bill by Corrections and Juvenile Justice
Requiring parental notification when immunity from criminal prosecution is invoked for a minor in possession of alcohol.
- 01/18/2017 House—Introduced—HJ 86
- 01/19/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 91
- 01/19/2017 House—Hearing: Tuesday, January 24, 2017, 01:30 PM Room 152-S
- 05/04/2018 House—Died in Committee
- H 2093** Bill by Corrections and Juvenile Justice
Allowing certain juvenile adjudications to decay from criminal history.
- 01/18/2017 House—Introduced—HJ 87
- 01/19/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 91
- 01/19/2017 House—Hearing: Monday, January 23, 2017, 01:30 PM Room 152-S
- 01/30/2017 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 158
- 02/07/2017 House—Committee of the Whole - Be passed as amended—HJ 195
- 02/08/2017 House—Final Action - Passed as amended; Yea: 101 Nay: 21—HJ 202
- 02/08/2017 Senate—Received and Introduced—SJ 144
- 02/09/2017 Senate—Referred to Committee on Judiciary—SJ 148
- 03/08/2017 Senate—Hearing: Tuesday, March 14, 2017, 10:30 AM Room 346-S
- 05/04/2018 Senate—Died in Senate Committee
- H 2097** Bill by Agriculture
Amending the Kansas pet animal act.
- 01/19/2017 House—Introduced—HJ 89
- 01/20/2017 House—Referred to Committee on Agriculture—HJ 94
- 01/25/2017 House—Hearing: Monday, January 30, 2017, 03:30 PM Room 582-N
- 05/04/2018 House—Died in Committee
- H 2101** Bill by Judiciary
Abolishing common-law marriage.
- 01/19/2017 House—Introduced—HJ 89
- 01/20/2017 House—Referred to Committee on Judiciary—HJ 94
- 02/01/2017 House—Hearing: Wednesday, February 08, 2017, 03:30 PM Room 112-N
- 05/04/2018 House—Died in Committee
- H 2103** Bill by Insurance
Substitute for HB 2103 by Committee on Insurance – Requiring insurance coverage for amino acid-based elemental formula in the state health care benefits program and requiring the state employees health care commission to submit a report to the legislature.
- 01/19/2017 House—Introduced—HJ 92
- 01/20/2017 House—Referred to Committee on Insurance—HJ 94

01/25/2017 House—Hearing: (opponents) Thursday, February 02, 2017, 09:00 AM
Room 281-N
01/25/2017 House—Hearing: (proponents) Tuesday, January 31, 2017, 09:00 AM
Room 281-N
02/09/2018 House—Committee Report recommending substitute bill be passed by
Committee on Insurance—HJ 2292
02/22/2018 House—Withdrawn from Calendar; Referred to Committee on
Appropriations—HJ 2443
03/01/2018 House—Withdrawn from Committee on Appropriations and re-referred to
Committee of the Whole—HJ 2452
03/20/2018 House—Committee of the Whole - Substitute bill be passed—HJ 2547
03/21/2018 House—Final Action - Substitute passed; Yea: 115 Nay: 6—HJ 2553
03/21/2018 Senate—Received and Introduced—SJ 1770
03/22/2018 Senate—Referred to Committee on Financial Institutions and Insurance—
SJ 1778
05/04/2018 Senate—Died in Senate Committee

H 2104 Bill by Insurance
**Motor vehicle liability insurance; amending uninsured motorist coverage
provision requirements and increasing the minimum policy limit for bodily
injury.**

01/19/2017 House—Introduced—HJ 92
01/20/2017 House—Referred to Committee on Insurance—HJ 94
02/01/2017 House—Hearing: Tuesday, February 07, 2017, 09:00 AM Room 281-N
02/01/2017 House—Hearing continuation: Thursday, February 09, 2017, 09:00 AM
Room 281-N
02/08/2017 House—Hearing: Tuesday, February 14, 2017, 09:00 AM Room 281-N
05/04/2018 House—Died in Committee

H 2105 Bill by Taxation
Oil and gas property statement of assessment, due date for filing.

01/19/2017 House—Introduced—HJ 92
01/20/2017 House—Referred to Committee on Taxation—HJ 94
05/04/2018 House—Died in Committee

H 2106 Bill by Health and Human Services
License renewal of treatment centers.

01/19/2017 House—Introduced—HJ 92
01/20/2017 House—Referred to Committee on Health and Human Services—HJ 94
01/25/2017 House—Hearing: Wednesday, February 01, 2017, 01:30 PM Room 546-S
02/16/2017 House—Committee Report recommending bill be passed as amended by
Committee on Health and Human Services—HJ 258
02/22/2017 House—Committee of the Whole - Be passed as amended—HJ 319
02/23/2017 House—Final Action - Passed as amended; Yea: 125 Nay: 0—HJ 340
02/23/2017 Senate—Received and Introduced—SJ 211
03/06/2017 Senate—Referred to Committee on Public Health and Welfare—SJ 214
01/11/2018 Senate—Hearing: Wednesday, January 17, 2018, 09:30 AM Room 118-N
02/09/2018 Senate—Committee Report recommending bill be passed as amended by
Committee on Public Health and Welfare—SJ 1561
02/13/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1577
02/14/2018 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 1581

03/09/2018 House—Concurred with amendments; Yea: 121 Nay: 0—HJ 2481
 03/16/2018 House—Enrolled and presented to Governor on Friday, March 16, 2018—
 HJ 2536
 03/20/2018 House—Approved by Governor on Tuesday, March 20, 2018—HJ 2544

H 2107 Bill by Health and Human Services

Inclusion of biological products in the pharmacy act of the state of Kansas.

01/19/2017 House—Introduced—HJ 92
 01/20/2017 House—Referred to Committee on Health and Human Services—HJ 94
 01/24/2017 House—Hearing: (opponents) Thursday, January 26, 2017, 01:30 PM
 Room 546-S
 02/21/2017 House—Committee Report recommending bill be passed as amended by
 Committee on Health and Human Services—HJ 307
 02/23/2017 House—Committee of the Whole - Be passed as amended—HJ 349
 02/23/2017 House—Emergency Final Action - Passed as amended; Yea: 114 Nay: 10—
 HJ 353
 03/06/2017 Senate—Received and Introduced—SJ 215
 03/07/2017 Senate—Referred to Committee on Public Health and Welfare—SJ 217
 03/08/2017 Senate—Hearing: Thursday, March 16, 2017, 09:30 AM Room 118-N
 05/04/2018 Senate—Died in Senate Committee

H 2108 Bill by Appropriations

Amendments to the grandparents as caregivers act.

01/19/2017 House—Introduced—HJ 92
 01/20/2017 House—Referred to Committee on Appropriations—HJ 94
 01/24/2017 House—Withdrawn from Committee on Appropriations; Referred to
 Committee on Children and Seniors—HJ 103
 02/01/2017 House—Hearing: Thursday, February 09, 2017, 09:00 AM Room 218-N
 05/04/2018 House—Died in Committee

H 2111 Bill by Financial Institutions and Pensions

Sales tax treatment of certain cash rebates on sales or leases of new motor vehicles.

01/19/2017 House—Introduced—HJ 93
 01/20/2017 House—Referred to Committee on Financial Institutions and Pensions—HJ
 94
 01/25/2017 House—Hearing: Wednesday, February 01, 2017, 09:00 AM Room 281-N
 01/31/2017 House—Hearing: Wednesday, February 01, 2017, 09:00 AM Room 281-N
 02/07/2017 House—Committee Report recommending bill be passed as amended by
 Committee on Financial Institutions and Pensions—HJ 195
 02/17/2017 House—Committee of the Whole - Be passed as amended—HJ 266
 02/20/2017 House—Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 284
 02/20/2017 Senate—Received and Introduced—SJ 180
 02/21/2017 Senate—Referred to Committee on Financial Institutions and Insurance—
 SJ 185
 03/09/2017 Senate—Hearing: Tuesday, March 14, 2017, 09:30 AM Room 546-S
 03/15/2017 Senate—Hearing: Tuesday, March 21, 2017, 09:30 AM Room 546-S
 03/22/2017 Senate—Committee Report recommending bill be passed as amended by
 Committee on Financial Institutions and Insurance—SJ 307
 03/30/2017 Senate—Committee of the Whole - Be passed as amended—SJ 413
 03/30/2017 Senate—Emergency Final Action - Passed as amended; Yea: 40 Nay: 0—SJ
 427

- 04/03/2017 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Kelly, Representative Powell and Representative Trimmer as conferees—HJ 591
- 04/04/2017 Senate—Motion to accede adopted; Senator Longbine, Senator Billinger and Senator Rogers appointed as conferees—SJ 435
- 06/07/2017 House—Representative Johnson, Representative Phillips, and Representative Sawyer are appointed to replace Representative Kelly, Representative Powell, and Representative Trimmer on the Conference Committee—HJ 1433
- 06/08/2017 Senate—Senator Tyson, Senator Kerschen, and Senator Holland are appointed to replace Senator Longbine, Senator Billinger, and Senator Rogers on the Conference Committee—SJ 1017
- 05/03/2018 Senate—Conference Committee Report was adopted; Yea: 38 Nay: 0—SJ 2321
- 05/04/2018 House—Conference Committee Report was adopted; Yea: 111 Nay: 6—HJ 3325
- 05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018
- 05/04/2018 House—Approved by Governor on Thursday, May 17, 2018

H 2112 Bill by Taxation**Expanding medicaid coverage for military veterans.**

- 01/19/2017 House—Introduced—HJ 93
- 01/20/2017 House—Referred to Committee on Taxation—HJ 94
- 05/04/2018 House—Died in Committee

H 2113 Bill by Appropriations**Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.**

- 01/19/2017 House—Introduced—HJ 93
- 01/20/2017 House—Referred to Committee on Appropriations—HJ 94
- 05/04/2018 House—Died in Committee

H 2114 Bill by Appropriations**Permanently exempting community mental health centers from the public buildings law under the personal and family protection act.**

- 01/19/2017 House—Introduced—HJ 93
- 01/20/2017 House—Referred to Committee on Appropriations—HJ 94
- 05/04/2018 House—Died in Committee

H 2115 Bill by Representative Finney**Providing for fair consideration for employment to persons with records of conviction.**

- 01/19/2017 House—Introduced—HJ 93
- 01/20/2017 House—Referred to Committee on Judiciary—HJ 94
- 02/01/2017 House—Hearing: Monday, February 06, 2017, 03:30 PM Room 112-N
- 05/04/2018 House—Died in Committee

H 2116 Bill by Corrections and Juvenile Justice**Amendments to the Kansas standard asset seizure and forfeiture act.**

- 01/19/2017 House—Introduced—HJ 93
- 01/20/2017 House—Hearing: Tuesday, January 24, 2017, 03:30 PM Room 112-N
- 01/20/2017 House—Referred to Committee on Judiciary—HJ 94

- 05/04/2018 House—Died in Committee
- H 2117** Bill by Representative Carmichael
Restrictions on city and county regulation of political signs; repealed.
 01/20/2017 House—Introduced—HJ 94
 01/23/2017 House—Referred to Committee on Elections—HJ 100
 05/04/2018 House—Died in Committee
- H 2119** Bill by Health and Human Services
Establishing non-covered services for dental benefits under health insurance.
 01/20/2017 House—Introduced—HJ 94
 01/23/2017 House—Referred to Committee on Health and Human Services—HJ 100
 01/25/2017 House—Hearing: Wednesday, February 01, 2017, 01:30 PM Room 546-S
 05/04/2018 House—Died in Committee
- H 2120** Bill by Health and Human Services
Kansas death with dignity act.
 01/20/2017 House—Introduced—HJ 94
 01/23/2017 House—Referred to Committee on Health and Human Services—HJ 100
 05/04/2018 House—Died in Committee
- H 2121** Bill by Health and Human Services
Reporting the administration of vaccines to the state registry.
 01/20/2017 House—Introduced—HJ 94
 01/23/2017 House—Referred to Committee on Health and Human Services—HJ 100
 01/25/2017 House—Hearing: Thursday, February 02, 2017, 01:30 PM Room 546-S
 02/03/2017 House—Committee Report recommending bill be passed as amended by
 Committee on Health and Human Services—HJ 180
 02/17/2017 House—Committee of the Whole - Be passed as amended—HJ 266
 02/20/2017 House—Final Action - Passed as amended; Yea: 100 Nay: 24—HJ 284
 02/20/2017 Senate—Received and Introduced—SJ 180
 02/21/2017 Senate—Referred to Committee on Public Health and Welfare—SJ 185
 03/08/2017 Senate—Hearing: Tuesday, March 14, 2017, 09:30 AM Room 118-N
 05/04/2018 Senate—Died in Senate Committee
- H 2122** Bill by Federal and State Affairs
Creating the fair repair act.
 01/23/2017 House—Introduced—HJ 98
 01/24/2017 House—Referred to Committee on Federal and State Affairs—HJ 103
 05/04/2018 House—Died in Committee
- H 2123** Bill by Federal and State Affairs
Amending the Kansas act against discrimination to include sexual orientation and gender identity.
 01/23/2017 House—Introduced—HJ 98
 01/24/2017 House—Referred to Committee on Federal and State Affairs—HJ 103
 05/04/2018 House—Died in Committee
- H 2124** Bill by Health and Human Services
Medical student loan agreements for psychiatry.
 01/23/2017 House—Introduced—HJ 98
 01/24/2017 House—Referred to Committee on Health and Human Services—HJ 103
 01/25/2017 House—Hearing: Thursday, February 02, 2017, 01:30 PM Room 546-S

05/04/2018 House—Died in Committee

- H 2125** Bill by Judiciary
Amending the Kansas general corporation code to include public benefit corporations.
 01/23/2017 House—Introduced—HJ 98
 01/24/2017 House—Referred to Committee on Judiciary—HJ 103
 01/25/2017 House—Hearing: Thursday, February 02, 2017, 03:30 PM Room 112-N
 02/13/2017 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 225
 02/20/2017 House—Committee of the Whole - Be passed—HJ 286
 02/21/2017 House—Final Action - Passed; Yea: 124 Nay: 1—HJ 300
 02/21/2017 Senate—Received and Introduced—SJ 185
 02/23/2017 Senate—Referred to Committee on Judiciary—SJ 202
 03/15/2017 Senate—Hearing: Monday, March 20, 2017, 10:30 AM Room 346-S
 05/04/2018 Senate—Died in Senate Committee
- H 2126** Bill by Judiciary
Relating to the mediation or arbitration of trust provisions.
 01/23/2017 House—Introduced—HJ 98
 01/24/2017 House—Referred to Committee on Judiciary—HJ 103
 01/25/2017 House—Hearing: Wednesday, February 01, 2017, 03:30 PM Room 112-N
 02/13/2017 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Judiciary—HJ 225
 02/16/2017 House—Final Action - Passed; Yea: 124 Nay: 0—HJ 250
 02/16/2017 Senate—Received and Introduced—SJ 166
 02/17/2017 Senate—Referred to Committee on Judiciary—SJ 172
 03/15/2017 Senate—Hearing: Monday, March 20, 2017, 10:30 AM Room 346-S
 03/21/2017 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 298
 05/08/2017 Senate—Withdrawn from Calendar, Rereferred to Committee on Judiciary—SJ 620
 05/04/2018 Senate—Died in Senate Committee
- H 2127** Bill by Judiciary
Transfer-on-death deeds; lapsing or vesting of ownership in grantee beneficiary.
 01/23/2017 House—Introduced—HJ 98
 01/24/2017 House—Referred to Committee on Judiciary—HJ 103
 01/25/2017 House—Hearing: Wednesday, February 01, 2017, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee
- H 2129** Bill by General Government Budget
Senate Substitute for HB 2129 by Committee on Ways and Means - Department of administration; exempting division of legislative post audit from the monumental building surcharge; energy audit exception; regulations on contracts and purchase orders; payroll deductions for indemnity insurance.
 01/23/2017 House—Introduced—HJ 98
 01/24/2017 House—Referred to Committee on General Government Budget—HJ 103
 02/01/2017 House—Hearing: Thursday, February 09, 2017, 01:30 PM Room 218-N
 02/15/2017 House—Committee Report recommending bill be passed by Committee on General Government Budget—HJ 244
 02/22/2017 House—Committee of the Whole - Be passed—HJ 329

02/23/2017 House—Final Action - Passed; Yea: 124 Nay: 1—HJ 341
 02/23/2017 Senate—Received and Introduced—SJ 211
 03/06/2017 Senate—Referred to Committee on Ways and Means—SJ 214
 03/13/2017 Senate—Hearing: Wednesday, March 15, 2017, 10:30 AM Room 548-S
 04/05/2017 Senate—Committee Report recommending substitute bill be passed by
 Committee on Ways and Means—SJ 485
 03/26/2018 Senate—Committee of the Whole - Substitute bill be passed as amended—
 SJ 1815
 03/27/2018 Senate—Final Action - Substitute passed as amended; Yea: 33 Nay: 7—SJ
 1829
 03/28/2018 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Sutton, Representative Weber and
 Representative Burroughs as conferees—HJ 2688
 03/29/2018 Senate—Motion to accede adopted; Senator McGinn, Senator Billinger and
 Senator Kelly appointed as conferees—SJ 1865
 05/01/2018 Senate—Conference Committee Report was adopted; Yea: 34 Nay: 6—SJ
 2171
 05/02/2018 House—Conference Committee Report was adopted; Yea: 122 Nay: 0—HJ
 3040
 05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018
 05/04/2018 House—Approved by Governor on Thursday, May 10, 2018

H 2130 Bill by General Government Budget
**Senate Substitute for HB 2130 by Committee on Ways and Means - Increasing the
 health maintenance organization privilege fee and extending the medical
 assistance fee fund.**

01/23/2017 House—Introduced—HJ 98
 01/24/2017 House—Referred to Committee on General Government Budget—HJ 103
 02/01/2017 House—Hearing: Thursday, February 09, 2017, 01:30 PM Room 218-N
 02/15/2017 House—Committee Report recommending bill be passed and placed on
 Consent Calendar by Committee on General Government Budget—HJ 244
 02/20/2017 House—Final Action - Passed; Yea: 124 Nay: 0—HJ 283
 02/20/2017 Senate—Received and Introduced—SJ 180
 02/21/2017 Senate—Referred to Committee on Ways and Means—SJ 185
 03/13/2017 Senate—Hearing: Wednesday, March 15, 2017, 10:30 AM Room 548-S
 05/05/2017 Senate—Committee Report recommending substitute bill be passed by
 Committee on Ways and Means—SJ 617
 01/11/2018 Senate—Withdrawn from Calendar, Rereferred to Committee on Ways and
 Means—SJ 1484
 05/04/2018 Senate—Died in Senate Committee

H 2131 Bill by Representative Miller
Providing a sales tax exemption for food and food ingredients.

01/23/2017 House—Introduced—HJ 98
 01/24/2017 House—Referred to Committee on Taxation—HJ 103
 05/04/2018 House—Died in Committee

H 2133 Bill by Appropriations
Joint revenue estimates, move April 20 date to May 1.

01/23/2017 House—Introduced—HJ 98
 01/24/2017 House—Referred to Committee on Appropriations—HJ 103

02/01/2017 House—Hearing: Wednesday, February 08, 2017, 09:00 AM Room 112-N
 05/04/2018 House—Died in Committee

- H 2134** Bill by Agriculture
Relating to certain department of agriculture fees.
 01/23/2017 House—Introduced—HJ 99
 01/24/2017 House—Referred to Committee on Agriculture—HJ 103
 02/01/2017 House—Hearing: Monday, February 06, 2017, 03:30 PM Room 582-N
 05/04/2018 House—Died in Committee
- H 2135** Bill by Agriculture
Relating to fees for dairy businesses and the processing of paper documents by the Kansas secretary of agriculture.
 01/23/2017 House—Introduced—HJ 99
 01/24/2017 House—Referred to Committee on Agriculture—HJ 103
 02/02/2017 House—Hearing: Monday, February 06, 2017, 03:30 PM Room 582-N
 05/04/2018 House—Died in Committee
- H 2138** Bill by Local Government
State fire marshal; school lockdowns; rules and regulations.
 01/24/2017 House—Introduced—HJ 103
 01/25/2017 House—Referred to Committee on Local Government—HJ 108
 05/04/2018 House—Died in Committee
- H 2139** Bill by Health and Human Services
Licensure of dental therapists.
 01/24/2017 House—Introduced—HJ 103
 01/25/2017 House—Referred to Committee on Health and Human Services—HJ 108
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 01:30 PM Room 546-S
 05/04/2018 House—Died in Committee
- H 2141** Bill by Federal and State Affairs
Alcoholic beverages; authorizing a manufacturer licensee to hold a drinking establishment license.
 01/24/2017 House—Introduced—HJ 103
 01/25/2017 House—Referred to Committee on Federal and State Affairs—HJ 108
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 09:00 AM Room 346-S
 05/04/2018 House—Died in Committee
- H 2142** Bill by K-12 Education Budget
Establishing a unified school district employee health care benefits program.
 01/24/2017 House—Introduced—HJ 105
 01/25/2017 House—Referred to Committee on Education—HJ 108
 01/25/2017 House—Withdrawn from Committee on Education; Referred to Committee on K-12 Education Budget—HJ 109
 02/14/2017 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 236
 02/15/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 240
 05/04/2018 House—Died in Committee
- H 2143** Bill by K-12 Education Budget
Requiring school districts to procure specific spend categories through the

department of education.

- 01/24/2017 House—Introduced—HJ 105
- 01/25/2017 House—Referred to Committee on Education—HJ 108
- 01/25/2017 House—Withdrawn from Committee on Education; Referred to Committee on K-12 Education Budget—HJ 109
- 01/27/2017 House—Hearing: Wednesday, February 01, 2017, 01:30 PM Room 346-S
- 02/14/2017 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 236
- 02/15/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 240
- 05/04/2018 House—Died in Committee

H 2144 Bill by Appropriations

Civil service; if a state employee in the classified service voluntarily transfers into unclassified service, such employee is not be eligible to be rehired or transferred to a position in the classified service within the same state agency.

- 01/24/2017 House—Introduced—HJ 105
- 01/25/2017 House—Referred to Committee on Appropriations—HJ 108
- 01/25/2017 House—Hearing: Thursday, February 02, 2017, 09:00 AM Room 112-N
- 05/04/2018 House—Died in Committee

H 2145 Bill by Federal and State Affairs

Prohibiting the possession of a firearm by certain individuals.

- 01/24/2017 House—Introduced—HJ 105
- 01/25/2017 House—Referred to Committee on Federal and State Affairs—HJ 108
- 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 09:00 AM Room 346-S
- 03/24/2017 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 519
- 02/01/2018 House—Committee of the Whole - Be passed as amended—HJ 2227
- 02/02/2018 House—Final Action - Passed as amended; Yea: 120 Nay: 0—HJ 2233
- 02/05/2018 Senate—Received and Introduced—SJ 1538
- 02/06/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1542
- 02/07/2018 Senate—Hearing: Tuesday, February 13, 2018, 10:30 AM Room 144-S
- 03/06/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—SJ 1670
- 03/15/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1716
- 03/15/2018 Senate—Emergency Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1747
- 03/20/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Barker, Representative Highland and Representative Ruiz as conferees—HJ 2545
- 03/20/2018 Senate—Motion to accede adopted; Senator Estes, Senator Olson and Senator Faust-Goudeau appointed as conferees—SJ 1766
- 04/05/2018 House—Concurred with amendments in conference; Yea: 113 Nay: 6—HJ 2767
- 04/26/2018 House—Enrolled and presented to Governor on Tuesday, April 10, 2018—HJ 2897
- 04/26/2018 House—Approved by Governor on Friday, April 20, 2018—HJ 2860

H 2146 Bill by Taxation

Property tax exemption for certain property used for educational or scientific

purposes.

01/24/2017 House—Introduced—HJ 105
 01/25/2017 House—Referred to Committee on Taxation—HJ 108
 02/22/2017 House—Hearing: Tuesday, March 07, 2017, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

- H 2147** Bill by Representatives Victors, Highberger
Substitute for HB 2147 by Committee on Veterans & Military-Providing an income tax refund for certain Native American veterans.
- 01/25/2017 House—Introduced—HJ 107
 01/26/2017 House—Referred to Committee on Veterans and Military—HJ 113
 02/01/2017 House—Hearing: Tuesday, February 07, 2017, 09:00 AM Room 152-S
 02/06/2017 House—Hearing: Tuesday, February 07, 2017, 09:00 AM Room 152-S
 02/15/2017 House—Withdrawn from Committee on Veterans and Military; Referred to Committee on Appropriations—HJ 240
 02/16/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Veterans and Military—HJ 250
 01/31/2018 House—Committee Report recommending substitute bill be passed by Committee on Veterans and Military—HJ 2204
 02/19/2018 House—Committee of the Whole - Substitute bill be passed as amended—HJ 2342
 02/20/2018 House—Final Action - Substitute passed as amended; Yea: 118 Nay: 0—HJ 2357
 02/21/2018 Senate—Received and Introduced—SJ 1615
 02/22/2018 Senate—Referred to Committee on Assessment and Taxation—SJ 1642
 03/07/2018 Senate—Hearing: Thursday, March 15, 2018, 09:30 AM Room 548-S
 03/20/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Assessment and Taxation—SJ 1766
 03/29/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1873
 03/29/2018 Senate—Emergency Final Action - Substitute passed as amended; Yea: 40 Nay: 0—SJ 1932
 04/02/2018 House—Concurred with amendments; Yea: 121 Nay: 0—HJ 2731
 04/06/2018 House—Enrolled and presented to Governor on Friday, April 06, 2018—HJ 2809
 04/26/2018 House—Approved by Governor on Thursday, April 12, 2018—HJ 2860

- H 2148** Bill by Transportation
Creating distinctive license plates for autism awareness and the Kansas 4-H foundation.
- 01/25/2017 House—Introduced—HJ 107
 01/26/2017 House—Referred to Committee on Transportation—HJ 113
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 01:30 PM Room 582-N
 02/17/2017 House—Committee Report recommending bill be passed as amended by Committee on Transportation—HJ 277
 02/22/2017 House—Committee of the Whole - Be passed as amended—HJ 329
 02/23/2017 House—Final Action - Passed as amended; Yea: 120 Nay: 5—HJ 341
 02/23/2017 Senate—Received and Introduced—SJ 211
 03/06/2017 Senate—Referred to Committee on Transportation—SJ 214
 03/07/2017 Senate—Hearing: Thursday, March 09, 2017, 08:30 AM Room 546-S
 05/04/2018 Senate—Died in Senate Committee

- H 2149** Bill by Health and Human Services
Creating the social work examining committee.
01/25/2017 House—Introduced—HJ 107
01/26/2017 House—Referred to Committee on Health and Human Services—HJ 113
02/14/2017 House—Hearing: Wednesday, February 15, 2017, 01:30 PM Room 546-S
05/04/2018 House—Died in Committee
- H 2150** Bill by Health and Human Services
Prohibiting the carrying of concealed firearms in certain buildings.
01/25/2017 House—Introduced—HJ 107
01/26/2017 House—Referred to Committee on Federal and State Affairs—HJ 113
01/27/2017 House—Hearing: Thursday, February 02, 2017, 09:00 AM Room 346-S
05/04/2018 House—Died in Committee
- H 2151** Bill by Health and Human Services
Establishing restrictions on health insurance use of step therapy protocols.
01/25/2017 House—Introduced—HJ 107
01/26/2017 House—Referred to Committee on Health and Human Services—HJ 113
05/04/2018 House—Died in Committee
- H 2152** Bill by Health and Human Services
Authorizing hemp treatments for certain medical conditions.
01/25/2017 House—Introduced—HJ 107
01/26/2017 House—Referred to Committee on Health and Human Services—HJ 113
02/23/2017 House—Withdrawn from Committee on Health and Human Services;
Referred to Committee on Appropriations—HJ 356
03/10/2017 House—Withdrawn from Committee on Appropriations; Rereferred to
Committee on Health and Human Services—HJ 378
03/10/2017 House—Hearing: Wednesday, March 15, 2017, 01:30 PM Room 546-S
05/04/2018 House—Died in Committee
- H 2154** Bill by Representative Ward
Expanding medicaid to the extent permitted under the affordable care act.
01/25/2017 House—Introduced—HJ 108
01/26/2017 House—Referred to Committee on Health and Human Services—HJ 113
05/04/2018 House—Died in Committee
- H 2155** Bill by Representative Ward
Lobbying restrictions; certain elected state officers and executive staff.
01/25/2017 House—Introduced—HJ 108
01/26/2017 House—Referred to Committee on Elections—HJ 113
01/24/2018 House—Hearing: Monday, January 29, 2018, 01:30 PM Room 281-N
05/04/2018 House—Died in Committee
- H 2156** Bill by Representative Ward
Enacting the Kansas protection against terrorists act.
01/25/2017 House—Introduced—HJ 108
01/26/2017 House—Referred to Committee on Federal and State Affairs—HJ 113
05/04/2018 House—Died in Committee
- H 2157** Bill by Representative Ward
Help Kansas vote act.
01/25/2017 House—Introduced—HJ 108

01/26/2017 House—Referred to Committee on Elections—HJ 113
 05/04/2018 House—Died in Committee

H 2159 Bill by Representative Miller
Voter registration; proof of citizenship repealed.

01/25/2017 House—Introduced—HJ 109
 01/26/2017 House—Referred to Committee on Elections—HJ 113
 05/04/2018 House—Died in Committee

H 2160 Bill by Children and Seniors
Amending the individual development account program act to allow certain expenditures by individuals who were likely to age out of foster care.

01/25/2017 House—Introduced—HJ 109
 01/26/2017 House—Referred to Committee on Children and Seniors—HJ 113
 02/01/2017 House—Hearing: Thursday, February 09, 2017, 09:00 AM Room 218-N
 02/15/2017 House—Committee Report recommending bill be passed by Committee on Children and Seniors—HJ 244
 02/22/2017 House—Committee of the Whole - Be passed—HJ 320
 02/23/2017 House—Final Action - Passed; Yea: 125 Nay: 0—HJ 342
 02/23/2017 Senate—Received and Introduced—SJ 211
 03/06/2017 Senate—Referred to Committee on Public Health and Welfare—SJ 214
 05/04/2018 Senate—Died in Senate Committee

H 2161 Bill by Appropriations
State finances; requiring the KPERS board to liquidate the pooled money investment portfolio investment pursuant to K.S.A. 2016 Supp. 75-2263; transferring money to the state general fund and to the pooled money investment portfolio; authorizing the pooled money investment board to invest idle funds available for long term investment.

01/25/2017 House—Introduced—HJ 109
 01/25/2017 House—Hearing: Thursday, January 26, 2017, 09:00 AM Room 112-N
 01/26/2017 House—Referred to Committee on Appropriations—HJ 113
 02/14/2017 House—Committee Report recommending bill be passed as amended by Committee on Appropriations—HJ 236
 02/16/2017 House—Committee of the Whole - Be passed as amended—HJ 255
 02/17/2017 House—Final Action - Passed as amended; Yea: 98 Nay: 25—HJ 265
 02/17/2017 Senate—Received and Introduced—SJ 174
 02/20/2017 Senate—Referred to Committee on Ways and Means—SJ 179
 05/04/2018 Senate—Died in Senate Committee

H 2162 Bill by Taxation
Sales taxation; time for payment by retailers.

01/25/2017 House—Introduced—HJ 109
 01/26/2017 House—Referred to Committee on Taxation—HJ 113
 02/08/2017 House—Hearing: Wednesday, February 15, 2017, 03:30 PM Room 346-S
 03/08/2017 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 368
 03/14/2017 House—Committee of the Whole - Be passed as amended—HJ 389
 03/15/2017 House—Final Action - Passed as amended; Yea: 119 Nay: 0—HJ 419
 03/15/2017 Senate—Received and Introduced—SJ 247
 03/16/2017 Senate—Referred to Committee on Assessment and Taxation—SJ 252
 03/22/2017 Senate—Hearing: Friday, March 24, 2017, 09:30 AM Room 548-S

04/04/2017 Senate—Committee Report recommending bill be passed as amended by
Committee on Assessment and Taxation—SJ 469
05/04/2018 Senate—Died on Senate General Orders

- H 2163** Bill by Commerce, Labor and Economic Development
Reinstating the income tax credit for certain contributions to technical colleges.
01/25/2017 House—Introduced—HJ 109
01/26/2017 House—Referred to Committee on Commerce, Labor and Economic
Development—HJ 113
05/04/2018 House—Died in Committee
- H 2165** Bill by Education
Development and implementation of ethnic studies in schools.
01/25/2017 House—Introduced—HJ 109
01/26/2017 House—Referred to Committee on Education—HJ 113
05/04/2018 House—Died in Committee
- H 2166** Bill by Energy, Utilities and Telecommunications
Authorizing private entities to charge fees at electric vehicle charging stations.
01/25/2017 House—Introduced—HJ 109
01/26/2017 House—Referred to Committee on Energy, Utilities and
Telecommunications—HJ 113
02/08/2017 House—Hearing: Wednesday, February 15, 2017, 09:00 AM Room 582-N
05/04/2018 House—Died in Committee
- H 2167** Bill by Representatives Becker, Arnberger, Carmichael, Concannon, Dierks,
Henderson, Highberger, Hodge, Houser, Kessinger, Koesten, Kuether, Phelps,
Sawyer, Sutton
Abolishing the death penalty and creating the crime of aggravated murder.
01/25/2017 House—Introduced—HJ 109
01/26/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ
113
02/09/2017 House—Hearing: Monday, February 13, 2017, 01:15 PM Room 582 N
05/04/2018 House—Died in Committee
- H 2168** Bill by Representatives Waymaster, Claeys, Concannon, Davis, Hoffman
Enacting the ad astra rural jobs act.
01/25/2017 House—Introduced—HJ 109
01/26/2017 House—Referred to Committee on Commerce, Labor and Economic
Development—HJ 113
02/01/2017 House—Hearing: Monday, February 06, 2017, 01:30 PM Room 546-S
02/21/2017 House—Committee Report recommending bill be passed as amended by
Committee on Commerce, Labor and Economic Development—HJ 306
02/23/2017 House—Withdrawn from Calendar; Referred to Committee on
Appropriations—HJ 336
02/23/2017 House—Withdrawn from Committee on Appropriations; Referred to
Committee on Taxation—HJ 356
03/08/2017 House—Withdrawn from Committee on Taxation; Rereferred to Committee
on Commerce, Labor and Economic Development—HJ 369
03/10/2017 House—Committee Report recommending bill be passed as amended by
Committee on Commerce, Labor and Economic Development—HJ 379
03/14/2017 House—Committee of the Whole - Motion to rerefer to committee failed—

HJ 413

03/14/2017 House—Committee of the Whole - Be passed as amended—HJ 390
 03/15/2017 House—Final Action - Passed as amended; Yea: 97 Nay: 22—HJ 419
 03/15/2017 Senate—Received and Introduced—SJ 247
 03/16/2017 Senate—Referred to Committee on Commerce—SJ 252
 01/31/2018 Senate—Hearing: Tuesday, February 06, 2018, 08:30 AM Room 548-S
 05/04/2018 Senate—Died in Senate Committee

H 2169

Bill by Health and Human Services

KanCare process and contract requirements.

01/25/2017 House—Introduced—HJ 109
 01/26/2017 House—Referred to Committee on Health and Human Services—HJ 113
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 01:30 PM Room 546-S
 05/04/2018 House—Died in Committee

H 2171

Bill by Federal and State Affairs

Student privacy and protection act.

01/26/2017 House—Introduced—HJ 111
 01/27/2017 House—Referred to Committee on Federal and State Affairs—HJ 118
 05/04/2018 House—Died in Committee

H 2172

Bill by Federal and State Affairs

Relating to the recognition of marriages.

01/26/2017 House—Introduced—HJ 112
 01/27/2017 House—Referred to Committee on Federal and State Affairs—HJ 118
 05/04/2018 House—Died in Committee

H 2173

Bill by Federal and State Affairs

Amendments to the Kansas expanded lottery act relating to racetrack gaming facilities.

01/26/2017 House—Introduced—HJ 112
 01/27/2017 House—Referred to Committee on Federal and State Affairs—HJ 118
 02/02/2017 House—Hearing: (proponents) Tuesday, February 07, 2017, 09:00 AM Room 346-S
 02/02/2017 House—Hearing: (opponents) Monday, February 06, 2017, 09:00 AM Room 346-S
 02/13/2017 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 224
 02/16/2017 House—Withdrawn from Calendar, Rereferred to Committee on Appropriations—HJ 250
 03/21/2017 House—Hearing: Thursday, March 23, 2017, 09:00 AM Room 112-N
 03/22/2017 House—Hearing: Thursday, March 23, 2017, 09:00 AM Room 112-N
 05/04/2018 House—Died in Committee

H 2175

Bill by Veterans and Military

Requiring disclosure to veterans in certain materials concerning veterans' benefits.

01/26/2017 House—Introduced—HJ 112
 01/27/2017 House—Referred to Committee on Veterans and Military—HJ 118
 01/27/2017 House—Hearing: Thursday, February 02, 2017, 09:00 AM Room 152-S
 05/04/2018 House—Died in Committee

- H 2176** Bill by Judiciary
Providing exceptions to the parental notification requirement when a sexual assault evidence collection examination of a minor has taken place.
 01/26/2017 House—Introduced—HJ 112
 01/27/2017 House—Referred to Committee on Judiciary—HJ 118
 02/03/2017 House—Hearing: Wednesday, February 08, 2017, 03:30 PM Room 112-N
 02/13/2017 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 225
 02/21/2017 House—Committee of the Whole - Be passed
 02/22/2017 House—Final Action - Passed; Yea: 108 Nay: 17—HJ 316
 02/22/2017 Senate—Received and Introduced—SJ 199
 02/23/2017 Senate—Referred to Committee on Judiciary—SJ 202
 05/04/2018 Senate—Died in Senate Committee
- H 2177** Bill by Taxation
Concerning sales and compensating use tax; origin sourcing.
 01/26/2017 House—Introduced—HJ 112
 01/27/2017 House—Referred to Committee on Taxation—HJ 118
 02/08/2017 House—Hearing: Wednesday, February 15, 2017, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2179** Bill by Representatives Crum, Stogsdill, Alcala, Arnberger, Ballard, Bishop, Burroughs, Carlin, Carmichael, Curtis, Deere, Elliott, Ellis, Finney, Frownfelter, Gartner, Good, Henderson, Highberger, Hodge, Holscher, Kessinger, Koesten, Kuether, Lusk, Lusker, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Ruiz, Sawyer, Smith, A., Tarwater, Terrell, Trimmer, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore
Due process for terminating teachers' contracts.
 01/26/2017 House—Introduced—HJ 115
 01/27/2017 House—Referred to Committee on Education—HJ 118
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 03:30 PM Room 546-S
 05/04/2018 House—Died in Committee
- H 2180** Bill by Appropriations
Increasing the health maintenance organization privilege fee and extending the medical assistance fee fund.
 01/26/2017 House—Introduced—HJ 115
 01/27/2017 House—Referred to Committee on Appropriations—HJ 118
 02/08/2017 House—Hearing: Wednesday, February 15, 2017, 09:00 AM Room 112-N
 03/16/2017 House—Committee Report recommending bill be passed as amended by Committee on Appropriations—HJ 454
 04/05/2017 House—Committee of the Whole - Motion to rerefer to committee failed—HJ 612
 04/05/2017 House—Committee of the Whole - Be passed as amended—HJ 612
 04/06/2017 House—Final Action - Passed as amended; Yea: 103 Nay: 21—HJ 622
 04/06/2017 Senate—Received and Introduced—SJ 488
 04/07/2017 Senate—Referred to Committee on Ways and Means—SJ 500
 05/04/2018 Senate—Died in Senate Committee
- H 2181** Bill by Representative Burroughs
Requiring a statewide accounting and reporting of untested sexual assault evidence collection kits.

01/26/2017 House—Introduced—HJ 115
 01/27/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 118
 02/01/2017 House—Hearing: Monday, February 06, 2017, 01:30 PM Room 152-S
 05/04/2018 House—Died in Committee

H 2182 Bill by Commerce, Labor and Economic Development
Authorizing growth of Kansas agribusiness through development of an industrial hemp industry; enacting the Kansas agricultural industry growth act.

01/26/2017 House—Introduced—HJ 115
 01/27/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 118
 02/07/2017 House—Hearing: Wednesday, February 15, 2017, 01:30 PM Room 112-N
 02/17/2017 House—Withdrawn from Committee on Commerce, Labor and Economic Development; Referred to Committee on Appropriations—HJ 280
 02/20/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Commerce, Labor and Economic Development—HJ 282
 03/14/2017 House—Committee Report recommending bill be passed by Committee on Commerce, Labor and Economic Development—HJ 391
 03/24/2017 House—Committee of the Whole - Be passed as amended—HJ 517
 03/27/2017 House—Final Action - Passed as amended; Yea: 103 Nay: 18—HJ 527
 03/27/2017 Senate—Received and Introduced—SJ 351
 03/28/2017 Senate—Referred to Committee on Commerce—SJ 358
 05/18/2017 Senate—Withdrawn from Committee on Commerce; Referred to Committee on Agriculture and Natural Resources—SJ 725
 05/04/2018 Senate—Died in Senate Committee

H 2183 Bill by Commerce, Labor and Economic Development
Providing employees with the option of written pay statements.

01/26/2017 House—Introduced—HJ 116
 01/27/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 118
 02/03/2017 House—Hearing: Tuesday, February 07, 2017, 01:30 PM Room 546-S
 05/04/2018 House—Died in Committee

H 2184 Bill by Commerce, Labor and Economic Development
Senate Substitute for HB 2184 by Committee on Commerce - Amending workers compensation death benefits.

01/26/2017 House—Introduced—HJ 116
 01/27/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 118
 02/07/2017 House—Withdrawn from Committee on Commerce, Labor and Economic Development; Referred to Committee on Appropriations—HJ 194
 02/08/2017 House—Hearing: Friday, February 17, 2017, 09:00 AM Room 112-N
 03/22/2017 House—Committee Report recommending bill be passed by Committee on Appropriations—HJ 496
 05/02/2017 House—Committee of the Whole - Be passed—HJ 728
 05/03/2017 House—Final Action - Passed; Yea: 112 Nay: 11—HJ 758
 05/03/2017 Senate—Received and Introduced—SJ 548
 05/04/2017 Senate—Referred to Committee on Commerce—SJ 595
 03/15/2018 Senate—Committee Report recommending substitute bill be passed by

Committee on Commerce—SJ 1748

03/26/2018 Senate—Committee of the Whole - Substitute bill be passed—SJ 1815

03/27/2018 Senate—Final Action - Substitute passed; Yea: 35 Nay: 5—SJ 1829

03/28/2018 House—Concurred with amendments; Yea: 120 Nay: 0—HJ 2688

04/05/2018 House—Enrolled and presented to Governor on Thursday, April 05, 2018—HJ 2769

04/26/2018 House—Approved by Governor on Thursday, April 12, 2018—HJ 2860

H 2185 Bill by Commerce, Labor and Economic Development

Restoring local control over wage requirements for construction projects.

01/26/2017 House—Introduced—HJ 116

01/27/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 118

02/03/2017 House—Hearing: Tuesday, February 07, 2017, 01:30 PM Room 546-S

02/17/2017 House—Withdrawn from Committee on Commerce, Labor and Economic Development; Referred to Committee on Appropriations—HJ 280

02/20/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Commerce, Labor and Economic Development—HJ 282

05/04/2018 House—Died in Committee

H 2186 Bill by Judiciary

Senate Substitute for HB 2186 by Senate Select Committee on Education Finance - Creating the Kansas school equity and enhancement act.

01/26/2017 House—Introduced—HJ 116

01/27/2017 House—Hearing: Wednesday, February 01, 2017, 03:30 PM Room 112-N

01/27/2017 House—Referred to Committee on Judiciary—HJ 118

02/13/2017 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 227

02/21/2017 House—Committee of the Whole - Be passed as amended—HJ 306

02/22/2017 House—Final Action - Passed as amended; Yea: 72 Nay: 53—HJ 317

02/22/2017 Senate—Received and Introduced—SJ 199

02/23/2017 Senate—Referred to Committee on Judiciary—SJ 202

03/21/2017 Senate—Withdrawn from Committee on Judiciary; Referred to Committee on Ways and Means—SJ 298

05/24/2017 Senate—Withdrawn from Committee on Ways and Means; Referred to Senate Select Committee on Education Finance—SJ 750

05/25/2017 Senate—Committee Report recommending substitute bill be passed by Senate Select Committee on Education Finance—SJ 756

05/30/2017 Senate—Committee of the Whole - Substitute bill be passed as amended—SJ 782

05/31/2017 Senate—Final Action - Passed as amended; Yea: 23 Nay: 16—SJ 805

06/01/2017 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Campbell, Representative Aurand and Representative Trimmer as conferees—HJ 1102

06/01/2017 Senate—Motion to accede adopted; Senator Denning, Senator McGinn and Senator Hensley appointed as conferees—SJ 821

04/03/2018 House—Representative Patton and Representative Huebert are appointed to replace Representative Campbell and Representative Aurand on the Conference Committee—HJ 2751

04/06/2018 Senate—Senator Baumgardner and Senator Denning are appointed to replace Senator Denning and Senator McGinn on the Conference Committee—SJ

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- 05/03/2018 House—Representative Johnson, Representative Phillips, and Representative Sawyer are appointed to replace Representative Patton, Representative Huebert, and Representative Trimmer on the Conference Committee—HJ 3230
- 05/04/2018 House—Died in Conference

- H 2187** Bill by Children and Seniors
Restrictions on persons interacting with child care facilities.
 01/26/2017 House—Introduced—HJ 116
 01/27/2017 House—Referred to Committee on Children and Seniors—HJ 118
 02/01/2017 House—Hearing: Thursday, February 09, 2017, 09:00 AM Room 218-N
 02/15/2017 House—Committee Report recommending bill be passed as amended by Committee on Children and Seniors—HJ 244
 02/22/2017 House—Committee of the Whole - Be passed as amended
 02/23/2017 House—Final Action - Passed as amended; Yea: 125 Nay: 0—HJ 342
 02/23/2017 Senate—Received and Introduced—SJ 211
 03/06/2017 Senate—Referred to Committee on Public Health and Welfare—SJ 214
 05/04/2018 Senate—Died in Senate Committee
- H 2188** Bill by Transportation
Providing for increased penalties for right-of-way violations.
 01/26/2017 House—Introduced—HJ 116
 01/27/2017 House—Referred to Committee on Transportation—HJ 118
 02/01/2017 House—Hearing: Wednesday, February 08, 2017, 01:30 PM Room 582-N
 05/04/2018 House—Died in Committee
- H 2189** Bill by Water and Environment
Protecting surface owners' property rights.
 01/26/2017 House—Introduced—HJ 116
 01/27/2017 House—Referred to Committee on Water and Environment—HJ 118
 05/04/2018 House—Died in Committee
- H 2190** Bill by Energy, Utilities and Telecommunications
Electric utilities and the sale of renewable energy.
 01/26/2017 House—Introduced—HJ 116
 01/27/2017 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 118
 05/04/2018 House—Died in Committee
- H 2193** Bill by Agriculture
Requiring the completion of a boater safety education course.
 01/26/2017 House—Introduced—HJ 116
 01/26/2017 House—Hearing: Tuesday, January 31, 2017, 03:30 PM Room 582-N
 01/27/2017 House—Referred to Committee on Agriculture—HJ 118
 05/04/2018 House—Died in Committee
- H 2194** Bill by Transportation
Substitute for HB 2194 by Committee on Transportation -Kansas lottery; permit lottery ticket vending machines and bingo ticket vending machines; lottery sunset extended; debt setoff; certain lottery money pledged to mental health and community crisis programs.

- 01/26/2017 House—Introduced—HJ 116
- 01/27/2017 House—Referred to Committee on Transportation—HJ 118
- 02/01/2017 House—Hearing: Wednesday, February 08, 2017, 01:30 PM Room 582-N
- 02/21/2017 House—Withdrawn from Committee on Transportation; Referred to Committee on Appropriations—HJ 298
- 02/22/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Transportation—HJ 310
- 03/16/2017 House—Committee Report recommending substitute bill be passed by Committee on Transportation—HJ 457
- 03/24/2017 House—Committee of the Whole - Substitute bill be passed—HJ 517
- 03/27/2017 House—Final Action - Substitute passed; Yea: 122 Nay: 0—HJ 528
- 03/27/2017 Senate—Received and Introduced—SJ 351
- 03/28/2017 Senate—Referred to Committee on Transportation—SJ 358
- 01/17/2018 Senate—Hearing: Tuesday, January 23, 2018, 08:30 AM Room 546-S
- 02/01/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 1533
- 03/13/2018 Senate—Committee of the Whole - Be passed as further amended—SJ 1698
- 03/14/2018 Senate—Final Action - Substitute passed as amended; Yea: 40 Nay: 0—SJ 1704
- 03/20/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Proehl, Representative Francis and Representative Lusker as conferees—HJ 2545
- 03/20/2018 Senate—Motion to accede adopted; Senator Petersen, Senator Goddard and Senator Pettey appointed as conferees—SJ 1766
- 04/26/2018 House—Representative Waymaster, Representative Proehl, and Representative Wolfe Moore are appointed to replace Representative Proehl, Representative Francis, and Representative Lusker on the Conference Committee—HJ 2860
- 04/30/2018 Senate—Senator Estes, Senator Olson, and Senator Faust-Goudeau are appointed to replace Senator Petersen, Senator Goddard, and Senator Pettey on the Conference Committee—SJ 2156
- 05/01/2018 House—Representative Highland, Representative Ellis, and Representative Ruiz are appointed to replace Representative Waymaster, Representative Proehl, and Representative Wolfe Moore on the Conference Committee—HJ 2988
- 05/03/2018 Senate—Conference Committee Report was adopted; Yea: 33 Nay: 6—SJ 2305
- 05/03/2018 House—Conference Committee Report was adopted; Yea: 96 Nay: 25—HJ 3215
- 05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018
- 05/04/2018 House—Approved by Governor on Thursday, May 10, 2018

H 2195 Bill by Health and Human Services
Powers, duties and functions of the board of examiners in fitting and dispensing of hearing instruments transferred to secretary for aging and disability services.

- 01/26/2017 House—Introduced—HJ 117
- 01/27/2017 House—Referred to Committee on Health and Human Services—HJ 118
- 02/08/2017 House—Hearing: Monday, February 13, 2017, 01:30 PM Room 546-S
- 05/04/2018 House—Died in Committee

H 2196 Bill by Veterans and Military

Substitute for HB 2196 by Committee on Veterans and Military - Relating to the veterans benefit lottery game and disposition of net profits, creating the veterans benefit lottery game fund and transferring moneys to veterans services programs.

01/27/2017 House—Introduced—HJ 118
 01/30/2017 House—Referred to Committee on Veterans and Military—HJ 156
 02/01/2017 House—Hearing: Tuesday, February 07, 2017, 09:00 AM Room 152-S
 02/06/2017 House—Hearing: Tuesday, February 07, 2017, 09:00 AM Room 152-S
 02/08/2018 House—Committee Report recommending substitute bill be passed by Committee on Veterans and Military—HJ 2282
 02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444

H 2197 Bill by Judiciary
Senate Substitute for HB 2197 by Committee on Judiciary – Updating the code of civil procedure.

01/27/2017 House—Introduced—HJ 118
 01/30/2017 House—Referred to Committee on Judiciary—HJ 156
 02/01/2017 House—Hearing: Monday, February 06, 2017, 03:30 PM Room 112-N
 02/13/2017 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 225
 02/22/2017 House—Committee of the Whole - Be passed—HJ 319
 02/23/2017 House—Final Action - Passed; Yea: 125 Nay: 0—HJ 343
 02/23/2017 Senate—Received and Introduced—SJ 211
 03/06/2017 Senate—Referred to Committee on Judiciary—SJ 214
 03/08/2017 Senate—Hearing: Wednesday, March 15, 2017, 10:30 AM Room 346-S
 03/15/2017 Senate—Hearing: Thursday, March 16, 2017, 10:30 AM Room 346-S
 03/23/2017 Senate—Committee Report recommending substitute bill be passed by Committee on Judiciary—SJ 314
 05/08/2017 Senate—Withdrawn from Calendar, Rereferred to Committee on Judiciary—SJ 620
 05/04/2018 Senate—Died in Senate Committee

H 2198 Bill by Judiciary
Adding domestic battery and stalking to the list of offenses for which the Kansas bureau of investigation may collect biological samples.

01/30/2017 House—Introduced—HJ 150
 01/31/2017 House—Referred to Committee on Judiciary—HJ 162
 05/04/2018 House—Died in Committee

H 2199 Bill by Federal and State Affairs
Authorizing the board of county commissioners of any county to regulate conservation easements on property located within the county.

01/30/2017 House—Introduced—HJ 150
 01/31/2017 House—Referred to Committee on Federal and State Affairs—HJ 162
 05/04/2018 House—Died in Committee

H 2200 Bill by Federal and State Affairs
State agencies required to adopt policies and procedures to prohibit workplace bullying.

01/30/2017 House—Introduced—HJ 150
 01/31/2017 House—Referred to Committee on Federal and State Affairs—HJ 162
 02/13/2017 House—Hearing: Thursday, February 16, 2017, 09:00 AM Room 346-S

- 05/04/2018 House—Died in Committee
- H 2201** Bill by Federal and State Affairs
Taxpayer empowerment, accountability and transparency in state contracting act.
 01/30/2017 House—Introduced—HJ 150
 01/31/2017 House—Referred to Committee on Federal and State Affairs—HJ 162
 02/22/2017 House—Hearing: Wednesday, March 08, 2017, 09:00 AM Room 346-S
 05/04/2018 House—Died in Committee
- H 2202** Bill by Transportation
Drivers' licenses renewal period, test fees.
 01/30/2017 House—Introduced—HJ 150
 01/31/2017 House—Referred to Committee on Transportation—HJ 162
 05/04/2018 House—Died in Committee
- H 2203** Bill by Transportation
Designating a segment of United States highway 75 as the Eldon K Miller memorial highway, a portion of interstate 70 as the John Carlin highway.
 01/30/2017 House—Introduced—HJ 150
 01/31/2017 House—Referred to Committee on Transportation—HJ 162
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 01:30 PM Room 582-N
 02/17/2017 House—Committee Report recommending bill be passed as amended by Committee on Transportation—HJ 279
 02/22/2017 House—Committee of the Whole - Be passed as amended—HJ 329
 02/23/2017 House—Final Action - Passed as amended; Yea: 125 Nay: 0—HJ 343
 02/23/2017 Senate—Received and Introduced—SJ 211
 03/06/2017 Senate—Referred to Committee on Transportation—SJ 214
 03/15/2017 Senate—Hearing: Tuesday, March 21, 2017, 08:30 AM Room 546-S
 03/22/2017 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 307
 05/08/2017 Senate—Withdrawn from Calendar; Referred to Committee on Transportation—SJ 620
 05/04/2018 Senate—Died in Senate Committee
- H 2204** Bill by Education
Authorizing the governing body of technical colleges to levy a property tax and issue bonds for capital outlay purposes.
 01/30/2017 House—Introduced—HJ 150
 01/31/2017 House—Referred to Committee on Education—HJ 162
 05/04/2018 House—Died in Committee
- H 2205** Bill by Health and Human Services
Vaccinations for meningitis required.
 01/30/2017 House—Introduced—HJ 151
 01/31/2017 House—Referred to Committee on Health and Human Services—HJ 162
 02/08/2017 House—Hearing: Thursday, February 16, 2017, 01:30 PM Room 546-S
 02/20/2017 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 287
 02/23/2017 House—Committee of the Whole - Be passed as amended—HJ 348
 02/23/2017 House—Emergency Final Action - Passed as amended; Yea: 104 Nay: 20—HJ 351
 03/06/2017 Senate—Received and Introduced—SJ 215

03/07/2017 Senate—Referred to Committee on Public Health and Welfare—SJ 217
 03/08/2017 Senate—Hearing: Wednesday, March 15, 2017, 09:30 AM Room 118-N
 05/04/2018 Senate—Died in Senate Committee

- H 2206** Bill by Health and Human Services
Relating to telemedicine.
 01/30/2017 House—Introduced—HJ 151
 01/31/2017 House—Referred to Committee on Health and Human Services—HJ 162
 02/08/2017 House—Hearing: Thursday, February 16, 2017, 01:30 PM Room 546-S
 05/04/2018 House—Died in Committee
- H 2207** Bill by Agriculture
Substitute for HB2207 by Committee on Agriculture -- Relating to the pursuit of wounded animals onto private land.
 01/31/2017 House—Introduced—HJ 160
 02/01/2017 House—Referred to Committee on Agriculture—HJ 167
 02/08/2017 House—Hearing: Wednesday, February 15, 2017, 03:30 PM Room 582-N
 02/20/2017 House—Committee Report recommending substitute bill be passed by Committee on Agriculture—HJ 286
 02/23/2017 House—Committee of the Whole - Motion by Representative Clark to rerefer to Committee on Agriculture passed—HJ 348
 05/04/2018 House—Died in Committee
- H 2208** Bill by Agriculture
Relating to the transferability of deer permits.
 01/31/2017 House—Introduced—HJ 160
 02/01/2017 House—Referred to Committee on Agriculture—HJ 167
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 03:30 PM Room 582-N
 05/04/2018 House—Died in Committee
- H 2209** Bill by Agriculture
Creating a program to research the use of industrial hemp.
 01/31/2017 House—Introduced—HJ 160
 02/01/2017 House—Referred to Committee on Agriculture—HJ 167
 05/04/2018 House—Died in Committee
- H 2210** Bill by Local Government
Elections; political or temporary signs; city and county restrictions.
 01/31/2017 House—Introduced—HJ 160
 02/01/2017 House—Referred to Committee on Elections—HJ 167
 02/03/2017 House—Withdrawn from Committee on Elections; Referred to Committee on Local Government—HJ 177
 02/06/2017 House—Hearing: Thursday, February 09, 2017, 01:30 PM Room 281-N
 02/15/2017 House—Committee Report recommending bill be passed as amended by Committee on Local Government—HJ 244
 02/22/2017 House—Committee of the Whole - Be passed as amended—HJ 319
 02/23/2017 House—Final Action - Passed as amended; Yea: 100 Nay: 25—HJ 344
 02/23/2017 Senate—Received and Introduced—SJ 211
 03/06/2017 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 214
 05/04/2018 Senate—Died in Senate Committee

- H 2211** Bill by Local Government
Limiting campaign contributions to governor and lieutenant governor after second term inauguration.
 01/31/2017 House—Introduced—HJ 160
 02/01/2017 House—Referred to Committee on Elections—HJ 167
 05/04/2018 House—Died in Committee
- H 2214** Bill by Judiciary
Placing restrictions on adult sex offenders who were convicted of a sex offense involving a minor.
 01/31/2017 House—Introduced—HJ 160
 02/01/2017 House—Referred to Committee on Judiciary—HJ 167
 02/08/2017 House—Hearing: Monday, February 13, 2017, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee
- H 2215** Bill by Judiciary
Removing opposite sex requirement for unlawful voluntary sexual relations.
 01/31/2017 House—Introduced—HJ 160
 02/01/2017 House—Referred to Committee on Judiciary—HJ 167
 05/04/2018 House—Died in Committee
- H 2216** Bill by Judiciary
Removing sodomy between consenting members of the same sex from criminal sodomy.
 01/31/2017 House—Introduced—HJ 160
 02/01/2017 House—Referred to Committee on Judiciary—HJ 167
 05/04/2018 House—Died in Committee
- H 2218** Bill by Health and Human Services
Amending the school sports head injury prevention act.
 01/31/2017 House—Introduced—HJ 160
 02/01/2017 House—Referred to Committee on Health and Human Services—HJ 167
 05/04/2018 House—Died in Committee
- H 2220** Bill by Federal and State Affairs
Prohibiting certain regulations concerning the carrying of concealed handguns at postsecondary educational institutions.
 01/31/2017 House—Introduced—HJ 160
 02/01/2017 House—Referred to Committee on Federal and State Affairs—HJ 167
 02/22/2017 House—Hearing: Thursday, March 09, 2017, 09:00 AM Room 346-S
 05/04/2018 House—Died in Committee
- H 2221** Bill by Representative Ward
Repealing the health care compact.
 01/31/2017 House—Introduced—HJ 160
 02/01/2017 House—Referred to Committee on Health and Human Services—HJ 167
 05/04/2018 House—Died in Committee
- H 2222** Bill by Corrections and Juvenile Justice
Expanding mandatory reporters of child abuse.
 01/31/2017 House—Introduced—HJ 160
 02/01/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 167

05/04/2018 House—Died in Committee

H 2223

Bill by Elections

Substitute for HB 2223 by the Committee on Elections – Electronic filing of reports for a candidate for the state legislature and reports for lobbyists; increased penalties for late filing of reports.

01/31/2017 House—Introduced—HJ 161

02/01/2017 House—Referred to Committee on Elections—HJ 167

02/01/2017 House—Hearing: Monday, February 06, 2017, 01:30 PM Room 281-N

02/17/2017 House—Committee Report recommending substitute bill be passed by Committee on Elections—HJ 267

02/21/2017 House—Committee of the Whole - Motion by Representative Jennings to rerefer to Committee on Elections passed—HJ 309

02/22/2017 House—Withdrawn from Committee on Elections; Referred to Committee on Appropriations—HJ 310

02/23/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Elections—HJ 336

03/13/2017 House—Committee Report recommending bill be passed as amended by Committee on Elections—HJ 383

03/16/2017 House—Committee of the Whole - Substitute bill be passed as amended

03/17/2017 House—Final Action - Substitute passed as amended; Yea: 116 Nay: 3—HJ 460

03/20/2017 Senate—Received and Introduced—SJ 295

03/21/2017 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 297

01/31/2018 Senate—Hearing: Wednesday, February 07, 2018, 09:30 AM Room 142-S

02/20/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Ethics, Elections and Local Government—SJ 1607

05/04/2018 Senate—Died on Senate General Orders

H 2224

Bill by Elections

Elections; recognition of political parties; petitions.

01/31/2017 House—Introduced—HJ 161

02/01/2017 House—Referred to Committee on Elections—HJ 167

05/04/2018 House—Died in Committee

H 2225

Bill by Elections

Advance voting permanent status.

01/31/2017 House—Introduced—HJ 161

02/01/2017 House—Referred to Committee on Elections—HJ 167

02/15/2017 House—Hearing: Monday, February 20, 2017, 01:30 PM Room 281-N

05/04/2018 House—Died in Committee

H 2226

Bill by Representatives Jones, Alcalá, Alford, Arnberger, Baker, Ballard, Becker, Bishop, Burroughs, Campbell, Carlin, Carmichael, Clayton, Crum, Curtis, Deere, Dierks, Dietrich, Elliott, Ellis, Eplee, Francis, Frownfelter, Gallagher, Gartner, Good, Hibbard, Highberger, Hineman, Hodge, Hoffman, Holscher, Jacobs, Koesten, Kuether, Lewis, Lusk, Lusker, Mastroni, Miller, Murman, Neighbor, Orr, Ousley, Parker, Phelps, Phillips, Ralph, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, E., Stogsdill, Swanson, Tarwater, Terrell, Thimesch, Trimmer, Vickrey, Ward, Weber, Weigel, Wolfe Moore

Prohibition of state mental health facility privatization.

01/31/2017 House—Introduced—HJ 161
 02/01/2017 House—Referred to Committee on Health and Human Services—HJ 167
 05/04/2018 House—Died in Committee

H 2227 Bill by Taxation

Property tax levy for the Kansas educational building fund.

01/31/2017 House—Introduced—HJ 161
 02/01/2017 House—Referred to Committee on Taxation—HJ 167
 05/04/2018 House—Died in Committee

H 2228 Bill by Taxation

Senate Substitute for HB 2228 by Committee on Assessment and Taxation - Increasing and allowing Kansas itemized deductions, increasing Kansas standard deduction, allowing individual expensing deduction, modifying the treatment of foreign corporate income and GILTI income, and providing for certain income tax credits.

01/31/2017 House—Introduced—HJ 161
 02/01/2017 House—Referred to Committee on Taxation—HJ 167
 02/15/2017 House—Hearing: Monday, February 20, 2017, 03:30 PM Room 346-S
 03/07/2017 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 365
 03/14/2017 House—Committee of the Whole - Be passed as amended—HJ 389
 03/15/2017 House—Final Action - Passed as amended; Yea: 119 Nay: 0—HJ 420
 03/15/2017 Senate—Received and Introduced—SJ 247
 03/16/2017 Senate—Referred to Committee on Assessment and Taxation—SJ 252
 05/01/2017 Senate—Hearing: Wednesday, May 03, 2017, 09:30 AM Room 548-S
 03/27/2018 Senate—Committee Report recommending substitute bill be passed by Committee on Assessment and Taxation—SJ 1853
 04/07/2018 Senate—Committee of the Whole - Substitute bill be passed as amended—SJ 2063
 04/07/2018 Senate—Emergency Final Action - Passed as amended; Yea: 24 Nay: 16—SJ 2063
 04/26/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Johnson, Representative Phillips and Representative Sawyer as conferees—HJ 2896
 04/26/2018 Senate—Motion to accede adopted; Senator Tyson, Senator Kerschen and Senator Holland appointed as conferees—SJ 2107
 05/03/2018 Senate—Conference Committee Report agree to disagree adopted; Senator Tyson, Senator Kerschen and Senator Holland appointed as second conferees—SJ 2331
 05/03/2018 House—Conference committee report to agree to disagree adopted; Representative Johnson, Representative Phillips and Representative Sawyer appointed as Second conferees.—HJ 3119
 05/03/2018 Senate—Conference Committee Report was adopted; Yea: 21 Nay: 19—SJ 2409
 05/04/2018 House—Conference Committee Report not adopted; Yea: 59 Nay: 59—HJ 3278

H 2229 Bill by Taxation

Classification and taxation of certain oil and gas equipment and materials.

01/31/2017 House—Introduced—HJ 161

02/01/2017 House—Referred to Committee on Taxation—HJ 167
 05/04/2018 House—Died in Committee

H 2231 Bill by Taxation
Increasing rates of tax of cigarettes and tobacco products; establishing the cigarette and tobacco products cessation fund.

01/31/2017 House—Introduced—HJ 161
 02/01/2017 House—Referred to Committee on Taxation—HJ 167
 03/09/2018 House—Hearing: Thursday, March 15, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

H 2232 Bill by Children and Seniors
Electronic monitoring in adult care homes.

01/31/2017 House—Introduced—HJ 161
 02/01/2017 House—Referred to Committee on Children and Seniors—HJ 167
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 09:00 AM Room 218-N
 02/21/2017 House—Withdrawn from Committee on Children and Seniors; Referred to Committee on Appropriations—HJ 298
 02/22/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Children and Seniors—HJ 310
 03/16/2017 House—Committee Report recommending bill be passed as amended by Committee on Children and Seniors—HJ 455
 03/22/2017 House—Committee of the Whole - Be passed as amended—HJ 496
 03/23/2017 House—Final Action - Passed as amended; Yea: 124 Nay: 1—HJ 501
 03/23/2017 Senate—Received and Introduced—SJ 311
 03/24/2017 Senate—Referred to Committee on Public Health and Welfare—SJ 330
 01/11/2018 Senate—Hearing: Thursday, January 18, 2018, 09:30 AM Room 118-N
 02/09/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 1561
 02/14/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1581
 02/15/2018 Senate—Final Action - Passed as amended; Yea: 38 Nay: 0—SJ 1587
 03/14/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Davis, Representative Gallagher and Representative Ousley as conferees—HJ 2504
 03/14/2018 Senate—Motion to accede adopted; Senator V. Schmidt, Senator Bollier and Senator Kelly appointed as conferees—SJ 1703
 04/06/2018 House—Concurred with amendments in conference; Yea: 119 Nay: 0—HJ 2797
 04/26/2018 House—Enrolled and presented to Governor on Tuesday, April 10, 2018—HJ 2897
 04/26/2018 House—Approved by Governor on Monday, April 16, 2018—HJ 2860

H 2234 Bill by Judiciary
Setting a time in which infectious disease testing of certain offenders must take place.

01/31/2017 House—Introduced—HJ 161
 02/01/2017 House—Referred to Committee on Judiciary—HJ 167
 02/01/2017 House—Hearing: Tuesday, February 07, 2017, 03:30 PM Room 112-N
 02/13/2017 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 227
 02/17/2017 House—Committee of the Whole - Be passed as amended—HJ 266

02/20/2017 House—Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 285
 02/20/2017 Senate—Received and Introduced—SJ 180
 02/21/2017 Senate—Referred to Committee on Judiciary—SJ 185
 03/08/2017 Senate—Hearing: Thursday, March 16, 2017, 10:30 AM Room 346-S
 03/21/2017 Senate—Committee Report recommending bill be passed by Committee on
 Judiciary—SJ 298
 05/08/2017 Senate—Withdrawn from Calendar, Rereferred to Committee on Judiciary
 —SJ 620
 05/04/2018 Senate—Died in Senate Committee

H 2235 Bill by Taxation
Concerning Kansas sales and compensating use tax, administration and reporting requirements.

02/01/2017 House—Introduced—HJ 165
 02/02/2017 House—Referred to Committee on Taxation—HJ 170
 02/13/2017 House—Hearing: Tuesday, February 14, 2017, 03:30 PM Room 346-S
 03/29/2017 House—Committee Report recommending bill be passed as amended by
 Committee on Taxation—HJ 558
 04/03/2017 House—Committee of the Whole - Be passed as amended—HJ 585
 04/04/2017 House—Final Action - Passed as amended; Yea: 104 Nay: 21—HJ 596
 04/04/2017 Senate—Received and Introduced—SJ 440
 04/05/2017 Senate—Referred to Committee on Assessment and Taxation—SJ 472
 05/04/2018 Senate—Died in Senate Committee

H 2236 Bill by Transportation
Required training for certain motor carrier drivers and transportation network company drivers.

02/01/2017 House—Introduced
 02/02/2017 House—Referred to Committee on Transportation—HJ 170
 05/04/2018 House—Died in Committee

H 2237 Bill by Taxation
Concerning taxation; relating to income tax, rates, determination of income, tax credits; motor fuels tax, rates, trip permits, distribution; sales and compensating use tax, food and food ingredients.

02/01/2017 House—Introduced—HJ 166
 02/01/2017 House—Hearing: Tuesday, February 07, 2017, 03:30 PM Room 346-S
 02/02/2017 House—Referred to Committee on Taxation—HJ 170
 05/04/2018 House—Died in Committee

H 2238 Bill by Taxation
Sales tax exemption, farm production machinery and equipment.

02/01/2017 House—Introduced—HJ 166
 02/02/2017 House—Referred to Committee on Taxation—HJ 170
 05/04/2018 House—Died in Committee

H 2239 Bill by Judiciary
Allowing cities and counties to opt out of the scrap metal theft reduction act.

02/01/2017 House—Introduced—HJ 166
 02/02/2017 House—Referred to Committee on Judiciary—HJ 170
 02/14/2017 House—Withdrawn from Committee on Judiciary; Referred to Committee
 on Appropriations—HJ 232

02/16/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Judiciary—HJ 249
 05/04/2018 House—Died in Committee

H 2240 Bill by Judiciary

Enacting the crisis intervention act.

02/01/2017 House—Introduced—HJ 166
 02/02/2017 House—Referred to Committee on Judiciary—HJ 170
 02/08/2017 House—Hearing: Wednesday, February 15, 2017, 03:30 PM Room 112-N
 02/20/2017 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 287
 02/23/2017 House—Committee of the Whole - Be passed as amended—HJ 349
 02/23/2017 House—Emergency Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 351
 03/06/2017 Senate—Received and Introduced—SJ 215
 03/07/2017 Senate—Referred to Committee on Judiciary—SJ 217
 03/15/2017 Senate—Hearing: Wednesday, March 22, 2017, 10:30 AM Room 346-S
 03/24/2017 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 346
 05/08/2017 Senate—Withdrawn from Calendar, Rereferred to Committee on Judiciary—SJ 620
 05/04/2018 Senate—Died in Senate Committee

H 2241 Bill by Water and Environment

Creating the surface water protection fee and the irrigation water use fee and depositing such fees in the state water plan fund.

02/01/2017 House—Introduced—HJ 166
 02/02/2017 House—Referred to Committee on Water and Environment—HJ 170
 02/03/2017 House—Hearing: Tuesday, February 07, 2017, 09:00 AM Room 582-N
 02/15/2017 House—Withdrawn from Committee on Water and Environment; Referred to Committee on Taxation—HJ 240
 02/16/2017 House—Withdrawn from Committee on Taxation; Rereferred to Committee on Water and Environment—HJ 250
 05/04/2018 House—Died in Committee

H 2242 Bill by K-12 Education Budget

Enacting the classroom-based funding act.

02/01/2017 House—Introduced—HJ 166
 02/02/2017 House—Referred to Committee on K-12 Education Budget—HJ 170
 02/02/2017 House—Hearing: Tuesday, February 07, 2017, 01:30 PM Room 346-S
 02/14/2017 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 236
 02/15/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 240
 05/04/2018 House—Died in Committee

H 2243 Bill by Corrections and Juvenile Justice

Authorizing school security officers to use certain types of emergency safety interventions.

02/01/2017 House—Introduced—HJ 166
 02/02/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 170

- 02/02/2017 House—Hearing: Monday, February 06, 2017, 01:30 PM Room 152-S
05/04/2018 House—Died in Committee
- H 2244** Bill by Health and Human Services
Establishing the maternal mortality review committee.
02/01/2017 House—Introduced—HJ 166
02/02/2017 House—Referred to Committee on Health and Human Services—HJ 170
05/04/2018 House—Died in Committee
- H 2245** Bill by Representatives Highberger, Becker
**Attorney licensure and information; supreme court nominating commission;
judicial district nominating commissions.**
02/01/2017 House—Introduced—HJ 166
02/02/2017 House—Referred to Committee on Judiciary—HJ 170
02/08/2017 House—Hearing: Wednesday, February 15, 2017, 03:30 PM Room 112-N
05/04/2018 House—Died in Committee
- H 2246** Bill by Agriculture
Amendments to the Kansas noxious weed law.
02/01/2017 House—Introduced—HJ 168
02/02/2017 House—Referred to Committee on Agriculture—HJ 170
02/02/2017 House—Hearing: Tuesday, February 07, 2017, 03:30 PM Room 582-N
05/04/2018 House—Died in Committee
- H 2247** Bill by Local Government
Authorizing legal publications on internet websites.
02/02/2017 House—Introduced—HJ 169
02/03/2017 House—Referred to Committee on Local Government—HJ 177
02/08/2017 House—Hearing: Tuesday, February 14, 2017, 01:30 PM Room 281-N
05/04/2018 House—Died in Committee
- H 2248** Bill by Local Government
Homeowners associations subject to consumer protection act.
02/02/2017 House—Introduced—HJ 170
02/03/2017 House—Referred to Committee on Local Government—HJ 177
05/04/2018 House—Died in Committee
- H 2249** Bill by Commerce, Labor and Economic Development
**Eligibility for workers compensation death benefits for a child over the age of 18
enrolled in high school.**
02/02/2017 House—Introduced—HJ 170
02/03/2017 House—Referred to Committee on Commerce, Labor and Economic
Development—HJ 177
05/04/2018 House—Died in Committee
- H 2250** Bill by Taxation
**Relating to Taxation; income tax and non-wage business income; sales and
compensating use tax, rate on food and food ingredients; establishing the food
sales tax reduction fund.**
02/02/2017 House—Introduced—HJ 173
02/03/2017 House—Referred to Committee on Taxation—HJ 177
05/04/2018 House—Died in Committee

- H 2251** Bill by Representative Ousley
Election audits; voting machine requirements; time of canvass.
 02/02/2017 House—Introduced—HJ 173
 02/03/2017 House—Referred to Committee on Elections—HJ 177
 02/08/2017 House—Hearing: Monday, February 13, 2017, 01:30 PM Room 281-N
 05/04/2018 House—Died in Committee
- H 2252** Bill by Education
Amending the tax credit for low income students scholarship program act.
 02/02/2017 House—Introduced—HJ 173
 02/03/2017 House—Referred to Committee on Taxation—HJ 177
 02/07/2017 House—Withdrawn from Committee on Taxation; Referred to Committee on Education—HJ 194
 05/04/2018 House—Died in Committee
- H 2253** Bill by Health and Human Services
Requiring scoliosis screening for every student enrolled in a school district or accredited nonpublic school.
 02/02/2017 House—Introduced—HJ 173
 02/03/2017 House—Referred to Committee on Health and Human Services—HJ 177
 05/04/2018 House—Died in Committee
- H 2254** Bill by Health and Human Services
Relating to the practice of telehealth.
 02/02/2017 House—Introduced—HJ 173
 02/03/2017 House—Referred to Committee on Health and Human Services—HJ 177
 02/08/2017 House—Hearing: Monday, February 13, 2017, 01:30 PM Room 546-S
 05/04/2018 House—Died in Committee
- H 2255** Bill by Health and Human Services
Establishing certain requirements relating to health benefit plans that offer dental services.
 02/02/2017 House—Introduced—HJ 173
 02/03/2017 House—Referred to Committee on Health and Human Services—HJ 177
 05/04/2018 House—Died in Committee
- H 2256** Bill by Elections
Election offenses; electioneering crime changes.
 02/02/2017 House—Introduced—HJ 173
 02/03/2017 House—Referred to Committee on Elections—HJ 177
 02/08/2017 House—Hearing: Wednesday, February 15, 2017, 01:30 PM Room 281-N
 02/21/2017 House—Committee Report recommending bill be passed as amended by Committee on Elections—HJ 307
 02/23/2017 House—Committee of the Whole - Be passed as amended—HJ 349
 02/23/2017 House—Emergency Final Action - Passed as amended; Yea: 72 Nay: 52—HJ 355
 03/06/2017 Senate—Received and Introduced—SJ 215
 03/07/2017 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 217
 03/15/2017 Senate—Hearing: Wednesday, March 22, 2017, 09:30 AM Room 142-S
 03/24/2017 Senate—Committee Report recommending bill be passed as amended by Committee on Ethics, Elections and Local Government—SJ 334

05/08/2017 Senate—Withdrawn from Calendar, Rereferred to Committee on Ethics, Elections and Local Government—SJ 620
 01/17/2018 Senate—Hearing: Wednesday, January 24, 2018, 09:30 AM Room 142-S
 01/24/2018 Senate—Hearing: Wednesday, January 31, 2018, 09:30 AM Room 142-S
 02/05/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Ethics, Elections and Local Government—SJ 1538
 05/04/2018 Senate—Died on Senate General Orders

- H 2257** Bill by Veterans and Military
Substitute for HB 2257 by Committee on Veterans and Military - Adding an armed services occupation medal decal for distinctive military license plates.
 02/02/2017 House—Introduced—HJ 173
 02/03/2017 House—Referred to Committee on Veterans and Military—HJ 177
 02/06/2017 House—Hearing: Thursday, February 09, 2017, 09:00 AM Room 152-S
 02/16/2017 House—Committee Report recommending substitute bill be passed by Committee on Veterans and Military—HJ 261
 02/23/2017 House—Committee of the Whole - Substitute bill be passed as amended—HJ 349
 02/23/2017 House—Emergency Final Action - Substitute passed as amended; Yea: 124 Nay: 0—HJ 355
 03/06/2017 Senate—Received and Introduced—SJ 215
 03/07/2017 Senate—Referred to Committee on Transportation—SJ 217
 03/08/2017 Senate—Hearing: Thursday, March 16, 2017, 08:30 AM Room 546-S
 05/04/2018 Senate—Died in Senate Committee
- H 2258** Bill by Judiciary
Prohibiting mental examination of victim of sex offense.
 02/02/2017 House—Introduced—HJ 173
 02/03/2017 House—Referred to Committee on Judiciary—HJ 177
 02/08/2017 House—Hearing: Monday, February 13, 2017, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee
- H 2259** Bill by Judiciary
Allowing hearsay at preliminary hearings.
 02/02/2017 House—Introduced—HJ 173
 02/03/2017 House—Referred to Committee on Judiciary—HJ 177
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee
- H 2260** Bill by Judiciary
Allowing probation revocation without graduated sanctions for persons on probation due to downward departure.
 02/02/2017 House—Introduced—HJ 173
 02/03/2017 House—Referred to Committee on Judiciary—HJ 177
 02/08/2017 House—Hearing: Monday, February 13, 2017, 03:30 PM Room 112-N
 02/17/2017 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 277
 02/22/2017 House—Committee of the Whole - Be passed—HJ 320
 02/23/2017 House—Final Action - Passed; Yea: 125 Nay: 0—HJ 344
 02/23/2017 Senate—Received and Introduced—SJ 211
 03/06/2017 Senate—Referred to Committee on Judiciary—SJ 214
 03/15/2017 Senate—Hearing: Tuesday, March 21, 2017, 10:30 AM Room 346-S

05/04/2018 Senate—Died in Senate Committee

- H 2261** Bill by Representatives Corbet, Alcalá, Clark, Osterman, Phillips, Ruiz
Providing a sales tax exemption for certain veterans service organizations.
 02/02/2017 House—Introduced—HJ 174
 02/03/2017 House—Referred to Committee on Taxation—HJ 177
 03/08/2017 House—Hearing: Tuesday, March 14, 2017, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2262** Bill by Corrections and Juvenile Justice
Department of corrections requests for law enforcement assistance from jurisdictions outside the state of Kansas.
 02/02/2017 House—Introduced—HJ 174
 02/03/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 177
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 01:30 PM Room 152-S
 02/21/2017 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 307
 02/23/2017 House—Committee of the Whole - Be passed as amended—HJ 349
 02/23/2017 House—Emergency Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 353
 03/06/2017 Senate—Received and Introduced—SJ 215
 03/07/2017 Senate—Referred to Committee on Judiciary—SJ 217
 03/15/2017 Senate—Hearing: Tuesday, March 21, 2017, 10:30 AM Room 346-S
 05/04/2018 Senate—Died in Senate Committee
- H 2263** Bill by Corrections and Juvenile Justice
Authorizing the secretary of corrections to sell products to contractors and vendors of government entities.
 02/02/2017 House—Introduced—HJ 174
 02/03/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 177
 05/04/2018 House—Died in Committee
- H 2264** Bill by Corrections and Juvenile Justice
Substitute for HB 2264 by Committee on Corrections and Juvenile Justice - Clarifying criminal sentencing for certain persons subject to a mandatory minimum term of imprisonment.
 02/02/2017 House—Introduced—HJ 174
 02/03/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 177
 02/03/2017 House—Hearing: Wednesday, February 08, 2017, 01:30 PM Room 152-S
 02/15/2017 House—Withdrawn from Committee on Corrections and Juvenile Justice; Referred to Committee on Appropriations—HJ 240
 02/16/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Corrections and Juvenile Justice—HJ 249
 03/16/2017 House—Committee Report recommending substitute bill be passed by Committee on Corrections and Juvenile Justice—HJ 456
 05/04/2018 House—Died on Calendar
- H 2265** Bill by Corrections and Juvenile Justice
Amending the definition of a federal law enforcement officer.

- 02/02/2017 House—Introduced—HJ 174
 02/03/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 177
 05/04/2018 House—Died in Committee
- H 2266** Bill by Financial Institutions and Pensions
Allowing retirants who retire from two plans under KPERS to receive an additional lump-sum death benefit.
 02/02/2017 House—Introduced—HJ 174
 02/03/2017 House—Referred to Committee on Financial Institutions and Pensions—HJ 177
 02/08/2017 House—Hearing: Monday, February 13, 2017, 09:00 AM Room 281-N
 05/04/2018 House—Died in Committee
- H 2267** Bill by Financial Institutions and Pensions
Amending requirements for certain consumer loan transactions.
 02/02/2017 House—Introduced—HJ 174
 02/03/2017 House—Referred to Committee on Financial Institutions and Pensions—HJ 177
 02/22/2017 House—Withdrawn from Committee on Financial Institutions and Pensions; Referred to Committee on Federal and State Affairs—HJ 320
 05/04/2018 House—Died in Committee
- H 2268** Bill by Financial Institutions and Pensions
Modifying certain KPERS working after retirement provisions.
 02/02/2017 House—Introduced—HJ 174
 02/03/2017 House—Referred to Committee on Financial Institutions and Pensions—HJ 177
 02/08/2017 House—Hearing: Monday, February 13, 2017, 09:00 AM Room 281-N
 02/17/2017 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 267
 02/21/2017 House—Committee of the Whole - Be passed as amended—HJ 302
 02/22/2017 House—Final Action - Passed as amended; Yea: 116 Nay: 9—HJ 318
 02/22/2017 Senate—Received and Introduced—SJ 199
 02/23/2017 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 202
 03/09/2017 Senate—Hearing: Tuesday, March 14, 2017, 09:30 AM Room 546-S
 03/23/2017 Senate—Committee Report recommending bill be passed by Committee on Financial Institutions and Insurance—SJ 314
 05/08/2017 Senate—Withdrawn from Calendar, Rereferred to Committee on Financial Institutions and Insurance—SJ 620
 05/04/2018 Senate—Died in Senate Committee
- H 2269** Bill by Transportation
Increasing certificate of title fees on motor vehicles.
 02/03/2017 House—Introduced—HJ 177
 02/06/2017 House—Referred to Committee on Transportation—HJ 185
 05/04/2018 House—Died in Committee
- H 2270** Bill by K-12 Education Budget
Creating the education finance act.
 02/03/2017 House—Introduced—HJ 177

02/06/2017 House—Referred to Committee on K-12 Education Budget—HJ 185
 02/08/2017 House—Hearing: Wednesday, February 15, 2017, 01:30 PM Room 346-S
 02/14/2017 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 236
 02/15/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 240
 05/04/2018 House—Died in Committee

H 2271 Bill by Corrections and Juvenile Justice
Clarifying the criminal sentencing statute for a person with intellectual disability who is convicted of capital murder.
 02/03/2017 House—Introduced—HJ 181
 02/06/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 185
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 01:30 PM Room 152-S
 02/16/2017 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 258
 02/23/2017 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 356
 05/04/2018 House—Died in Committee

H 2272 Bill by Water and Environment
Substitute for HB 2272 by Committee on Water and Environment – Establishing the Kansas water authority science and research subcommittee.
 02/03/2017 House—Introduced—HJ 181
 02/06/2017 House—Referred to Committee on Water and Environment—HJ 185
 02/07/2017 House—Hearing: Thursday, February 09, 2017, 09:00 AM Room 582-N
 02/17/2017 House—Committee Report recommending substitute bill be passed by Committee on Water and Environment—HJ 279
 02/22/2017 House—Committee of the Whole - Substitute bill be passed—HJ 328
 02/23/2017 House—Final Action - Substitute passed; Yea: 77 Nay: 48—HJ 345
 02/23/2017 Senate—Received and Introduced—SJ 211
 03/06/2017 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 214
 05/04/2018 Senate—Died in Senate Committee

H 2273 Bill by Federal and State Affairs
Kansas no-call act; restrictions on use of automatic dialing-announcing devices.
 02/06/2017 House—Introduced—HJ 185
 02/07/2017 House—Referred to Committee on Federal and State Affairs—HJ 194
 02/22/2017 House—Hearing: Wednesday, March 08, 2017, 09:00 AM Room 346-S
 03/15/2017 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 421
 03/24/2017 House—Committee of the Whole - Be passed—HJ 517
 03/27/2017 House—Final Action - Passed; Yea: 121 Nay: 1—HJ 528
 03/27/2017 Senate—Received and Introduced—SJ 351
 03/28/2017 Senate—Referred to Committee on Utilities—SJ 358
 01/10/2018 Senate—Hearing: Thursday, January 18, 2018, 01:30 PM Room 548-S
 05/04/2018 Senate—Died in Senate Committee

H 2274 Bill by Federal and State Affairs
Authorizing the Kansas highway patrol to enter into a memorandum of agreement

with the department of homeland security concerning enforcement of immigration laws.

02/06/2017 House—Introduced—HJ 185
 02/07/2017 House—Referred to Committee on Federal and State Affairs—HJ 194
 05/04/2018 House—Died in Committee

H 2275 Bill by Federal and State Affairs

Prohibiting adoption of sanctuary policies by municipalities.

02/06/2017 House—Introduced—HJ 185
 02/07/2017 House—Referred to Committee on Federal and State Affairs—HJ 194
 05/04/2018 House—Died in Committee

H 2276 Bill by Federal and State Affairs

Amending statutes concerning dangerous regulated animals.

02/06/2017 House—Introduced—HJ 185
 02/07/2017 House—Referred to Committee on Federal and State Affairs—HJ 194
 03/15/2017 House—Hearing: Wednesday, March 22, 2017, 09:00 AM Room 346-S
 05/04/2018 House—Died in Committee

H 2279 Bill by Appropriations

Relating to disposition of failure to comply with traffic citation reinstatement fees and the judicial branch nonjudicial salary adjustment fund.

02/06/2017 House—Introduced—HJ 185
 02/07/2017 House—Referred to Committee on Appropriations—HJ 194
 02/08/2017 House—Hearing: Thursday, February 16, 2017, 09:00 AM Room 112-N
 03/21/2017 House—Committee Report recommending bill be passed as amended by Committee on Appropriations—HJ 484
 04/05/2017 House—Committee of the Whole - Be passed as amended—HJ 612
 04/06/2017 House—Final Action - Passed as amended; Yea: 72 Nay: 52—HJ 624
 04/06/2017 Senate—Received and Introduced—SJ 488
 04/07/2017 Senate—Referred to Committee on Ways and Means—SJ 500
 05/04/2018 Senate—Died in Senate Committee

H 2280 Bill by Representative Ward

Requiring approval of rules and regulations by the director of the budget and analysis of costs and any impact on business, and adding members to the state rules and regulations board and the joint committee on administrative rules and regulations..

02/06/2017 House—Introduced—HJ 185
 02/07/2017 House—Referred to Committee on Federal and State Affairs—HJ 194
 02/22/2017 House—Hearing: Thursday, March 09, 2017, 09:00 AM Room 346-S
 03/15/2017 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 421
 03/27/2017 House—Committee of the Whole - Be passed—HJ 530
 03/28/2017 House—Final Action - Passed; Yea: 122 Nay: 1—HJ 539
 03/28/2017 Senate—Received and Introduced—SJ 364
 03/29/2017 Senate—Referred to Committee on Ways and Means—SJ 369
 03/30/2017 Senate—Hearing: Tuesday, April 04, 2017, 09:00 AM Room 548-S
 05/02/2017 Senate—Committee Report recommending bill be passed as amended by Committee on Ways and Means—SJ 543
 05/15/2017 Senate—Committee of the Whole - Be passed as further amended—SJ 702
 05/16/2017 Senate—Final Action - Passed as amended; Yea: 32 Nay: 8—SJ 705

- 05/18/2017 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Barker, Representative Highland and Representative Ruiz as conferees—HJ 985
- 05/23/2017 Senate—Motion to accede adopted; Senator V. Schmidt, Senator Billinger and Senator Kelly appointed as conferees—SJ 733
- 06/03/2017 Senate—Conference Committee Report was adopted; Yea: 32 Nay: 5—SJ 838
- 04/06/2018 House—Conference Committee Report not adopted; Representative Barker, Representative Highland and Representative Ruiz appointed as second conferees—HJ 2797
- 04/06/2018 Senate—Motion to accede adopted; Senator Estes, Senator Olson and Senator Faust-Goudeau appointed as second conferees—SJ 2012
- 04/30/2018 House—Representative Highland and Representative Humphries are appointed to replace Representative Barker and Representative Highland on the Conference Committee—HJ 2938
- 05/02/2018 Senate—Conference Committee Report was adopted; Yea: 23 Nay: 11—SJ 2224
- 05/03/2018 House—Conference Committee Report was adopted; Yea: 98 Nay: 21—HJ 3100
- 05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018
- 05/04/2018 House—Approved by Governor on Friday, May 18, 2018

- H 2281** Bill by Transportation
Providing for the Kansas 4-H foundation distinctive license plate.
 02/06/2017 House—Introduced—HJ 185
 02/07/2017 House—Referred to Committee on Transportation—HJ 194
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 01:30 PM Room 582-N
 05/04/2018 House—Died in Committee
- H 2282** Bill by Commerce, Labor and Economic Development
Kansas liquor control act and retailer's licenses.
 02/06/2017 House—Introduced—HJ 189
 02/07/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 194
 02/07/2017 House—Hearing: (opponents) Tuesday, February 14, 2017, 01:30 PM Room 112-N
 02/07/2017 House—Hearing: (proponents) Monday, February 13, 2017, 01:30 PM Room 112-N
 02/16/2017 House—Withdrawn from Committee on Commerce, Labor and Economic Development; Referred to Committee on Appropriations—HJ 261
 04/03/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Commerce, Labor and Economic Development—HJ 578
 05/04/2018 House—Died in Committee
- H 2283** Bill by Taxation
Providing for state income taxation of retirement contributions by certain employees of the state board of regents.
 02/06/2017 House—Introduced—HJ 190
 02/06/2017 House—Hearing: Wednesday, February 08, 2017, 03:30 PM Room 346-S
 02/07/2017 House—Referred to Committee on Taxation—HJ 194
 05/04/2018 House—Died in Committee

- H 2284** Bill by Corrections and Juvenile Justice
Changing age ranges for crimes of unlawful possession of a visual depiction of a child and unlawful transmission of a visual depiction of a child.
 02/06/2017 House—Introduced—HJ 190
 02/07/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 194
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 01:30 PM Room 152-S
 05/04/2018 House—Died in Committee
- H 2285** Bill by Health and Human Services
Reimbursement to eligible providers for medicaid ground emergency medical transportation services.
 02/07/2017 House—Introduced—HJ 192
 02/08/2017 House—Referred to Committee on Health and Human Services—HJ 200
 05/04/2018 House—Died in Committee
- H 2286** Bill by Taxation
Income tax on corporations; increasing rate of normal tax to 5%.
 02/07/2017 House—Introduced—HJ 192
 02/08/2017 House—Referred to Committee on Taxation—HJ 200
 05/04/2018 House—Died in Committee
- H 2287** Bill by Taxation
Expanding the Kansas itemized deduction.
 02/07/2017 House—Introduced—HJ 193
 02/08/2017 House—Referred to Committee on Taxation—HJ 200
 05/04/2018 House—Died in Committee
- H 2288** Bill by K-12 Education Budget
Requiring school districts use generally accepted accounting principles.
 02/07/2017 House—Introduced—HJ 193
 02/08/2017 House—Referred to Committee on K-12 Education Budget—HJ 200
 02/15/2017 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 240
 02/16/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 250
 05/04/2018 House—Died in Committee
- H 2289** Bill by Financial Institutions and Pensions
Allowing certain time away from work or normal duties to be credited as participating service under KPERS and KP&F.
 02/07/2017 House—Introduced—HJ 193
 02/08/2017 House—Referred to Committee on Financial Institutions and Pensions—HJ 200
 02/08/2017 House—Hearing: Monday, February 13, 2017, 09:00 AM Room 281-N
 02/15/2017 House—Withdrawn from Committee on Financial Institutions and Pensions; Referred to Committee on Appropriations—HJ 240
 02/16/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Financial Institutions and Pensions—HJ 249
 03/14/2017 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 391
 03/22/2017 House—Committee of the Whole - Be passed as amended—HJ 496

03/23/2017 House—Final Action - Passed as amended; Yea: 124 Nay: 1—HJ 502
 03/23/2017 Senate—Received and Introduced—SJ 311
 03/24/2017 Senate—Referred to Committee on Financial Institutions and Insurance—
 SJ 330
 05/04/2018 Senate—Died in Senate Committee

- H 2290** Bill by Corrections and Juvenile Justice
Changing the age range for unlawful voluntary sexual relations.
 02/07/2017 House—Introduced—HJ 193
 02/08/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ
 200
 02/15/2017 House—Hearing: Monday, February 20, 2017, 01:30 PM Room 152-S
 05/04/2018 House—Died in Committee
- H 2291** Bill by Corrections and Juvenile Justice
**Providing for transfer of inmates in the custody of the secretary of corrections to
 custody of the sheriff for admission to a state psychiatric hospital.**
 02/07/2017 House—Introduced—HJ 193
 02/08/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ
 200
 02/09/2017 House—Hearing: Thursday, February 16, 2017, 01:30 PM Room 152-S
 05/04/2018 House—Died in Committee
- H 2292** Bill by Corrections and Juvenile Justice
Allowing felons to dispense alcohol in connection with employment.
 02/07/2017 House—Introduced—HJ 193
 02/08/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ
 200
 02/15/2017 House—Hearing: Monday, February 20, 2017, 01:30 PM Room 152-S
 05/04/2018 House—Died in Committee
- H 2293** Bill by Representatives Ousley, Gallagher, Bishop, Brim, Burroughs, Carlin,
 Carmichael, Crum, Finney, Gartner, Henderson, Highberger, Kessinger,
 Koesten, Kuether, Lusk, Lusker, Parker, Ruiz, Sawyer, Schreiber, Smith, A.,
 Stogsdill, Terrell, Trimmer, Weigel, Whipple, Wilson
**Amending the protection from abuse act and protection from stalking act to
 establish the protection from stalking and sexual assault act.**
 02/07/2017 House—Introduced—HJ 193
 02/08/2017 House—Referred to Committee on Judiciary—HJ 200
 05/04/2018 House—Died in Committee
- H 2294** Bill by Health and Human Services
**Requiring targeted case management for recipients of home and community based
 services.**
 02/07/2017 House—Introduced—HJ 193
 02/08/2017 House—Referred to Committee on Health and Human Services—HJ 200
 05/04/2018 House—Died in Committee
- H 2295** Bill by Health and Human Services
**Requiring that closed captioning be enabled on televisions in public areas of places
 of public accommodation.**
 02/07/2017 House—Introduced—HJ 193

- 02/08/2017 House—Referred to Committee on Health and Human Services—HJ 200
05/04/2018 House—Died in Committee
- H 2296** Bill by Health and Human Services
Merging the Kansas board of barbering and the Kansas state board of cosmetology into the Kansas board of barbering, cosmetology and body art.
02/07/2017 House—Introduced—HJ 193
02/08/2017 House—Referred to Committee on Health and Human Services—HJ 200
05/04/2018 House—Died in Committee
- H 2297** Bill by Health and Human Services
Pertaining to training requirements for certified nurse aides providing care in adult care homes.
02/07/2017 House—Introduced—HJ 193
02/08/2017 House—Referred to Committee on Health and Human Services—HJ 200
02/17/2017 House—Hearing: Monday, February 20, 2017, 01:30 PM Room 546-S
05/04/2018 House—Died in Committee
- H 2298** Bill by Health and Human Services
Increasing fee caps for the Kansas board of barbering.
02/07/2017 House—Introduced—HJ 194
02/08/2017 House—Referred to Committee on Health and Human Services—HJ 200
05/04/2018 House—Died in Committee
- H 2299** Bill by Health and Human Services
Establishing an independent home and community based services ombudsman.
02/07/2017 House—Introduced—HJ 194
02/08/2017 House—Referred to Committee on Health and Human Services—HJ 200
02/16/2017 House—Withdrawn from Committee on Health and Human Services;
Referred to Committee on Appropriations—HJ 261
02/20/2017 House—Withdrawn from Committee on Appropriations; Rereferred to
Committee on Health and Human Services—HJ 282
05/04/2018 House—Died in Committee
- H 2300** Bill by Health and Human Services
Enacting the Rx transparency act.
02/07/2017 House—Introduced—HJ 194
02/08/2017 House—Referred to Committee on Health and Human Services—HJ 200
05/04/2018 House—Died in Committee
- H 2302** Bill by Judiciary
Relating to the custody and disposition of cruelly treated animals.
02/07/2017 House—Introduced—HJ 194
02/08/2017 House—Referred to Committee on Judiciary—HJ 200
02/09/2017 House—Hearing: Tuesday, February 14, 2017, 03:30 PM Room 112-N
02/17/2017 House—Committee Report recommending bill be passed as amended by
Committee on Judiciary—HJ 277
02/22/2017 House—Committee of the Whole - Be passed as amended—HJ 328
02/23/2017 House—Final Action - Passed as amended; Yea: 124 Nay: 1—HJ 346
02/23/2017 Senate—Received and Introduced—SJ 211
03/06/2017 Senate—Referred to Committee on Judiciary—SJ 214
03/15/2017 Senate—Hearing: Tuesday, March 21, 2017, 10:30 AM Room 346-S

05/04/2018 Senate—Died in Senate Committee

H 2303 Bill by Elections

Candidate for president; certain criteria to have name on the ballot.

02/07/2017 House—Introduced—HJ 194

02/08/2017 House—Referred to Committee on Elections—HJ 200

05/04/2018 House—Died in Committee

H 2305 Bill by Higher Education Budget

Exempting Cleveland university-Kansas City from the Kansas private and out-of-state postsecondary educational institution act.

02/07/2017 House—Introduced—HJ 196

02/08/2017 House—Referred to Committee on Higher Education Budget—HJ 200

05/04/2018 House—Died in Committee

H 2306 Bill by Judiciary

Amending provisions concerning annual examinations, transitional release and conditional release of sexually violent predators.

02/07/2017 House—Introduced—HJ 196

02/08/2017 House—Referred to Committee on Judiciary—HJ 200

02/09/2017 House—Hearing: Tuesday, February 14, 2017, 03:30 PM Room 112-N

02/14/2017 House—Withdrawn from Committee on Judiciary; Referred to Committee on Appropriations—HJ 232

02/16/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Judiciary—HJ 249

02/22/2017 House—Hearing: Monday, March 06, 2017, 03:30 PM Room 112-N

03/23/2017 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 505

03/27/2017 House—Committee of the Whole - Be passed as amended—HJ 531

03/28/2017 House—Final Action - Passed as amended; Yea: 122 Nay: 1—HJ 540

03/28/2017 Senate—Received and Introduced—SJ 364

03/29/2017 Senate—Referred to Committee on Judiciary—SJ 369

05/04/2018 Senate—Died in Senate Committee

H 2307 Bill by Representatives Powell, Amberger, Awerkamp, Blex, Campbell, Carpenter, Corbet, DeGraaf, Dove, Eplee, Esau, Humphries, Jacobs, Jones, Karleskint, Lakin, Osterman, Patton, Proehl, Rafie, Schreiber, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Thompson, Vickrey, Weber, Whitmer

Withholding life-sustaining treatment from patients under 18 years of age.

02/08/2017 House—Introduced—HJ 199

02/09/2017 House—Referred to Committee on Federal and State Affairs—HJ 209

03/15/2017 House—Hearing: Tuesday, March 21, 2017, 09:00 AM Room 346-S

05/04/2018 House—Died in Committee

H 2308 Bill by Representative Houser

Suicide evaluation upon admission to certain treatment facilities.

02/08/2017 House—Introduced—HJ 199

02/09/2017 House—Referred to Committee on Federal and State Affairs—HJ 209

02/21/2018 House—Hearing: Tuesday, March 06, 2018, 09:00 AM Room 346-S

03/14/2018 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 2513

03/26/2018 House—Committee of the Whole - Be passed as amended—HJ 2653

03/27/2018 House—Motion to reconsider amendment by Representative Wheeler adopted. Upon reconsideration, motion to amend was rejected.—HJ 2667
 03/27/2018 House—Committee of the Whole - Be passed as amended—HJ 2667
 03/28/2018 House—Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 2677
 03/28/2018 Senate—Received and Introduced—SJ 1863
 03/29/2018 Senate—Referred to Committee on Public Health and Welfare—SJ 1864
 05/04/2018 Senate—Died in Senate Committee

- H 2309** Bill by Children and Seniors
Requiring certain records to become public records if a child in the custody of the secretary for children and families is sexually abused or suffers great bodily harm or death.
 02/08/2017 House—Introduced—HJ 199
 02/09/2017 House—Referred to Committee on Children and Seniors—HJ 209
 02/13/2017 House—Hearing: Thursday, February 16, 2017, 09:00 AM Room 218-N
 05/04/2018 House—Died in Committee
- H 2310** Bill by Elections
Municipal election changes; bond law clarification; other changes.
 02/08/2017 House—Introduced—HJ 199
 02/09/2017 House—Referred to Committee on Elections—HJ 209
 02/15/2017 House—Hearing: Monday, February 20, 2017, 01:30 PM Room 281-N
 05/04/2018 House—Died in Committee
- H 2311** Bill by Water and Environment
Maintenance requirements for streambank stabilization and water quality protection projects.
 02/08/2017 House—Introduced—HJ 199
 02/08/2017 House—Hearing: Tuesday, February 14, 2017, 09:00 AM Room 582-N
 02/09/2017 House—Referred to Committee on Water and Environment—HJ 209
 05/04/2018 House—Died in Committee
- H 2314** Bill by Taxation
Authorizing use of ad valorem taxes to pay for capital improvements within a redevelopment district encompassing a federal enclave; authorizing issuance of bonds.
 02/08/2017 House—Introduced—HJ 199
 02/09/2017 House—Referred to Committee on Taxation—HJ 209
 02/23/2017 House—Hearing: Monday, March 06, 2017, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2315** Bill by Taxation
Income tax, rates, modifications, credits; cigarettes and tobacco products, rates; alcoholic beverages, liquor enforcement, rates; business entities, filing fees.
 02/08/2017 House—Introduced—HJ 199
 02/09/2017 House—Referred to Committee on Taxation—HJ 209
 02/13/2017 House—Hearing: Thursday, February 16, 2017, 03:30 PM Room 346-S
 02/23/2017 House—Committee Report, be amended without recommendation by Committee on Taxation—HJ 356
 05/04/2018 House—Died on Calendar
- H 2316** Bill by Representative Ward

Enacting the Kansas working families pay raise act.

02/08/2017 House—Introduced—HJ 200

02/09/2017 House—Referred to Committee on Commerce, Labor and Economic
Development—HJ 209

05/04/2018 House—Died in Committee

H 2317 Bill by Representative Whipple**Requiring applicable OSHA training for workers working on high voltage electric transmission lines.**

02/08/2017 House—Introduced—HJ 200

02/09/2017 House—Referred to Committee on Energy, Utilities and
Telecommunications—HJ 209

05/04/2018 House—Died in Committee

H 2318 Bill by Representative Stogsdill**Creating the Kansas arts commission and transferring certain functions to it from the Kansas creative industries commission.**

02/08/2017 House—Introduced—HJ 204

02/09/2017 House—Referred to Committee on Commerce, Labor and Economic
Development—HJ 209

05/04/2018 House—Died in Committee

H 2319 Bill by Representatives Arnberger, Awerkamp, Blex, Cox, DeGraaf, Ellis, Esau, Garber, Highland, Huebert, Humphries, Jacobs, Landwehr, Osterman, Rafie, Rahjes, Vickrey, Weber, Williams**Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.**

02/08/2017 House—Introduced—HJ 204

02/09/2017 House—Referred to Committee on Federal and State Affairs—HJ 209

03/08/2017 House—Hearing: Tuesday, March 14, 2017, 09:00 AM Room 346-S

03/27/2017 House—Committee Report recommending bill be passed by Committee on
Federal and State Affairs—HJ 531

03/29/2017 House—Committee of the Whole - Be passed Yea: 85 Nay: 38—HJ 556

03/30/2017 House—Final Action - Passed; Yea: 87 Nay: 37—HJ 566

03/30/2017 Senate—Received and Introduced—SJ 412

04/03/2017 Senate—Referred to Committee on Federal and State Affairs—SJ 430

05/04/2018 Senate—Died in Senate Committee

H 2320 Bill by Judiciary**Clarifying who receives notice of request for disclosure of warrants.**

02/08/2017 House—Introduced—HJ 204

02/08/2017 House—Hearing: Thursday, February 16, 2017, 03:30 PM Room 112-N

02/09/2017 House—Referred to Committee on Judiciary—HJ 209

02/17/2017 House—Committee Report recommending bill be passed as amended by
Committee on Judiciary—HJ 277

02/22/2017 House—Committee of the Whole - Be passed as amended—HJ 329

02/23/2017 House—Final Action - Passed as amended; Yea: 125 Nay: 0—HJ 347

02/23/2017 Senate—Received and Introduced—SJ 211

03/06/2017 Senate—Referred to Committee on Judiciary—SJ 214

03/15/2017 Senate—Hearing: Monday, March 20, 2017, 10:30 AM Room 346-S

05/04/2018 Senate—Died in Senate Committee

- H 2321** Bill by Judiciary
Amending citizen grand jury petition sufficiency and right to appeal.
 02/08/2017 House—Introduced—HJ 204
 02/09/2017 House—Referred to Committee on Judiciary—HJ 209
 05/04/2018 House—Died in Committee
- H 2322** Bill by Representative Jones
Sales tax holiday for certain back-to-school items.
 02/08/2017 House—Introduced—HJ 204
 02/09/2017 House—Referred to Committee on Taxation—HJ 209
 05/04/2018 House—Died in Committee
- H 2323** Bill by Appropriations
Providing a post-retirement benefit increase (COLA) for certain retirants of KPERs.
 02/08/2017 House—Introduced—HJ 205
 02/09/2017 House—Referred to Committee on Appropriations—HJ 209
 05/04/2018 House—Died in Committee
- H 2324** Bill by Appropriations
School district finance and quality performance act of 2017.
 02/08/2017 House—Introduced—HJ 205
 02/09/2017 House—Referred to Committee on K-12 Education Budget—HJ 209
 02/13/2017 House—Hearing: Thursday, February 16, 2017, 01:30 PM Room 346-S
 02/14/2017 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 236
 02/15/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 240
 05/04/2018 House—Died in Committee
- H 2325** Bill by Taxation
Enacting the fair share act.
 02/08/2017 House—Introduced—HJ 205
 02/09/2017 House—Referred to Committee on Taxation—HJ 209
 05/04/2018 House—Died in Committee
- H 2326** Bill by Commerce, Labor and Economic Development
Employee wage deductions.
 02/09/2017 House—Introduced—HJ 208
 02/10/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 217
 02/17/2017 House—Withdrawn from Committee on Commerce, Labor and Economic Development; Referred to Committee on Appropriations—HJ 262
 02/20/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Commerce, Labor and Economic Development—HJ 282
 03/07/2017 House—Hearing: Monday, March 13, 2017, 01:30 PM Room 112-N
 05/04/2018 House—Died in Committee
- H 2327** Bill by Commerce, Labor and Economic Development
Restoring local control over wages, benefits and other labor-related matters by regulation and in public construction contracts.
 02/09/2017 House—Introduced—HJ 208

02/10/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 217
 05/04/2018 House—Died in Committee

H 2328 Bill by Commerce, Labor and Economic Development
Requiring accident prevention programs as a prerequisite to workers compensation insurance coverage unless declined by the covered employer.

02/09/2017 House—Introduced—HJ 208
 02/10/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 217
 05/04/2018 House—Died in Committee

H 2330 Bill by Commerce, Labor and Economic Development
Restoring local control over employee scheduling policies.

02/09/2017 House—Introduced—HJ 208
 02/10/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 217
 05/04/2018 House—Died in Committee

H 2331 Bill by Government, Technology and Security
Substitute for HB 2331 by Committee on Government, Technology and Security - Enacting the representative Jim Morrison cybersecurity act and establishing the Kansas information technology enterprise.

02/09/2017 House—Introduced—HJ 208
 02/10/2017 House—Referred to Committee on Government, Technology and Security—HJ 218
 02/14/2017 House—Hearing: Wednesday, February 15, 2017, 09:00 AM Room 218-N
 02/20/2017 House—Withdrawn from Committee on Government, Technology and Security; Referred to Committee on Appropriations—HJ 282
 02/21/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Government, Technology and Security—HJ 298
 03/15/2017 House—Committee Report recommending substitute bill be passed by Committee on Government, Technology and Security—HJ 421
 03/17/2017 House—Committee of the Whole - Substitute bill be passed as amended—HJ 463
 03/20/2017 House—Final Action - Substitute passed as amended; Yea: 90 Nay: 28—HJ 469
 03/20/2017 Senate—Received and Introduced—SJ 295
 03/22/2017 Senate—Referred to Committee on Ways and Means—SJ 301
 03/24/2017 Senate—Hearing and possible action: Monday, March 27, 2017, 10:30 AM Room 548-S
 03/07/2018 Senate—Hearing: Tuesday, March 13, 2018, 10:30 AM Room 548-S
 05/04/2018 Senate—Died in Senate Committee

H 2332 Bill by Government, Technology and Security
Substitute for HB 2332 by Committee on Government, Technology and Security - Revisions to membership of the information technology executive council.

02/09/2017 House—Introduced—HJ 208
 02/10/2017 House—Referred to Committee on Government, Technology and Security—HJ 218
 02/20/2017 House—Withdrawn from Committee on Government, Technology and Security; Referred to Committee on Appropriations—HJ 282

02/21/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Government, Technology and Security—HJ 298
 02/22/2017 House—Hearing: Monday, March 06, 2017, 09:00 AM Room 218-N
 02/15/2018 House—Committee Report recommending substitute bill be passed by Committee on Government, Technology and Security—HJ 2332
 03/01/2018 House—Committee of the Whole - Substitute bill be passed—HJ 2453
 03/05/2018 House—Final Action - Substitute passed; Yea: 115 Nay: 0—HJ 2458
 03/05/2018 Senate—Received and Introduced—SJ 1666
 03/06/2018 Senate—Referred to Committee on Ways and Means—SJ 1667
 03/19/2018 Senate—Hearing: Wednesday, March 21, 2018, 10:30 AM Room 548-S
 03/22/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Ways and Means—SJ 1800
 05/04/2018 Senate—Died on Senate General Orders

H 2333 Bill by Elections**Audits of election results; voting machine requirements; timing of the canvass.**

02/09/2017 House—Introduced—HJ 208
 02/10/2017 House—Referred to Committee on Elections—HJ 218
 02/10/2017 House—Hearing: Monday, February 13, 2017, 01:30 PM Room 281-N
 02/16/2017 House—Committee Report recommending bill be passed as amended by Committee on Elections—HJ 258
 02/21/2017 House—Committee of the Whole - Be passed as amended—HJ 308
 02/22/2017 House—Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 318
 02/22/2017 Senate—Received and Introduced—SJ 199
 02/23/2017 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 202
 03/08/2017 Senate—Hearing: Wednesday, March 15, 2017, 09:30 AM Room 142-S
 03/24/2017 Senate—Committee Report recommending bill be passed as amended by Committee on Ethics, Elections and Local Government—SJ 334
 05/08/2017 Senate—Withdrawn from Calendar, Rereferred to Committee on Ethics, Elections and Local Government—SJ 620
 01/17/2018 Senate—Hearing: Wednesday, January 24, 2018, 09:30 AM Room 142-S
 02/05/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Ethics, Elections and Local Government—SJ 1539
 05/04/2018 Senate—Died on Senate General Orders

H 2334 Bill by Elections**Gubernatorial elections; independent candidate; petition requirements.**

02/09/2017 House—Introduced—HJ 209
 02/10/2017 House—Referred to Committee on Elections—HJ 218
 05/04/2018 House—Died in Committee

H 2335 Bill by Judiciary**Removing limitation on punitive damages and sending a portion of award to the state general fund.**

02/09/2017 House—Introduced—HJ 209
 02/10/2017 House—Referred to Committee on Judiciary—HJ 218
 05/04/2018 House—Died in Committee

H 2336 Bill by Judiciary**Application of collateral source payments.**

02/09/2017 House—Introduced—HJ 209

02/10/2017 House—Referred to Committee on Judiciary—HJ 218
 05/04/2018 House—Died in Committee

- H 2337** Bill by Judiciary
Amending the Kansas false claims act, concerning medicaid-related fraud and abuse.
 02/09/2017 House—Introduced—HJ 209
 02/10/2017 House—Referred to Committee on Judiciary—HJ 218
 05/04/2018 House—Died in Committee
- H 2338** Bill by Corrections and Juvenile Justice
Making comment sessions of the prison review board private.
 02/09/2017 House—Introduced—HJ 209
 02/10/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 217
 02/15/2017 House—Hearing: Monday, February 20, 2017, 01:30 PM Room 152-S
 05/04/2018 House—Died in Committee
- H 2339** Bill by Federal and State Affairs
Exemption from criminal possession of a silencer.
 02/09/2017 House—Introduced—HJ 209
 02/10/2017 House—Referred to Committee on Federal and State Affairs—HJ 218
 05/04/2018 House—Died in Committee
- H 2340** Bill by Appropriations
Transferring actual SGF revenues in excess of the joint estimate of revenue to the budget stabilization fund and prescribing uses for moneys credited to such fund.
 02/09/2017 House—Introduced—HJ 209
 02/10/2017 House—Referred to Committee on Appropriations—HJ 217
 03/08/2017 House—Hearing: Thursday, March 16, 2017, 09:00 AM Room 112-N
 05/04/2018 House—Died in Committee
- H 2341** Bill by Taxation
Adding Cowley and Seward counties to the list of rural opportunity zones.
 02/09/2017 House—Introduced—HJ 209
 02/10/2017 House—Referred to Committee on Taxation—HJ 218
 02/15/2017 House—Hearing: Monday, February 20, 2017, 03:30 PM Room 346-S
 03/17/2017 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 464
 05/04/2018 House—Died on Calendar
- H 2342** Bill by Taxation
Permitting injured workers to choose their health care providers.
 02/09/2017 House—Introduced—HJ 209
 02/10/2017 House—Referred to Committee on Taxation—HJ 218
 05/04/2018 House—Died in Committee
- H 2343** Bill by Federal and State Affairs
Ensuring nondiscrimination of organ transplants on the basis of disability.
 02/09/2017 House—Introduced—HJ 215
 02/10/2017 House—Referred to Committee on Children and Seniors—HJ 217
 03/10/2017 House—Committee Report recommending bill be passed by Committee on

Children and Seniors—HJ 379

03/16/2017 House—Committee of the Whole - Be passed—HJ 448

03/17/2017 House—Final Action - Passed; Yea: 119 Nay: 0—HJ 460

03/20/2017 Senate—Received and Introduced—SJ 295

03/21/2017 Senate—Referred to Committee on Public Health and Welfare—SJ 297

01/10/2018 Senate—Hearing: Wednesday, January 17, 2018, 09:30 AM Room 118-N

01/17/2018 Senate—Committee Report recommending bill be passed by Committee on Public Health and Welfare—SJ 1495

02/08/2018 Senate—Committee of the Whole - Be passed—SJ 1556

02/08/2018 Senate—Emergency Final Action - Passed; Yea: 38 Nay: 0—SJ 1558

02/16/2018 House—Enrolled and presented to Governor on Friday, February 16, 2018—HJ 2350

02/28/2018 House—Approved by Governor on Thursday, February 22, 2018—HJ 2447

H 2344 Bill by K-12 Education Budget

Requiring the adoption of a local foundation budget by each school district and the levying of a property tax for the financing thereof.

02/10/2017 House—Introduced—HJ 216

02/13/2017 House—Referred to Committee on K-12 Education Budget—HJ 221

02/13/2017 House—Hearing: Friday, February 17, 2017, 01:30 PM Room 346-S

02/14/2017 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 236

02/15/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 240

05/04/2018 House—Died in Committee

H 2345 Bill by K-12 Education Budget

Authorizing school districts to adopt a local activities budget and levy property taxes for the finance thereof.

02/10/2017 House—Introduced—HJ 216

02/13/2017 House—Referred to Committee on K-12 Education Budget—HJ 221

02/13/2017 House—Hearing: Tuesday, February 14, 2017, 01:30 PM Room 346-S

02/15/2017 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 240

02/16/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 250

05/04/2018 House—Died in Committee

H 2346 Bill by K-12 Education Budget

Administration of school district finance by the state board of education.

02/10/2017 House—Introduced—HJ 216

02/13/2017 House—Referred to Committee on K-12 Education Budget—HJ 221

02/13/2017 House—Hearing: Friday, February 17, 2017, 01:30 PM Room 346-S

02/14/2017 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 236

02/15/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 240

05/04/2018 House—Died in Committee

H 2347 Bill by K-12 Education Budget

Creating the school district finance and student success act.

02/10/2017 House—Introduced—HJ 216

- 02/13/2017 House—Referred to Committee on K-12 Education Budget—HJ 221
 02/14/2017 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 236
 02/15/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 240
 02/15/2017 House—Hearing: Monday, February 20, 2017, 01:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2348** Bill by Health and Human Services
Kansas safe access act; use of cannabis for medical conditions.
 02/10/2017 House—Introduced—HJ 216
 02/13/2017 House—Referred to Committee on Health and Human Services—HJ 221
 05/04/2018 House—Died in Committee
- H 2349** Bill by General Government Budget
Recreating the Kansas arts commission as a separate commission.
 02/10/2017 House—Introduced—HJ 216
 02/13/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 221
 05/04/2018 House—Died in Committee
- H 2350** Bill by Judiciary
Clarifying method for calculating the spousal elective share.
 02/10/2017 House—Introduced—HJ 217
 02/13/2017 House—Referred to Committee on Judiciary—HJ 221
 01/17/2018 House—Hearing: Tuesday, January 23, 2018, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee
- H 2351** Bill by Financial Institutions and Pensions
Prohibiting state contracts with companies that are engaged in an anti-Israeli boycott.
 02/10/2017 House—Introduced—HJ 217
 02/13/2017 House—Referred to Committee on Financial Institutions and Pensions—HJ 221
 02/14/2017 House—Withdrawn from Committee on Financial Institutions and Pensions; Referred to Committee on Appropriations—HJ 232
 05/04/2018 House—Died in Committee
- H 2352** Bill by Corrections and Juvenile Justice
Limiting admissibility of impeachment evidence.
 02/10/2017 House—Introduced—HJ 217
 02/13/2017 House—Referred to Committee on Corrections and Juvenile Justice—HJ 221
 02/15/2017 House—Hearing: Monday, February 20, 2017, 01:30 PM Room 152-S
 05/04/2018 House—Died in Committee
- H 2354** Bill by Commerce, Labor and Economic Development
Fair share fees for labor organizations.
 02/10/2017 House—Introduced—HJ 217
 02/13/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 221
 05/04/2018 House—Died in Committee

- H 2355** Bill by Commerce, Labor and Economic Development
Requiring an affirmative acceptance by a consumer of charges by vendors offering goods or services over the internet before billing.
 02/10/2017 House—Introduced—HJ 217
 02/13/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 221
 02/17/2017 House—Withdrawn from Committee on Commerce, Labor and Economic Development; Referred to Committee on Appropriations—HJ 280
 05/04/2018 House—Died in Committee
- H 2357** Bill by Commerce, Labor and Economic Development
Enacting the agribusiness technology and entrepreneurship district act.
 02/10/2017 House—Introduced—HJ 217
 02/13/2017 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 221
 05/04/2018 House—Died in Committee
- H 2358** Bill by Elections
Elections; voter registration; voter identification; proof of citizenship deleted.
 02/10/2017 House—Introduced—HJ 217
 02/13/2017 House—Referred to Committee on Elections—HJ 221
 05/04/2018 House—Died in Committee
- H 2359** Bill by Government, Technology and Security
Senate Substitute for Substitute for HB 2359 by Committee on Ways and Means - Appropriations for FY 2018, FY 2019 and FY 2020 for various state agencies; capital improvement projects; omnibus appropriation act.
 02/10/2017 House—Introduced—HJ 217
 02/13/2017 House—Referred to Committee on Government, Technology and Security—HJ 221
 02/13/2017 House—Hearing: Wednesday, February 15, 2017, 09:00 AM Room 218-N
 02/20/2017 House—Withdrawn from Committee on Government, Technology and Security; Referred to Committee on Appropriations—HJ 282
 02/21/2017 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Government, Technology and Security—HJ 298
 02/15/2018 House—Committee Report recommending substitute bill be passed by Committee on Government, Technology and Security—HJ 2333
 03/01/2018 House—Committee of the Whole - Substitute bill be passed—HJ 2453
 03/05/2018 House—Final Action - Substitute passed; Yea: 115 Nay: 0—HJ 2459
 03/05/2018 Senate—Received and Introduced—SJ 1666
 03/06/2018 Senate—Referred to Committee on Ways and Means—SJ 1667
 03/19/2018 Senate—Hearing: Wednesday, March 21, 2018, 10:30 AM Room 548-S
 04/27/2018 Senate—Committee Report recommending substitute bill be passed by Committee on Ways and Means—SJ 2111
 04/30/2018 Senate—Committee of the Whole - Substitute bill be passed as amended—SJ 2114
 04/30/2018 Senate—Emergency Final Action - Passed as amended; Yea: 28 Nay: 12—SJ 2115
 04/30/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Waymaster, Representative Proehl and Representative Wolfe Moore as conferees—HJ 2955

04/30/2018 Senate—Motion to accede adopted; Senator McGinn, Senator Billinger and Senator Kelly appointed as conferees—SJ 2116
 05/04/2018 House—Died in Conference

H 2360 Bill by Appropriations
Establishing the division of the state employee health benefits plan in the department of administration.
 02/13/2017 House—Introduced—HJ 227
 02/14/2017 House—Referred to Committee on Appropriations—HJ 232
 03/23/2017 House—Withdrawn from Committee on Appropriations; Referred to Committee on General Government Budget—HJ 501
 03/24/2017 House—Hearing: Friday, March 24, 2017, 01:30 PM Room 218-N
 03/27/2017 House—Committee Report recommending bill be passed by Committee on General Government Budget—HJ 531
 03/30/2017 House—Committee of the Whole - Be passed—HJ 572
 04/03/2017 House—Final Action - Passed; Yea: 99 Nay: 26—HJ 584
 04/04/2017 Senate—Received and Introduced—SJ 434
 04/05/2017 Senate—Referred to Committee on Ways and Means—SJ 472
 05/04/2018 Senate—Died in Senate Committee

H 2361 Bill by Appropriations
Transferring administration of the state workers compensation self-insurance fund to the department of administration.
 02/13/2017 House—Introduced—HJ 227
 02/14/2017 House—Referred to Committee on Appropriations—HJ 232
 03/23/2017 House—Withdrawn from Committee on Appropriations; Referred to Committee on General Government Budget—HJ 501
 03/23/2017 House—Hearing: Friday, March 24, 2017, 01:30 PM Room 218-N
 01/22/2018 House—Committee Report recommending bill be passed as amended by Committee on General Government Budget—HJ 2164
 02/20/2018 House—Committee of the Whole - Be passed as amended—HJ 2369
 02/21/2018 House—Final Action - Passed as amended; Yea: 119 Nay: 3—HJ 2384
 02/21/2018 Senate—Received and Introduced—SJ 1640
 02/22/2018 Senate—Referred to Committee on Ways and Means—SJ 1642
 05/04/2018 Senate—Died in Senate Committee

H 2362 Bill by Appropriations
Establishing the alcoholic beverage control modernization fee.
 02/13/2017 House—Introduced—HJ 227
 02/14/2017 House—Referred to Committee on Appropriations—HJ 232
 03/08/2017 House—Hearing: Wednesday, March 15, 2017, 09:00 AM Room 112-N
 03/22/2017 House—Committee Report recommending bill be passed as amended by Committee on Appropriations—HJ 496
 03/29/2017 House—Committee of the Whole - Be passed as amended—HJ 556
 03/30/2017 House—Final Action - Passed as amended; Yea: 96 Nay: 28—HJ 568
 03/30/2017 Senate—Received and Introduced—SJ 412
 04/03/2017 Senate—Referred to Committee on Federal and State Affairs—SJ 430
 01/24/2018 Senate—Hearing: Tuesday, January 30, 2018, 10:30 AM Room 144-S
 02/02/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—SJ 1536
 02/20/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1605

02/21/2018 Senate—Final Action - Passed as amended; Yea: 37 Nay: 3—SJ 1621
 03/09/2018 House—Concurred with amendments; Yea: 111 Nay: 10—HJ 2482
 03/16/2018 House—Enrolled and presented to Governor on Friday, March 16, 2018—
 HJ 2536
 03/20/2018 House—Approved by Governor on Tuesday, March 20, 2018—HJ 2544

H 2363 Bill by Appropriations

Authorizing the department of administration to sell specified surplus state property on behalf of various state agencies.

02/13/2017 House—Introduced—HJ 227
 02/14/2017 House—Referred to Committee on Appropriations—HJ 232
 05/04/2018 House—Died in Committee

H 2364 Bill by Appropriations

Substitute for HB 2364 by Committee on Appropriations - Appropriations for FY 2017, FY 2018, FY 2019 and FY 2020 for various state agencies.

02/13/2017 House—Introduced—HJ 228
 02/14/2017 House—Referred to Committee on Appropriations—HJ 232
 03/15/2017 House—Hearing: Monday, March 20, 2017, 09:00 AM Room 112-N
 03/28/2017 House—Hearing: Tuesday, March 28, 2017, 09:00 AM Room 112-N
 04/03/2017 House—Committee Report recommending substitute bill be passed by
 Committee on Appropriations—HJ 586
 05/04/2018 House—Died on Calendar

H 2365 Bill by Appropriations

Substitute for HB 2365 by Committee on Appropriations - Appropriations for FY 2018, FY 2019, FY 2020, FY 2021, FY 2022, FY 2023 and FY 2024 for various state agencies; capital improvement projects; claims against the state; omnibus appropriation act.

02/13/2017 House—Introduced—HJ 228
 02/14/2017 House—Referred to Committee on Appropriations—HJ 232
 03/15/2017 House—Hearing: Monday, March 20, 2017, 09:00 AM Room 112-N
 04/26/2018 House—Committee Report recommending substitute bill be passed by
 Committee on Appropriations—HJ 2896
 04/27/2018 House—Duplicate amendment by Representative Swanson allowed by
 unanimous consent under House Rule 2109.—HJ 2908
 04/27/2018 House—Committee of the Whole - Substitute bill be passed as amended—
 HJ 2909
 04/28/2018 House—Final Action - Substitute passed as amended; Yea: 92 Nay: 24—HJ
 2913
 04/28/2018 Senate—Received and Introduced—SJ 2112
 04/30/2018 Senate—Referred to Committee on Ways and Means—SJ 2114
 05/04/2018 Senate—Died in Senate Committee

H 2366 Bill by Federal and State Affairs

Amending the beer and cereal malt beverage keg registration act to include hard cider.

02/14/2017 House—Introduced—HJ 231
 02/15/2017 House—Referred to Committee on Federal and State Affairs—HJ 240
 03/08/2017 House—Hearing: Wednesday, March 15, 2017, 09:00 AM Room 346-S
 05/04/2018 House—Died in Committee

- H 2367** Bill by Taxation
Concerning valuation of property for taxation; duties of county appraiser; appeals.
 02/17/2017 House—Introduced—HJ 280
 02/20/2017 House—Referred to Committee on Taxation—HJ 282
 02/07/2018 House—Hearing: Monday, February 12, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2368** Bill by Taxation
Allowing a deduction for business entities that create new jobs.
 02/17/2017 House—Introduced—HJ 280
 02/20/2017 House—Referred to Committee on Taxation—HJ 282
 03/09/2017 House—Hearing: Monday, March 13, 2017, 03:30 PM Room 346-S
 03/14/2017 House—Hearing: Wednesday, March 15, 2017, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2369** Bill by Taxation
Reducing the sales and compensating use tax rate of food and food ingredients.
 02/21/2017 House—Introduced—HJ 297
 02/22/2017 House—Referred to Committee on Taxation—HJ 310
 05/04/2018 House—Died in Committee
- H 2370** Bill by Taxation
Concerning income taxation; relating to determination of Kansas adjusted gross income, rates, itemized deductions.
 02/21/2017 House—Introduced—HJ 297
 02/22/2017 House—Referred to Committee on Taxation—HJ 310
 02/23/2017 House—Committee Report recommending bill be passed by Committee on Taxation—HJ 356
 05/04/2018 House—Died on Calendar
- H 2371** Bill by Taxation
Income tax credit for expenses paid for household and dependent care services necessary for gainful employment.
 02/22/2017 House—Introduced—HJ 320
 02/23/2017 House—Referred to Committee on Taxation—HJ 336
 05/04/2018 House—Died in Committee
- H 2372** Bill by Taxation
Providing homestead property tax refunds for renters.
 02/22/2017 House—Introduced—HJ 320
 02/23/2017 House—Referred to Committee on Taxation—HJ 336
 05/04/2018 House—Died in Committee
- H 2373** Bill by Taxation
Enacting the food sales tax refund and sunseting the tax credit for food purchased in this state.
 02/22/2017 House—Introduced—HJ 320
 02/23/2017 House—Referred to Committee on Taxation—HJ 336
 05/04/2018 House—Died in Committee
- H 2374** Bill by Taxation
Expanding the tax credit for low income students scholarship program.

02/23/2017 House—Introduced—HJ 356
 03/06/2017 House—Referred to Committee on K-12 Education Budget—HJ 360
 03/21/2017 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Education—HJ 473
 03/22/2017 House—Hearing and possible action: Thursday, March 23, 2017, 04:00 PM Room 546-S
 05/04/2018 House—Died in Committee

- H 2375** Bill by Appropriations
Department of commerce appropriations for fiscal years 2018 and 2019 for the rural opportunity zones program.
 03/06/2017 House—Introduced—HJ 359
 03/07/2017 House—Referred to Committee on Appropriations—HJ 363
 03/15/2017 House—Hearing: Monday, March 20, 2017, 09:00 AM Room 112-N
 05/04/2018 House—Died in Committee
- H 2376** Bill by Taxation
Property tax lid; requiring cities and counties to publish notice of budget increase; election requirements.
 03/06/2017 House—Introduced—HJ 359
 03/07/2017 House—Referred to Committee on Taxation—HJ 363
 03/08/2017 House—Hearing: Thursday, March 16, 2017, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2377** Bill by Taxation
Repealing the nonwage business income deduction.
 03/06/2017 House—Introduced—HJ 359
 03/07/2017 House—Referred to Committee on Taxation—HJ 363
 05/04/2018 House—Died in Committee
- H 2378** Bill by Taxation
Concerning income taxation; relating to determination of Kansas adjusted gross income, rates, itemized deductions.
 03/06/2017 House—Introduced—HJ 359
 03/07/2017 House—Referred to Committee on Taxation—HJ 363
 05/04/2018 House—Died in Committee
- H 2379** Bill by Appropriations
Requiring school district expenditure reporting under the Kansas uniform financial accounting and reporting act.
 03/07/2017 House—Introduced—HJ 365
 03/08/2017 House—Referred to Committee on K-12 Education Budget—HJ 366
 03/14/2017 House—Hearing: Wednesday, March 15, 2017, 01:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2380** Bill by Taxation
Senate Substitute for HB 2380 by Committee on Assessment and Taxation - Creating the property tax review study commission.
 03/08/2017 House—Introduced—HJ 368
 03/09/2017 House—Referred to Committee on Taxation—HJ 374
 03/09/2017 House—Hearing: Monday, March 13, 2017, 03:30 PM Room 346-S
 05/03/2017 House—Committee Report recommending bill be passed by Committee on

Taxation—HJ 762

05/12/2017 House—Committee of the Whole - Amendment by Representative Whitmer was rejected Yea: 55 Nay: 65—HJ 882

05/12/2017 House—Committee of the Whole - Representative Miller requested the motion to amend by Representative Williams be divided. The amendment was ruled divisible and divided into 2 parts—HJ 928

05/12/2017 House—Committee of the Whole - Williams Amendment Part A Adopted. Yea: 63 Nay: 56—HJ 928

05/12/2017 House—Committee of the Whole - Williams Amendment Part B Adopted. Yea: 117 Nay: 3—HJ 932

05/12/2017 House—Committee of the Whole - Amendment by Representative Whipple was rejected Yea: 60 Nay: 61—HJ 946

05/12/2017 House—Committee of the Whole - Amendment by Representative Pittman was adopted Yea: 68 Nay: 52—HJ 946

05/12/2017 House—Committee of the Whole - Be passed as amended—HJ 947

05/15/2017 House—Final Action - Passed as amended; Yea: 78 Nay: 42—HJ 950

05/15/2017 Senate—Received and Introduced—SJ 702

05/16/2017 Senate—Referred to Committee on Assessment and Taxation—SJ 703

05/16/2017 Senate—Hearing: Wednesday, May 17, 2017, 09:00 AM Room 142-S

05/17/2017 Senate—Hearing continuation: Thursday, May 18, 2017, 09:00 AM Room 142-S

04/07/2018 Senate—Committee Report recommending substitute bill be passed by Committee on Assessment and Taxation—SJ 2060

05/04/2018 Senate—Died on Senate General Orders

H 2381 Bill by Taxation

Providing a sales tax exemption for the land institute.

03/08/2017 House—Introduced—HJ 369

03/09/2017 House—Referred to Committee on Taxation—HJ 374

03/09/2017 House—Hearing: Tuesday, March 14, 2017, 03:30 PM Room 346-S

05/04/2018 House—Died in Committee

H 2382 Bill by Taxation

Providing for a \$.11 increase in motor fuel taxes; trip permits; distribution of revenues.

03/08/2017 House—Introduced—HJ 369

03/09/2017 House—Referred to Committee on Taxation—HJ 374

03/23/2017 House—Hearing: Thursday, March 23, 2017, 03:30 PM Room 582-N

05/04/2018 House—Died in Committee

H 2383 Bill by Appropriations

Providing pay increases for public employees based on increase in tax revenue.

03/09/2017 House—Introduced—HJ 374

03/10/2017 House—Referred to Committee on Appropriations—HJ 378

05/04/2018 House—Died in Committee

H 2384 Bill by Taxation

Imposing sales tax on certain services.

03/09/2017 House—Introduced—HJ 374

03/10/2017 House—Referred to Committee on Taxation—HJ 378

03/15/2017 House—Hearing: Tuesday, March 21, 2017, 03:30 PM Room 346-S

05/04/2018 House—Died in Committee

- H 2385** Bill by Taxation
Providing for a 3.9% tax rate for all individuals and repealing future formulaic rate cuts.
 03/09/2017 House—Introduced—HJ 374
 03/10/2017 House—Referred to Committee on Taxation—HJ 378
 03/15/2017 House—Hearing: Monday, March 20, 2017, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2386** Bill by Federal and State Affairs
Senate Substitute for Senate Substitute for HB 2386 by Committee on Federal and State Affairs – Amendments regarding the licensure of professional occupations; licensure, employment and background checks for employees of adult care homes, home health aides and providers of disability services; designating Kansas commission on veterans affairs office employees as safety sensitive positions subject to drug screening.
 03/09/2017 House—Introduced—HJ 374
 03/10/2017 House—Referred to Committee on Federal and State Affairs—HJ 378
 03/10/2017 House—Hearing: Thursday, March 16, 2017, 09:00 AM Room 346-S
 03/17/2017 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 463
 03/27/2017 House—Committee of the Whole - Be passed—HJ 530
 03/28/2017 House—Final Action - Passed; Yea: 115 Nay: 8—HJ 540
 03/28/2017 Senate—Received and Introduced—SJ 364
 03/29/2017 Senate—Referred to Committee on Federal and State Affairs—SJ 369
 05/02/2017 Senate—Hearing: Thursday, May 04, 2017, 09:00 AM Room 152-S - Note room and time change
 05/08/2017 Senate—Committee Report recommending substitute bill be passed by Committee on Federal and State Affairs—SJ 623
 01/11/2018 Senate—Withdrawn from Calendar, Rereferred to Committee on Federal and State Affairs—SJ 1484
 03/22/2018 Senate—Committee Report recommending substitute bill be passed by Committee on Federal and State Affairs—SJ 1789
 03/27/2018 Senate—Committee of the Whole - Substitute bill be passed as amended—SJ 1853
 03/28/2018 Senate—Final Action - Substitute passed as amended; Yea: 40 Nay: 0—SJ 1857
 03/29/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Barker, Representative Highland and Representative Ruiz as conferees—HJ 2705
 03/29/2018 Senate—Motion to accede adopted; Senator Estes, Senator Olson and Senator Faust-Goudeau appointed as conferees—SJ 1934
 04/07/2018 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 2020
 04/26/2018 House—Substitute motion to not adopt and appoint a conference committee failed—HJ 2872
 04/26/2018 House—Conference Committee Report was adopted; Yea: 108 Nay: 11—HJ 2872
 05/01/2018 House—Enrolled and presented to Governor on Tuesday, May 01, 2018—HJ 3009
 05/04/2018 House—Approved by Governor on Thursday, May 10, 2018

- H 2388** Bill by Appropriations
Authorizing the sale of certain Kansas lottery revenues.
 03/13/2017 House—Introduced—HJ 382
 03/14/2017 House—Referred to Committee on Appropriations—HJ 385
 05/04/2018 House—Died in Committee
- H 2389** Bill by Federal and State Affairs
Amendments to the Kansas amusement ride act.
 03/14/2017 House—Introduced—HJ 385
 03/15/2017 House—Referred to Committee on Federal and State Affairs—HJ 416
 03/15/2017 House—Hearing: Thursday, March 23, 2017, 09:00 AM Room 346-S
 03/15/2017 House—Hearing: Friday, March 24, 2017, 09:00 AM Room 346-S
 05/04/2018 House—Died in Committee
- H 2390** Bill by Taxation
Taxing sales of certain gym memberships.
 03/14/2017 House—Introduced—HJ 413
 03/15/2017 House—Referred to Committee on Taxation—HJ 416
 05/04/2018 House—Died in Committee
- H 2391** Bill by Federal and State Affairs
Concerning driving under the influence and other driving offenses; use of ignition interlock devices; expungement of convictions and diversions.
 03/15/2017 House—Introduced—HJ 416
 03/16/2017 House—Referred to Committee on Federal and State Affairs—HJ 446
 03/20/2017 House—Withdrawn from Committee on Federal and State Affairs; Referred to Committee on Judiciary—HJ 468
 03/20/2017 House—Hearing: Tuesday, March 21, 2017, 03:30 PM Room 112-N
 03/24/2017 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 519
 03/29/2017 House—Committee of the Whole - Be passed—HJ 554
 03/30/2017 House—Final Action - Passed; Yea: 123 Nay: 1—HJ 568
 03/30/2017 Senate—Received and Introduced—SJ 412
 04/03/2017 Senate—Referred to Committee on Judiciary—SJ 430
 05/04/2018 Senate—Died in Senate Committee
- H 2392** Bill by Appropriations
Repealing the local government infrastructure improvement projects loan program; abolishing the Kansas partnership fund.
 03/15/2017 House—Introduced—HJ 422
 03/16/2017 House—Referred to Committee on Appropriations—HJ 446
 05/04/2018 House—Died in Committee
- H 2393** Bill by Appropriations
Hazardous materials endorsement for commercial driver's licenses; transportation security administration security screening process; abolishing the hazmat fee fund.
 03/15/2017 House—Introduced—HJ 422
 03/16/2017 House—Referred to Committee on Appropriations—HJ 446
 05/04/2018 House—Died in Committee
- H 2394** Bill by Appropriations

Abolishing the judiciary technology fund, access to justice fund, KAN-ED fund and ROTC service scholarship program fund; credits, transfers and liabilities.

03/15/2017 House—Introduced—HJ 422

03/16/2017 House—Referred to Committee on Appropriations—HJ 446

05/04/2018 House—Died in Committee

H 2395 Bill by Taxation

Substitute for HB2395 by Committee on Taxation - Concerning taxation; income tax rates, determination of Kansas adjusted gross income and deductions; sales and use tax, rate on sales of food and food ingredients.

03/15/2017 House—Introduced—HJ 422

03/15/2017 House—Hearing: Monday, March 20, 2017, 03:30 PM Room 346-S

03/16/2017 House—Referred to Committee on Taxation—HJ 446

03/30/2017 House—Committee Report recommending substitute bill be passed by Committee on Taxation—HJ 573

05/04/2018 House—Died on Calendar

H 2396 Bill by Taxation

Allowing a tax credit for certain medical professionals who establish domicile in a rural opportunity zone.

03/16/2017 House—Introduced—HJ 457

03/17/2017 House—Referred to Committee on Taxation—HJ 459

05/04/2018 House—Died in Committee

H 2397 Bill by Federal and State Affairs

Creating an unconscionable act or practice under the Kansas consumer protection act for people who engage in the unauthorized practice of law.

03/16/2017 House—Introduced—HJ 457

03/16/2017 House—Hearing: Monday, March 20, 2017, 03:30 PM Room 112-N

03/17/2017 House—Referred to Committee on Judiciary—HJ 459

05/04/2018 House—Died in Committee

H 2398 Bill by Federal and State Affairs

Substitute for HB 2398 by Committee on Federal and State Affairs - Roads and highways; traffic-control devices maintained by counties and townships.

03/16/2017 House—Introduced—HJ 457

03/17/2017 House—Referred to Committee on Federal and State Affairs—HJ 459

03/28/2017 House—Hearing: Wednesday, March 29, 2017, 08:00 AM Room 346-S

03/29/2017 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 558

04/03/2017 House—Withdrawn from Calendar, Rereferred to Committee on Federal and State Affairs—HJ 578

03/19/2018 House—Committee Report recommending substitute bill be passed by Committee on Federal and State Affairs—HJ 2542

03/27/2018 House—Committee of the Whole - Substitute bill be passed—HJ 2660

03/28/2018 House—Final Action - Substitute passed; Yea: 124 Nay: 0—HJ 2677

03/28/2018 Senate—Received and Introduced—SJ 1863

03/29/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1864

03/29/2018 Senate—Hearing and possible action: Monday, April 02, 2018, 09:00 AM Room 144-S

04/03/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—SJ 1957

05/04/2018 Senate—Died on Senate General Orders

- H 2399** Bill by Taxation
Providing a tax credit for certain child and dependent care expenses.
 03/17/2017 House—Introduced—HJ 459
 03/20/2017 House—Referred to Committee on Taxation—HJ 467
 03/30/2017 House—Hearing: Monday, April 03, 2017, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2400** Bill by Taxation
Requiring certain remote sellers to collect Kansas sales tax.
 03/17/2017 House—Introduced—HJ 459
 03/17/2017 House—Hearing: Wednesday, March 22, 2017, 03:30 PM Room 346-S
 03/20/2017 House—Referred to Committee on Taxation—HJ 467
 03/29/2017 House—Committee Report recommending bill be passed as amended by
 Committee on Taxation—HJ 558
 05/04/2018 House—Died on Calendar
- H 2401** Bill by Federal and State Affairs
Prohibiting use of union dues for partisan or political purposes.
 03/17/2017 House—Introduced—HJ 459
 03/20/2017 House—Referred to Committee on Federal and State Affairs—HJ 467
 05/04/2018 House—Died in Committee
- H 2402** Bill by Appropriations
**Debt set off; allowing the director of accounts and reports to enter into an
 agreement with third party vendors to assist in collecting debts against the
 state.**
 03/17/2017 House—Introduced—HJ 465
 03/20/2017 House—Referred to Committee on Appropriations—HJ 467
 01/24/2018 House—Hearing: Wednesday, January 31, 2018, 09:00 AM Room 112-N
 05/04/2018 House—Died in Committee
- H 2403** Bill by Appropriations
**Reinstating the enterprise zone program as an option in lieu of participation in the
 rural opportunity zone program for counties designated as rural opportunity
 zones.**
 03/17/2017 House—Introduced—HJ 465
 03/17/2017 House—Hearing: Monday, March 20, 2017, 09:00 AM Room 112-N
 03/20/2017 House—Referred to Committee on Appropriations—HJ 467
 03/20/2017 House—Hearing: Monday, March 20, 2017, 09:00 AM Room 112-N
 05/04/2018 House—Died in Committee
- H 2404** Bill by Federal and State Affairs
Rehabilitation of abandoned property by cities.
 03/17/2017 House—Introduced—HJ 465
 03/20/2017 House—Referred to Committee on Local Government—HJ 467
 03/20/2017 House—Hearing: Thursday, March 23, 2017, 01:30 PM Room 281-N
 05/04/2018 House—Died in Committee
- H 2405** Bill by Appropriations
Concerning funding for the senior care act and redeemable beverage containers.
 03/20/2017 House—Introduced—HJ 467

03/21/2017 House—Referred to Committee on Appropriations—HJ 473
 05/04/2018 House—Died in Committee

H 2406 Bill by Taxation

Repealing property tax exemption for certain pipeline property.

03/21/2017 House—Introduced—HJ 473
 03/22/2017 House—Referred to Committee on Taxation—HJ 489
 03/30/2017 House—Hearing: Tuesday, April 04, 2017, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

H 2408 Bill by Taxation

**Senate Substitute for HB 2408 by Committee on Assessment and Taxation –
 Providing a sales tax exemption for midland care connection, inc., Harry
 Hynes memorial hospice, inc. and hospice of the prairie, inc.**

03/22/2017 House—Introduced—HJ 497
 03/23/2017 House—Referred to Committee on Taxation—HJ 501
 03/27/2017 House—Hearing: Tuesday, March 28, 2017, 03:30 PM Room 346-S
 03/30/2017 House—Committee Report recommending bill be passed by Committee on
 Taxation—HJ 573
 04/04/2017 House—Committee of the Whole - Be passed—HJ 599
 04/05/2017 House—Final Action - Passed; Yea: 124 Nay: 1—HJ 611
 04/05/2017 Senate—Received and Introduced—SJ 484
 04/06/2017 Senate—Referred to Committee on Assessment and Taxation—SJ 488
 03/23/2018 Senate—Committee Report recommending substitute bill be passed by
 Committee on Assessment and Taxation—SJ 1803
 05/04/2018 Senate—Died on Senate General Orders

H 2410 Bill by Appropriations

**Substitute for HB 2410 by Committee on K-12 Education Budget - Creating the
 Kansas school equity and enhancement act.**

03/22/2017 House—Introduced—HJ 497
 03/22/2017 House—Hearing continuation: Friday, March 24, 2017, 01:30 PM Room
 346-S
 03/22/2017 House—Hearing: Thursday, March 23, 2017, 01:30 PM Room 346-S
 03/23/2017 House—Referred to Committee on K-12 Education Budget—HJ 501
 05/12/2017 House—Hearing: Friday, May 12, 2017, 10:30 AM Room 346-S
 05/16/2017 House—Committee Report, substitute bill without recommendation by
 Committee on K-12 Education Budget—HJ 976
 05/24/2017 House—Committee of the Whole - Amendment by Representative
 Campbell was adopted—HJ 1030
 05/24/2017 House—Committee of the Whole - Amendment by Representative Aurand
 was adopted—HJ 1030
 05/24/2017 House—Committee of the Whole - Representative Campbell requested the
 motion to amend by Representative Trimmer be divided. The amendment was ruled
 divisible and divided into 5 parts—HJ 1030
 05/24/2017 House—Part A not considered due to objection under House Rule 2109
 regarding duplicate motions to amend.
 05/24/2017 House—Committee of the Whole – Trimmer Amendment Part B Adopted.
 —HJ 1031
 05/24/2017 House—Committee of the Whole - Trimmer Amendment Part C Adopted.
 —HJ 1031

- 05/24/2017 House—Committee of the Whole - Trimmer Amendment Part D Failed.—HJ 1031
- 05/24/2017 House—Committee of the Whole - Trimmer Amendment Part E Adopted.—HJ 1031
- 05/24/2017 House—Committee of the Whole - Amendment by Representative Trimmer was rejected Yea: 47 Nay: 75—HJ 1035
- 05/24/2017 House—Committee of the Whole - Amendment by Representative Highland was rejected—HJ 1036
- 05/24/2017 House—Committee of the Whole - Ruling of the chair was sustained—HJ 1036
- 05/24/2017 House—Committee of the Whole - Amendment by Representative Sutton was rejected—HJ 1036
- 05/24/2017 House—Committee of the Whole - Amendment by Representative Sutton was rejected—HJ 1036
- 05/24/2017 House—Committee of the Whole - Amendment by Representative Clark was adopted—HJ 1036
- 05/24/2017 House—Committee of the Whole - Amendment by Representative Ousley was rejected Yea: 46 Nay: 73—HJ 1037
- 05/25/2017 House—Final Action - Substitute passed as amended; Yea: 84 Nay: 39—HJ 1043
- 05/24/2017 House—Committee of the Whole - Substitute bill be passed as amended—HJ 1039
- 05/25/2017 Senate—Received and Introduced—SJ 757
- 05/30/2017 Senate—Referred to Senate Select Committee on Education Finance—SJ 758
- 05/04/2018 Senate—Died in Senate Committee
- H 2411** Bill by Federal and State Affairs
Alcoholic beverages; microbreweries; contract brewing.
 03/24/2017 House—Introduced—HJ 513
 03/27/2017 House—Referred to Committee on Federal and State Affairs—HJ 526
 01/10/2018 House—Hearing: Thursday, January 18, 2018, 09:00 AM Room 346-S
 05/04/2018 House—Died in Committee
- H 2412** Bill by Appropriations
Providing for a \$.05 increase in motor fuel taxes; trip permits; distribution of revenues.
 03/24/2017 House—Introduced—HJ 513
 03/27/2017 House—Referred to Committee on Taxation—HJ 527
 05/04/2018 House—Died in Committee
- H 2413** Bill by Appropriations
Amending the Kansas indoor clean air act.
 03/24/2017 House—Introduced—HJ 525
 03/27/2017 House—Referred to Committee on Federal and State Affairs—HJ 526
 05/04/2018 House—Died in Committee
- H 2414** Bill by Federal and State Affairs
Standards for real estate appraisers.
 03/24/2017 House—Introduced—HJ 525
 03/27/2017 House—Referred to Committee on Federal and State Affairs—HJ 526
 01/31/2018 House—Hearing: Thursday, February 08, 2018, 09:00 AM Room 346-S

05/04/2018 House—Died in Committee

H 2415 Bill by Taxation
Making parts of the scrap metal theft reduction act unenforceable until January 1, 2019.

03/28/2017 House—Introduced—HJ 545

03/29/2017 House—Referred to Committee on Taxation—HJ 548

05/04/2018 House—Died in Committee

H 2416 Bill by Taxation
Income tax credit for certain purchases of goods and services by a taxpayer from qualified vendors that provide employment to individuals who are blind or severely disabled.

03/30/2017 House—Introduced—HJ 564

04/03/2017 House—Referred to Committee on Taxation—HJ 577

04/03/2017 House—Hearing: Tuesday, April 04, 2017, 03:30 PM Room 346-S

05/12/2017 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 948

03/06/2018 House—Committee of the Whole - Be passed as amended—HJ 2462

03/07/2018 House—Final Action - Passed as amended; Yea: 122 Nay: 0—HJ 2466

03/07/2018 Senate—Received and Introduced—SJ 1677

03/08/2018 Senate—Referred to Committee on Assessment and Taxation—SJ 1681

03/14/2018 Senate—Hearing: Wednesday, March 21, 2018, 09:30 AM Room 548-S

03/23/2018 Senate—Committee Report recommending bill be passed by Committee on Assessment and Taxation—SJ 1803

05/04/2018 Senate—Died on Senate General Orders

H 2417 Bill by Federal and State Affairs
Authorizing state psychiatric institutions to prohibit the carrying of firearms in secured areas.

04/04/2017 House—Introduced—HJ 594

04/05/2017 House—Referred to Committee on Federal and State Affairs—HJ 608

05/04/2018 House—Died in Committee

H 2418 Bill by Appropriations
Establishing an on-site state employee health clinic.

04/04/2017 House—Introduced—HJ 599

04/04/2017 House—Hearing: Wednesday, April 05, 2017, 09:00 AM Room 112-N

04/05/2017 House—Referred to Committee on Appropriations—HJ 608

05/04/2017 House—Committee Report recommending bill be passed as amended by Committee on Appropriations—HJ 795

05/04/2018 House—Died on Calendar

H 2419 Bill by Appropriations
State finances; transfers to and expenditures from the budget stabilization fund; transfers to the pooled money investment portfolio.

04/04/2017 House—Introduced—HJ 604

04/04/2017 House—Hearing: Wednesday, April 05, 2017, 09:00 AM Room 112-N

04/05/2017 House—Referred to Committee on Appropriations—HJ 608

05/05/2017 House—Committee Report recommending bill be passed by Committee on Appropriations—HJ 816

02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2427

02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 0—
HJ 2435

02/28/2018 Senate—Received and Introduced—SJ 1655

03/01/2018 Senate—Referred to Committee on Ways and Means—SJ 1657

03/07/2018 Senate—Hearing: Wednesday, March 14, 2018, 10:30 AM Room 548-S

03/21/2018 Senate—Committee Report recommending bill be passed as amended by
Committee on Ways and Means—SJ 1773

03/26/2018 Senate—Committee of the Whole - Be passed as further amended—SJ
1814

03/27/2018 Senate—Final Action - Not passed; Yea: 19 Nay: 21—SJ 1830

03/27/2018 Senate—Motion to Reconsider Failed Yea: 19 Nay: 21—SJ 1834

H 2420 Bill by Taxation

Concerning taxation; income tax, determination of Kansas adjusted gross income, rates, itemized deductions; sales and compensating use tax, rates food and food ingredients.

04/05/2017 House—Introduced—HJ 608

04/06/2017 House—Referred to Committee on Taxation—HJ 621

05/04/2018 House—Died in Committee

H 2421 Bill by Taxation

Enacting a sales tax exemption for sales of currency, certain coins or bullion.

05/02/2017 House—Introduced—HJ 680

05/03/2017 House—Referred to Committee on Taxation—HJ 757

01/24/2018 House—Hearing: Monday, January 29, 2018, 03:30 PM Room 346-S

03/08/2018 House—Committee Report recommending bill be passed as amended by
Committee on Taxation—HJ 2478

03/19/2018 House—Committee of the Whole - Representative Ward requested the
motion to amend by Representative Whitmer be divided. The amendment was ruled
divisible and divided into 6 parts—HJ 2541

03/19/2018 House—Committee of the Whole - Amendment by Representative Whitmer
was withdrawn—HJ 2541

03/19/2018 House—Motion to Rise and Report adopted. Bill remains on General
Orders.—HJ 2541

05/04/2018 House—Died on Calendar

H 2422 Bill by Taxation

Providing for a sales tax exemption for the make-a-wish foundation of Kansas.

05/02/2017 House—Introduced—HJ 728

05/03/2017 House—Referred to Committee on Taxation—HJ 757

05/08/2017 House—Hearing: Wednesday, May 10, 2017, 03:30 PM Room 346-S

05/04/2018 House—Died in Committee

H 2423 Bill by Federal and State Affairs

Prohibiting the collection and sale of personal data by internet service providers.

05/02/2017 House—Introduced—HJ 729

05/03/2017 House—Referred to Committee on Federal and State Affairs—HJ 757

05/04/2018 House—Died in Committee

H 2424 Bill by Taxation

Property tax lid, exception for increases in certain employee benefits; property tax exemption for certain property located in a former federal enclave.

05/02/2017 House—Introduced—HJ 756
 05/03/2017 House—Referred to Committee on Taxation—HJ 757
 05/08/2017 House—Hearing: Tuesday, May 09, 2017, 03:30 PM Room 346-S
 05/12/2017 House—Committee Report recommending bill be passed as amended by
 Committee on Taxation—HJ 948
 05/04/2018 House—Died on Calendar

H 2425 Bill by Federal and State Affairs
Adding household members to the list of mandatory reporters of child abuse or neglect.

05/10/2017 House—Introduced—HJ 868
 05/11/2017 House—Referred to Committee on Federal and State Affairs—HJ 871
 05/15/2017 House—Hearing and possible action: Tuesday, May 16, 2017, 08:00 AM
 Room 346-S
 05/04/2018 House—Died in Committee

H 2427 Bill by Federal and State Affairs
Substitute for HB 2427 by Committee on Federal and State Affairs - Amendments regarding the licensure, employment and background checks for employees of adult care homes, home health aides and providers of disability services.

05/12/2017 House—Introduced—HJ 879
 05/15/2017 House—Referred to Committee on Federal and State Affairs—HJ 950
 05/15/2017 House—Hearing and possible action: Tuesday, May 16, 2017, 08:00 AM
 Room 346-S
 02/07/2018 House—Hearing: Thursday, February 08, 2018, 09:00 AM Room 346-S
 03/12/2018 House—Committee Report recommending substitute bill be passed by
 Committee on Federal and State Affairs—HJ 2492
 03/23/2018 House—Committee of the Whole - Substitute bill be passed—HJ 2573
 03/26/2018 House—Final Action - Substitute passed; Yea: 123 Nay: 0—HJ 2579
 03/26/2018 Senate—Received and Introduced—SJ 1816
 03/27/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1828
 05/04/2018 Senate—Died in Senate Committee

H 2428 Bill by Taxation
Repealing certain sales tax exemptions.

05/22/2017 House—Introduced—HJ 1008
 05/23/2017 House—Referred to Committee on Taxation—HJ 1025
 05/04/2018 House—Died in Committee

H 2429 Bill by Appropriations
Distribution of tax revenue from the cigarette and tobacco products tax to the children's initiative fund.

05/30/2017 House—Introduced—HJ 1056
 05/31/2017 House—Referred to Committee on Appropriations—HJ 1073
 05/31/2017 House—Hearing: Thursday, June 01, 2017, 09:00 AM Room 112-N
 05/04/2018 House—Died in Committee

H 2430 Bill by Appropriations
Authorizing the sale of certain tobacco settlement receipts; creating the great plains tobacco settlement financing corporation; authorizing the issuance of bonds payable from the tobacco asset payments.

05/30/2017 House—Introduced—HJ 1056

05/31/2017 House—Referred to Committee on Appropriations—HJ 1073
 05/31/2017 House—Hearing: Thursday, June 01, 2017, 09:00 AM Room 112-N
 05/04/2018 House—Died in Committee

H 2431 Bill by Taxation
Taxation; relating to income tax, rates, credits, itemized deductions and determination of Kansas adjusted gross income; sales and use tax, rate, food and food ingredients; property tax, homestead refunds; motor fuels tax rate; cigarettes, rate of tax.

06/04/2017 House—Introduced—HJ 1140
 06/05/2017 House—Referred to Committee on Taxation—HJ 1153
 05/04/2018 House—Died in Committee

H 2432 Bill by Taxation
Concerning taxation; relating to income tax rates, credits, deductions and determination of Kansas adjusted gross income.

06/04/2017 House—Introduced—HJ 1141
 06/05/2017 House—Referred to Committee on Taxation—HJ 1153
 05/04/2018 House—Died in Committee

H 2433 Bill by Taxation
Concerning income tax, relating to credits, rates, determination of Kansas gross income and itemized deductions for qualified medical expenses.

06/04/2017 House—Introduced—HJ 1141
 06/05/2017 House—Referred to Committee on Taxation—HJ 1153
 05/04/2018 House—Died in Committee

H 2434 Bill by Taxation
Concerning income tax; relating to rates, credits, deductions and determination of Kansas adjusted gross income.

06/04/2017 House—Introduced—HJ 1141
 06/05/2017 House—Referred to Committee on Taxation—HJ 1153
 05/04/2018 House—Died in Committee

BILLS INTRODUCED IN THE 2018 SESSION

H 2435 Bill by Legislative Post Audit Committee
Kansas 911 act; audits by legislative post audit.
 01/08/2018 House—Prefiled for Introduction on Thursday, November 16, 2017
 01/08/2018 House—Introduced—HJ 2117
 01/08/2018 House—Referred to Committee on Appropriations—HJ 2121
 01/24/2018 House—Hearing: Wednesday, January 31, 2018, 09:00 AM Room 112-N
 02/08/2018 House—Committee Report recommending bill be passed by Committee on Appropriations—HJ 2282
 02/15/2018 House—Committee of the Whole - Be passed—HJ 2330
 02/19/2018 House—Final Action - Passed; Yea: 121 Nay: 0—HJ 2340
 02/19/2018 Senate—Received and Introduced—SJ 1602
 02/20/2018 Senate—Referred to Committee on Utilities—SJ 1604
 02/21/2018 Senate—Hearing: Wednesday, February 28, 2018, 01:30 PM Room 548-S
 03/02/2018 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Utilities—SJ 1663
 03/08/2018 Senate—Consent Calendar Passed Yea: 38 Nay: 0—SJ 1681

03/16/2018 House—Enrolled and presented to Governor on Friday, March 16, 2018—HJ 2536

03/20/2018 House—Approved by Governor on Tuesday, March 20, 2018—HJ 2544

H 2436 Bill by Representatives Resman, Tarwater
Designating a portion of United States highway 69 as the Brandon Collins memorial highway.

01/08/2018 House—Prefiled for Introduction on Thursday, November 16, 2017

01/08/2018 House—Introduced—HJ 2117

01/08/2018 House—Referred to Committee on Transportation—HJ 2121

02/02/2018 House—Hearing: Thursday, February 08, 2018, 01:30 PM Room 582-N

02/09/2018 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Transportation—HJ 2292

02/14/2018 House—Final Action - Passed; Yea: 120 Nay: 0—HJ 2313

02/14/2018 Senate—Received and Introduced—SJ 1579

02/15/2018 Senate—Referred to Committee on Transportation—SJ 1583

02/21/2018 Senate—Hearing: Thursday, March 01, 2018, 08:30 AM Room 546-S

05/04/2018 Senate—Died in Senate Committee

H 2437 Bill by Representative Becker
National day of the cowboy.

01/08/2018 House—Prefiled for Introduction on Wednesday, December 06, 2017

01/08/2018 House—Introduced—HJ 2118

01/08/2018 House—Referred to Committee on Federal and State Affairs—HJ 2121

01/17/2018 House—Hearing: Tuesday, January 23, 2018, 09:00 AM Room 346-S

01/24/2018 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Federal and State Affairs—HJ 2174

01/29/2018 House—Final Action - Passed; Yea: 121 Nay: 0—HJ 2191

01/29/2018 Senate—Received and Introduced—SJ 1517

01/30/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1519

01/31/2018 Senate—Hearing: Thursday, February 08, 2018, 10:30 AM Room 144-S

02/12/2018 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Federal and State Affairs—SJ 1564

02/15/2018 Senate—Consent Calendar Passed Yea: 38 Nay: 0—SJ 1586

02/28/2018 House—Enrolled and presented to Governor on Friday, February 23, 2018—HJ 2448

03/01/2018 House—Approved by Governor on Thursday, March 1, 2018—HJ 2452

H 2438 Bill by Legislative Post Audit Committee
Requiring the legislative post auditor to conduct an audit of the 911 coordinating council.

01/08/2018 House—Prefiled for Introduction on Thursday, December 21, 2017

01/08/2018 House—Introduced—HJ 2118

01/08/2018 House—Referred to Committee on Federal and State Affairs—HJ 2121

01/11/2018 House—Hearing: Wednesday, January 17, 2018, 09:00 AM Room 346-S

01/31/2018 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 2202

02/07/2018 House—Committee of the Whole - Be passed—HJ 2254

02/08/2018 House—Final Action - Passed; Yea: 123 Nay: 0—HJ 2269

02/09/2018 Senate—Received and Introduced—SJ 1561

02/12/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1564

03/01/2018 Senate—Hearing: Thursday, March 08, 2018, 10:30 AM Room 144-S
 04/05/2018 Senate—Committee Report recommending bill be passed by Committee on Federal and State Affairs—SJ 1985
 04/27/2018 Senate—Committee of the Whole - Be passed as amended—SJ 2108
 04/27/2018 Senate—Emergency Final Action - Passed as amended; Yea: 38 Nay: 0—SJ 2110
 05/02/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Highland, Representative Humphries and Representative Ruiz as conferees—HJ 3042
 05/02/2018 Senate—Motion to accede adopted; Senator Estes, Senator Olson and Senator Faust-Goudeau appointed as conferees—SJ 2202
 05/03/2018 Senate—Conference Committee Report was adopted; Yea: 38 Nay: 1—SJ 2334
 05/03/2018 House—Conference Committee Report was adopted; Yea: 121 Nay: 0—HJ 3230
 05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018
 05/04/2018 House—Approved by Governor on Thursday, May 10, 2018

H 2439 Bill by Representatives Jennings, Brim, Delperdang, Mastroni, Ryckman, Schwab, Smith, E., Tarwater, Wheeler

Creating an additional crime of involuntary manslaughter for certain violations of driving under the influence of alcohol or drugs.

01/08/2018 House—Prefiled for Introduction on Thursday, December 21, 2017
 01/08/2018 House—Introduced—HJ 2118
 01/08/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2121
 01/10/2018 House—Hearing: Thursday, January 18, 2018, 01:30 PM Room 152-S
 01/10/2018 House—Hearing: Thursday, January 18, 2018, 01:30 PM Room 152-S
 01/25/2018 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 2177
 01/26/2018 House—Committee of the Whole - Be passed as amended—HJ 2185
 01/29/2018 House—Final Action - Passed as amended; Yea: 122 Nay: 0—HJ 2191
 01/29/2018 Senate—Received and Introduced—SJ 1517
 01/30/2018 Senate—Referred to Committee on Judiciary—SJ 1519
 01/31/2018 Senate—Hearing: Tuesday, February 06, 2018, 10:30 AM Room 346-S
 02/08/2018 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 1559
 02/21/2018 Senate—Committee of the Whole - Be passed—SJ 1615
 02/22/2018 Senate—Final Action - Passed; Yea: 39 Nay: 0—SJ 1647
 03/02/2018 House—Enrolled and presented to Governor on Friday, March 02, 2018—HJ 2455
 03/09/2018 House—Approved by Governor on Friday, March 9, 2018—HJ 2481

H 2440 Bill by Legislative Post Audit Committee

Eliminating the cost estimate of special education services from the performance audit of a reasonable estimate of the cost of providing educational opportunities for every public school student.

01/08/2018 House—Prefiled for Introduction on Thursday, December 21, 2017
 01/08/2018 House—Introduced—HJ 2118
 01/08/2018 House—Referred to Committee on K-12 Education Budget—HJ 2121
 05/04/2018 House—Died in Committee

- H 2441** Bill by Legislative Post Audit Committee
Audits of state agencies; financial-compliance audits; Kansas lottery security audit; selection of auditors, contracts with.
 01/08/2018 House—Prefiled for Introduction on Wednesday, December 27, 2017
 01/08/2018 House—Introduced—HJ 2118
 01/08/2018 House—Referred to Committee on Federal and State Affairs—HJ 2121
 01/11/2018 House—Hearing: Wednesday, January 17, 2018, 09:00 AM Room 346-S
 02/01/2018 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 2227
 02/08/2018 House—Committee of the Whole - Be passed as amended—HJ 2271
 02/08/2018 House—Emergency Final Action - Passed as amended; Yea: 122 Nay: 1—HJ 2280
 02/09/2018 Senate—Received and Introduced—SJ 1561
 02/12/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1564
 03/07/2018 Senate—Hearing: Monday, March 12, 2018, 10:30 AM Room 144-S
 05/04/2018 Senate—Died in Senate Committee
- H 2442** Bill by Representative Miller
Prohibiting the possession of bump stocks, or similar devices or attachments for semiautomatic firearms.
 01/08/2018 House—Prefiled for Introduction on Thursday, December 28, 2017
 01/08/2018 House—Introduced—HJ 2118
 01/08/2018 House—Referred to Committee on Federal and State Affairs—HJ 2121
 05/04/2018 House—Died in Committee
- H 2443** Bill by Representative Highberger
Creating the crime of unlawful abandonment of a firearm.
 01/08/2018 House—Prefiled for Introduction on Thursday, December 28, 2017
 01/08/2018 House—Introduced—HJ 2118
 01/08/2018 House—Referred to Committee on Federal and State Affairs—HJ 2121
 05/04/2018 House—Died in Committee
- H 2444** Bill by
Repealing requirements of the KPERS board regarding new investments and divestment of current investments in companies with business operations in Sudan.
 01/08/2018 House—Prefiled for Introduction on Friday, January 05, 2018
 01/08/2018 House—Introduced—HJ 2118
 01/08/2018 House—Referred to Committee on Financial Institutions and Pensions—HJ 2121
 01/17/2018 House—Hearing: Wednesday, January 24, 2018, 09:00 AM Room 281-N
 02/06/2018 House—Committee Report recommending bill be passed by Committee on Financial Institutions and Pensions—HJ 2242
 02/13/2018 House—Committee of the Whole - Be passed—HJ 2301
 02/14/2018 House—Final Action - Passed; Yea: 111 Nay: 9—HJ 2314
 02/14/2018 Senate—Received and Introduced—SJ 1579
 02/15/2018 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 1583
 03/02/2018 Senate—Hearing: Wednesday, March 07, 2018, 09:30 AM Room 546-S
 03/20/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 1767

03/26/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1814
 03/27/2018 Senate—Final Action - Passed as amended; Yea: 38 Nay: 2—SJ 1831
 03/28/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Kelly, Representative Powell and Representative Finney as conferees—HJ 2689
 03/29/2018 Senate—Motion to accede adopted; Senator Longbine, Senator Billinger and Senator Rogers appointed as conferees—SJ 1866
 04/06/2018 House—Concurred with amendments in conference; Yea: 111 Nay: 8—HJ 2800
 04/26/2018 House—Enrolled and presented to Governor on Tuesday, April 10, 2018—HJ 2897
 04/26/2018 House—Approved by Governor on Wednesday, April 18, 2018—HJ 2860

H 2445

Bill by Representative Rooker

Amending the Kansas school equity and enhancement act regarding local option budget provisions, certain weightings, capital outlay expenditures and repealing provisions of the CLASS act.

01/08/2018 House—Prefiled for Introduction on Friday, January 05, 2018
 01/08/2018 House—Introduced—HJ 2118
 01/08/2018 House—Referred to Committee on K-12 Education Budget—HJ 2121
 02/21/2018 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 2410
 03/01/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 2452
 03/07/2018 House—Hearing: Tuesday, March 13, 2018, 01:30 PM Room 346-S
 03/29/2018 House—Committee Report, be amended without recommendation by Committee on K-12 Education Budget—HJ 2712
 04/02/2018 House—Committee of the Whole - Motion to recommend favorably for passage failed—HJ 2741
 04/03/2018 House—Committee of the Whole - Be passed as amended Yea: 71 Nay: 53—HJ 2748
 04/03/2018 House—Motion to Reconsider Adopted—HJ 2749
 04/03/2018 House—Emergency Final Action - Passed as amended; Yea: 71 Nay: 53—HJ 2750
 04/03/2018 Senate—Received and Introduced—SJ 1943
 04/04/2018 Senate—Referred to Senate Select Committee on Education Finance—SJ 1961
 05/04/2018 Senate—Died in Senate Committee

H 2446

Bill by Joint Kansas Security

Allowing for a ranking minority member on the joint committee on information technology and the joint committee on Kansas security.

01/08/2018 House—Prefiled for Introduction on Friday, January 05, 2018—HJ 2121
 01/08/2018 House—Introduced—HJ 2118
 01/08/2018 House—Referred to Committee on Government, Technology and Security—HJ 2121
 01/19/2018 House—Hearing: Wednesday, January 24, 2018, 09:00 AM Room 218-N
 01/30/2018 House—Committee Report recommending bill be passed as amended by Committee on Government, Technology and Security—HJ 2197
 02/07/2018 House—Committee of the Whole - Be passed as amended—HJ 2252
 02/08/2018 House—Final Action - Passed as amended; Yea: 123 Nay: 0—HJ 2270

02/09/2018 Senate—Received and Introduced—SJ 1561
 02/12/2018 Senate—Referred to Committee on Ways and Means—SJ 1564
 05/04/2018 Senate—Died in Senate Committee

- H 2447** Bill by Representative Garber
Requiring access at certain location from U.S. highway 36.
 01/08/2018 House—Introduced—HJ 2120
 01/09/2018 House—Referred to Committee on Transportation—HJ 2124
 05/04/2018 House—Died in Committee
- H 2448** Bill by Representative Jennings
Providing membership in the KP&F retirement system for security officers of the department of corrections.
 01/09/2018 House—Introduced—HJ 2126
 01/10/2018 House—Referred to Committee on Financial Institutions and Pensions—HJ 2135
 01/23/2018 House—Hearing: Wednesday, January 31, 2018, 09:00 AM Room 281-N
 02/06/2018 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 2242
 02/20/2018 House—Committee of the Whole - Be passed as amended—HJ 2353
 02/21/2018 House—Final Action - Passed as amended; Yea: 113 Nay: 9—HJ 2384
 02/21/2018 Senate—Received and Introduced—SJ 1640
 02/22/2018 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 1642
 03/02/2018 Senate—Hearing: Wednesday, March 07, 2018, 09:30 AM Room 546-S
 03/20/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Insurance—SJ 1767
 05/04/2018 Senate—Died on Senate General Orders
- H 2449** Bill by Representative Sloan
Amending the video competition act.
 01/10/2018 House—Introduced—HJ 2133
 01/11/2018 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 2137
 01/31/2018 House—Hearing: Wednesday, February 07, 2018, 09:00 AM Room 582-N
 05/04/2018 House—Died in Committee
- H 2450** Bill by Representative Sloan
Collocation of broadband equipment in public right-of-way utility easements.
 01/10/2018 House—Introduced—HJ 2133
 01/11/2018 House—Referred to Committee on Local Government—HJ 2137
 01/16/2018 House—Withdrawn from Committee on Local Government; Referred to Committee on Energy, Utilities and Telecommunications—HJ 2142
 05/04/2018 House—Died in Committee
- H 2451** Bill by Representative Sloan
Enacting the statewide broadband deployment authorization act.
 01/10/2018 House—Introduced—HJ 2134
 01/11/2018 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 2137
 01/31/2018 House—Hearing: Wednesday, February 07, 2018, 09:00 AM Room 582-N
 05/04/2018 House—Died in Committee

- H 2452** Bill by Water and Environment
Limiting the duration of certain conservation easements.
 01/10/2018 House—Introduced—HJ 2134
 01/11/2018 House—Referred to Committee on Water and Environment—HJ 2137
 01/11/2018 House—Hearing: Thursday, January 18, 2018, 09:00 AM Room 582-N
 05/04/2018 House—Died in Committee
- H 2453** Bill by Joint Corrections and Juvenile Justice Oversight
Allow a fee to be assessed for application to immediate intervention programs.
 01/10/2018 House—Introduced—HJ 2134
 01/11/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2137
 01/17/2018 House—Hearing: Thursday, January 25, 2018, 01:30 PM Room 152-S
 05/04/2018 House—Died in Committee
- H 2454** Bill by Joint Corrections and Juvenile Justice Oversight
Clarifying juvenile offender review and dispositional hearing requirements; tolling case length limits for certain juvenile offenders; monitoring costs avoided through reductions in youth out-of-home placements by juvenile justice oversight committee.
 01/10/2018 House—Introduced—HJ 2134
 01/11/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2137
 02/07/2018 House—Hearing: Monday, February 12, 2018, 01:30 PM Room 152-S
 02/15/2018 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 2331
 02/20/2018 House—Committee of the Whole - Be passed as amended—HJ 2369
 02/21/2018 House—Final Action - Passed as amended; Yea: 121 Nay: 1—HJ 2385
 02/21/2018 Senate—Received and Introduced—SJ 1640
 02/22/2018 Senate—Referred to Committee on Judiciary—SJ 1642
 02/28/2018 Senate—Hearing: Tuesday, March 06, 2018, 10:30 AM Room 346-S
 03/06/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 1671
 03/15/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1716
 03/15/2018 Senate—Emergency Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1748
 03/20/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Jennings, Representative Whitmer and Representative Highberger as conferees—HJ 2545
 03/20/2018 Senate—Motion to accede adopted; Senator Wilborn, Senator Lynn and Senator Haley appointed as conferees—SJ 1766
 04/05/2018 House—Concurred with amendments in conference; Yea: 119 Nay: 0—HJ 2768
 04/26/2018 House—Enrolled and presented to Governor on Tuesday, April 10, 2018—HJ 2897
 04/26/2018 House—Approved by Governor on Monday, April 16, 2018—HJ 2860
- H 2455** Bill by Joint Corrections and Juvenile Justice Oversight
Require the juvenile justice oversight committee to monitor instead of calculate state expenditures avoided as a result of reductions in out-of-home placement of juvenile offenders.

01/10/2018 House—Introduced—HJ 2134
 01/11/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2137
 01/17/2018 House—Hearing: Thursday, January 25, 2018, 01:30 PM Room 152-S
 02/01/2018 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 2227
 02/13/2018 House—Committee of the Whole - Be passed as amended—HJ 2301
 02/14/2018 House—Final Action - Passed as amended; Yea: 118 Nay: 2—HJ 2314
 02/14/2018 Senate—Received and Introduced—SJ 1579
 02/15/2018 Senate—Referred to Committee on Judiciary—SJ 1583
 02/21/2018 Senate—Hearing: Thursday, March 01, 2018, 10:30 AM Room 346-S
 05/04/2018 Senate—Died in Senate Committee

H 2456 Bill by Joint Corrections and Juvenile Justice Oversight
Tolling case length limits for certain juvenile offenders.
 01/10/2018 House—Introduced—HJ 2134
 01/11/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2137
 01/17/2018 House—Hearing: Thursday, January 25, 2018, 01:30 PM Room 152-S
 02/01/2018 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 2227
 02/13/2018 House—Committee of the Whole - Be passed as amended—HJ 2301
 02/14/2018 House—Final Action - Passed as amended; Yea: 120 Nay: 0—HJ 2315
 02/14/2018 Senate—Received and Introduced—SJ 1579
 02/15/2018 Senate—Referred to Committee on Judiciary—SJ 1583
 02/21/2018 Senate—Hearing: Thursday, March 01, 2018, 10:30 AM Room 346-S
 05/04/2018 Senate—Died in Senate Committee

H 2457 Bill by Judiciary
Enacting the asbestos trust claims transparency act.
 01/10/2018 House—Introduced—HJ 2134
 01/10/2018 House—Hearing: Wednesday, January 17, 2018, 03:30 PM Room 112-N
 01/11/2018 House—Referred to Committee on Judiciary—HJ 2137
 02/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 2355
 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2431
 02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 77 Nay: 40—HJ 2442
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Hearing: Thursday, March 08, 2018, 10:30 AM Room 346-S
 03/01/2018 Senate—Referred to Committee on Judiciary—SJ 1657
 03/14/2018 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 1706
 03/22/2018 Senate—Committee of the Whole - Be passed—SJ 1785
 03/22/2018 Senate—Emergency Final Action - Passed; Yea: 23 Nay: 16—SJ 1785
 03/29/2018 House—Enrolled and presented to Governor on Thursday, March 29, 2018—HJ 2724
 04/03/2018 House—Approved by Governor on Monday, April 2, 2018—HJ 2745

H 2458 Bill by Judiciary
Creating the crime of counterfeiting currency; including federal law enforcement

officers in assault and battery against a law enforcement officer; adding violations of mistreatment of a dependent adult or elder person, changing the felony loss thresholds and adding the crime to the inherently dangerous felonies list; making the criminal penalty for possession of THC equal to the criminal penalty of possession of marijuana; amending the definition of escape in crimes of escape and aggravated escape from custody; allowing use of certified drug abuse treatment program for certain drug severity level 4 crimes.

- 01/11/2018 House—Introduced—HJ 2136
 01/12/2018 House—Referred to Committee on Judiciary—HJ 2139
 01/24/2018 House—Hearing: Wednesday, January 31, 2018, 03:30 PM Room 112-N
 02/19/2018 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 2345
 02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2408
 02/22/2018 House—Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2412
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Judiciary—SJ 1654
 02/28/2018 Senate—Hearing: Wednesday, March 07, 2018, 10:30 AM Room 346-S
 03/23/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 1804
 03/28/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1859
 03/29/2018 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1867
 04/02/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Finch, Representative Ralph and Representative Carmichael as conferees—HJ 2732
 04/03/2018 Senate—Motion to accede adopted; Senator Wilborn, Senator Lynn and Senator Haley appointed as conferees—SJ 1942
 05/02/2018 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 2233
 05/03/2018 House—Conference Committee Report was adopted; Yea: 119 Nay: 0—HJ 3109
 05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018
 05/04/2018 House—Approved by Governor on Wednesday, May 16, 2018

H 2459

Bill by Judiciary

Amending the Kansas standard asset seizure and forfeiture act and establishing the Kansas asset seizure and forfeiture repository.

- 01/11/2018 House—Introduced—HJ 2136
 01/12/2018 House—Referred to Committee on Judiciary—HJ 2139
 01/17/2018 House—Hearing: Wednesday, January 24, 2018, 03:30 PM Room 112-N
 02/12/2018 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 2297
 02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2396
 02/22/2018 House—Final Action - Passed as amended; Yea: 110 Nay: 7—HJ 2413
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Judiciary—SJ 1654
 03/07/2018 Senate—Hearing: Wednesday, March 14, 2018, 10:30 AM Room 346-S
 03/15/2018 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 1749
 03/22/2018 Senate—Committee of the Whole - Be passed—SJ 1785
 03/22/2018 Senate—Emergency Final Action - Passed; Yea: 39 Nay: 0—SJ 1786

- 03/29/2018 House—Enrolled and presented to Governor on Thursday, March 29, 2018—HJ 2724
04/03/2018 House—Approved by Governor on Monday, April 2, 2018—HJ 2745
- H 2460** Bill by Federal and State Affairs
Firearm safety education programs in public schools.
01/11/2018 House—Introduced—HJ 2137
01/12/2018 House—Referred to Committee on Federal and State Affairs—HJ 2139
01/31/2018 House—Hearing: Tuesday, February 06, 2018, 09:00 AM Room 346-S
02/14/2018 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 2320
05/04/2018 House—Died on Calendar
- H 2461** Bill by Representative Hodge
Awarding costs and attorney fees to plaintiffs prevailing in unpaid wage claims.
01/11/2018 House—Introduced—HJ 2137
01/12/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2139
02/07/2018 House—Hearing: Tuesday, February 13, 2018, 01:30 PM Room 112-N
05/04/2018 House—Died in Committee
- H 2462** Bill by Representative Sloan
Authorizing the use of dark fiber.
01/11/2018 House—Introduced—HJ 2137
01/12/2018 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 2139
01/31/2018 House—Hearing: Wednesday, February 07, 2018, 09:00 AM Room 582-N
05/04/2018 House—Died in Committee
- H 2463** Bill by Transportation and Public Safety Budget
Prohibiting the department of corrections from demolishing and constructing a correctional facility at Lansing until the legislature has approved the reissued request for proposal. Making null and void a provision that allows the department to construct a correctional facility.
01/11/2018 House—Introduced—HJ 2137
01/12/2018 House—Referred to Committee on Appropriations—HJ 2139
05/04/2018 House—Died in Committee
- H 2464** Bill by Veterans and Military
Allowing military service members called to active duty to terminate certain contracts.
01/11/2018 House—Introduced—HJ 2137
01/12/2018 House—Referred to Committee on Veterans and Military—HJ 2139
01/17/2018 House—Hearing: Thursday, January 25, 2018, 09:00 AM Room 152-S
02/06/2018 House—Committee Report recommending bill be passed as amended by Committee on Veterans and Military—HJ 2243
02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444
- H 2465** Bill by Veterans and Military
Designating Kansas commission on veterans affairs office employees as safety sensitive positions subject to drug screening.
01/11/2018 House—Introduced—HJ 2137

01/12/2018 House—Referred to Committee on Veterans and Military—HJ 2139
 01/17/2018 House—Hearing: Thursday, January 25, 2018, 09:00 AM Room 152-S
 02/01/2018 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Veterans and Military—HJ 2228
 02/05/2018 House—Withdrawn from Consent Calendar and placed on General Orders—HJ 2237
 02/19/2018 House—Committee of the Whole - Be passed—HJ 2342
 02/20/2018 House—Final Action - Passed; Yea: 101 Nay: 17—HJ 2358
 02/21/2018 Senate—Received and Introduced—SJ 1615
 02/22/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1642
 03/07/2018 Senate—Hearing: Wednesday, March 14, 2018, 10:30 AM Room 144-S
 03/16/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—SJ 1756
 05/04/2018 Senate—Died on Senate General Orders

H 2466 Bill by Appropriations
Making appropriations for FY2018, FY2019, FY2020, FY2021, FY2022, and FY2023 for the department of education.

01/11/2018 House—Introduced—HJ 2137
 01/12/2018 House—Referred to Committee on Appropriations—HJ 2139
 05/04/2018 House—Died in Committee

H 2467 Bill by Appropriations
Making appropriations for FY2018 and FY2019 for the department of education.

01/11/2018 House—Introduced—HJ 2137
 01/12/2018 House—Referred to Committee on Appropriations—HJ 2139
 05/04/2018 House—Died in Committee

H 2468 Bill by Appropriations
Substitute for HB 2468 by Committee on Appropriations - Appropriation revisions for FY 2018 and FY 2019 for various state agencies.

01/11/2018 House—Introduced—HJ 2137
 01/12/2018 House—Referred to Committee on Appropriations—HJ 2139
 03/07/2018 House—Hearing: Wednesday, March 14, 2018, 09:00 AM Room 112-N
 03/22/2018 House—Committee Report recommending substitute bill be passed by Committee on Appropriations—HJ 2567
 05/04/2018 House—Died on Calendar

H 2469 Bill by Insurance
Exempting certain claims handling operations from certain local ordinances and restrictions during an emergency or catastrophe.

01/12/2018 House—Introduced—HJ 2139
 01/16/2018 House—Referred to Committee on Insurance—HJ 2142
 01/16/2018 House—Hearing: Thursday, January 18, 2018, 09:00 AM Room 281-N
 01/23/2018 House—Committee Report recommending bill be passed as amended by Committee on Insurance—HJ 2170
 02/08/2018 House—Committee of the Whole - Be passed as amended—HJ 2279
 02/08/2018 House—Emergency Final Action - Passed as amended; Yea: 123 Nay: 0—HJ 2281
 02/09/2018 Senate—Received and Introduced—SJ 1561
 02/12/2018 Senate—Referred to Committee on Financial Institutions and Insurance—SJ 1564

03/02/2018 Senate—Hearing: Tuesday, March 06, 2018, 09:30 AM Room 546-S
 03/06/2018 Senate—Committee Report recommending bill be passed and placed on
 Consent Calendar by Committee on Financial Institutions and Insurance—SJ 1671
 03/14/2018 Senate—Consent Calendar Passed Yea: 40 Nay: 0—SJ 1703
 03/20/2018 House—Enrolled and presented to Governor on Tuesday, March 20, 2018
 —HJ 2550
 03/22/2018 House—Approved by Governor on Thursday, March 22, 2018—HJ 2564

H 2470 Bill by Federal and State Affairs

**Alcoholic beverages; microbreweries; alcoholic candy and confectionery products;
 hours of sales of alcoholic liquor by the drink; self-service dispensing of beer
 and wine.**

01/16/2018 House—Introduced—HJ 2141
 01/17/2018 House—Referred to Committee on Federal and State Affairs—HJ 2145
 01/17/2018 House—Hearing: Thursday, January 18, 2018, 09:00 AM Room 346-S
 01/29/2018 House—Committee Report recommending bill be passed as amended by
 Committee on Federal and State Affairs—HJ 2193
 02/06/2018 House—Committee of the Whole - Be passed as amended—HJ 2242
 02/07/2018 House—Final Action - Passed as amended; Yea: 121 Nay: 1—HJ 2252
 02/07/2018 Senate—Received and Introduced—SJ 1551
 02/08/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1554
 02/21/2018 Senate—Hearing: Wednesday, February 28, 2018, 10:30 AM Room 144-S
 03/02/2018 Senate—Committee Report recommending bill be passed by Committee on
 Federal and State Affairs—SJ 1663
 03/06/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1670
 03/07/2018 Senate—Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 1677
 03/09/2018 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Barker, Representative Highland and
 Representative Ruiz as conferees—HJ 2482
 03/12/2018 Senate—Motion to accede adopted; Senator Estes, Senator Olson and
 Senator Faust-Goudeau appointed as conferees—SJ 1690
 04/04/2018 Senate—Conference Committee Report was adopted; Yea: 27 Nay: 10—SJ
 1962
 04/05/2018 House—Conference Committee Report not adopted; Representative Barker,
 Representative Highland and Representative Ruiz appointed as second conferees—
 HJ 2767
 04/05/2018 Senate—Motion to accede adopted; Senator Estes, Senator Olson and
 Senator Faust-Goudeau appointed as second conferees—SJ 1985
 04/30/2018 Senate—Conference Committee Report was adopted; Yea: 34 Nay: 4—SJ
 2134
 05/01/2018 House—Conference Committee Report was adopted; Yea: 94 Nay: 28—HJ
 2965
 05/04/2018 House—Enrolled and presented to Governor on Friday, May 04, 2018—HJ
 3334
 05/04/2018 House—Approved by Governor on Monday, May 14, 2018

H 2471 Bill by Health and Human Services

Physical therapy licensure compact.

01/16/2018 House—Introduced—HJ 2141
 01/17/2018 House—Referred to Committee on Health and Human Services—HJ 2145
 01/31/2018 House—Hearing: Monday, February 05, 2018, 01:30 PM Room 546-S

05/04/2018 House—Died in Committee

- H 2472** Bill by Health and Human Services
Relating to organ donation, amending the uniform anatomical gift act.
 01/16/2018 House—Introduced—HJ 2141
 01/17/2018 House—Referred to Committee on Health and Human Services—HJ 2145
 01/17/2018 House—Hearing: Tuesday, January 23, 2018, 01:30 PM Room 546-S
 02/13/2018 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 2311
 02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2396
 02/22/2018 House—Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2414
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Public Health and Welfare—SJ 1654
 02/28/2018 Senate—Hearing: Tuesday, March 06, 2018, 09:30 AM Room 118-N
 03/15/2018 Senate—Committee Report recommending bill be passed by Committee on Public Health and Welfare—SJ 1751
 03/26/2018 Senate—Committee of the Whole - Be passed—SJ 1814
 03/27/2018 Senate—Final Action - Passed; Yea: 40 Nay: 0—SJ 1831
 04/02/2018 House—Enrolled and presented to Governor on Monday, April 02, 2018—HJ 2742
 04/05/2018 House—Approved by Governor on Wednesday, April 4, 2018—HJ 2756
- H 2473** Bill by Representative Sloan
Rural broadband, income tax credit, modifications; sales tax exemptions.
 01/16/2018 House—Introduced—HJ 2141
 01/17/2018 House—Referred to Committee on Taxation—HJ 2145
 05/04/2018 House—Died in Committee
- H 2474** Bill by Judiciary
Removing the requirement for district courts to mail marriage certificate information to the secretary of health and environment.
 01/17/2018 House—Introduced—HJ 2143
 01/17/2018 House—Hearing: Monday, January 22, 2018, 03:30 PM Room 112-N
 01/18/2018 House—Referred to Committee on Judiciary—HJ 2158
 02/02/2018 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Judiciary—HJ 2234
 02/07/2018 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 2251
 02/07/2018 Senate—Received and Introduced—SJ 1551
 02/08/2018 Senate—Referred to Committee on Judiciary—SJ 1554
 02/21/2018 Senate—Hearing: Thursday, March 01, 2018, 10:30 AM Room 346-S
 05/04/2018 Senate—Died in Senate Committee
- H 2475** Bill by Federal and State Affairs
Authorizing the on-premises sale by microbreweries of certain large containers of beer for off-premises consumption and providing labeling requirements for such containers.
 01/17/2018 House—Introduced—HJ 2143
 01/17/2018 House—Hearing: Tuesday, January 23, 2018, 09:00 AM Room 346-S
 01/18/2018 House—Referred to Committee on Federal and State Affairs—HJ 2158
 05/04/2018 House—Died in Committee
- H 2476** Bill by Federal and State Affairs

Amending the open records act and creating an exception to the unlawful use of public records for certain commercial uses.

- 01/17/2018 House—Introduced—HJ 2144
 01/17/2018 House—Hearing: Tuesday, January 23, 2018, 09:00 AM Room 346-S
 01/18/2018 House—Referred to Committee on Federal and State Affairs—HJ 2158
 01/31/2018 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 2202
 02/14/2018 House—Committee of the Whole - Handwritten Motion to Amend - Offered by Representative Carmichael—HJ 2315
 02/14/2018 House—Committee of the Whole - Handwritten Amendment by Representative Carmichael was withdrawn—HJ 2322
 02/14/2018 House—Committee of the Whole - Motion to rerefer to committee failed Committee on Federal and State Affairs
 02/14/2018 House—Committee of the Whole - Be passed as amended—HJ 2315
 02/15/2018 House—Final Action - Passed as amended; Yea: 107 Nay: 15—HJ 2328
 02/15/2018 Senate—Received and Introduced—SJ 1583
 02/16/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1599
 02/21/2018 Senate—Hearing: Wednesday, February 28, 2018, 10:30 AM Room 144-S
 03/02/2018 Senate—Committee Report recommending bill be passed by Committee on Federal and State Affairs—SJ 1663
 03/13/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1697
 03/14/2018 Senate—Final Action - Passed as amended; Yea: 38 Nay: 2—SJ 1704
 03/20/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Barker, Representative Highland and Representative Ruiz as conferees—HJ 2545
 03/20/2018 Senate—Motion to accede adopted; Senator Estes, Senator Olson and Senator Faust-Goudeau appointed as conferees—SJ 1766
 04/07/2018 Senate—Conference Committee Report was adopted; Yea: 39 Nay: 1—SJ 2044
 04/26/2018 House—Conference Committee Report was adopted; Yea: 91 Nay: 29—HJ 2870
 04/30/2018 House—Enrolled and presented to Governor on Monday, April 30, 2018—HJ 2962
 05/04/2018 House—Approved by Governor on Friday, May 4, 2018—HJ 3334

H 2477 Bill by Agriculture

Relating to the Kansas pet animal act.

- 01/17/2018 House—Introduced—HJ 2144
 01/18/2018 House—Referred to Committee on Agriculture—HJ 2158
 01/23/2018 House—Hearing: Tuesday, January 30, 2018, 03:30 PM Room 582-N
 02/15/2018 House—Committee Report recommending bill be passed as amended by Committee on Agriculture—HJ 2330
 02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2409
 02/22/2018 House—Final Action - Passed as amended; Yea: 103 Nay: 14—HJ 2414
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 1654
 03/07/2018 Senate—Hearing: Thursday, March 08, 2018, 08:30 AM Room 159-S
 03/21/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Agriculture and Natural Resources—SJ 1773
 03/29/2018 Senate—Committee of the Whole - Be passed as further amended—SJ

1874

03/29/2018 Senate—Emergency Final Action - Passed as amended; Yea: 34 Nay: 6—SJ 1932

04/06/2018 House—Concurred with amendments; Yea: 116 Nay: 4—HJ 2798

04/26/2018 House—Enrolled and presented to Governor on Tuesday, April 10, 2018—HJ 2897

04/26/2018 House—Approved by Governor on Monday, April 16, 2018—HJ 2860

H 2478 Bill by Agriculture

Relating to Kansas department of agriculture license renewal dates and late fees.

01/18/2018 House—Introduced—HJ 2144

01/17/2018 House—Hearing: Monday, January 22, 2018, 03:30 PM Room 582-N

01/18/2018 House—Referred to Committee on Agriculture—HJ 2158

02/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Agriculture—HJ 2369

02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2409

02/22/2018 House—Final Action - Passed as amended; Yea: 102 Nay: 15—HJ 2415

02/22/2018 Senate—Received and Introduced—SJ 1642

02/28/2018 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 1654

05/04/2018 Senate—Died in Senate Committee

H 2479 Bill by Judiciary

Allowing criminal cases to be stayed during state appeal of writ of habeas corpus relief; creating procedures and limitations concerning contact with jurors following a criminal jury trial; clarifying methods of recording grand jury proceedings.

01/17/2018 House—Introduced—HJ 2144

01/17/2018 House—Hearing: Monday, January 22, 2018, 03:30 PM Room 112-N

01/18/2018 House—Referred to Committee on Judiciary—HJ 2158

02/02/2018 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 2234

02/20/2018 House—Committee of the Whole - Be passed—HJ 2353

02/21/2018 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 2386

02/21/2018 Senate—Received and Introduced—SJ 1640

02/22/2018 Senate—Referred to Committee on Judiciary—SJ 1642

02/28/2018 Senate—Hearing: Wednesday, March 07, 2018, 10:30 AM Room 346-S

03/23/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 1809

03/28/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1859

03/29/2018 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1868

04/02/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Finch, Representative Ralph and Representative Carmichael as conferees—HJ 2732

04/03/2018 Senate—Motion to accede adopted; Senator Wilborn, Senator Lynn and Senator Haley appointed as conferees—SJ 1942

05/02/2018 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 2238

05/03/2018 House—Conference Committee Report was adopted; Yea: 106 Nay: 13—HJ 3114

05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018

05/04/2018 House—Approved by Governor on Monday, May 14, 2018

- H 2480** Bill by Judiciary
Changing the definition of "misdemeanor crime of domestic violence" in the Kansas law enforcement training act.
 01/18/2018 House—Introduced—HJ 2144
 01/18/2018 House—Referred to Committee on Judiciary—HJ 2158
 01/24/2018 House—Hearing: Monday, January 29, 2018, 03:30 PM Room 112-N
 02/12/2018 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 2297
 02/21/2018 House—Committee of the Whole - Be passed—HJ 2396
 02/22/2018 House—Final Action - Passed; Yea: 117 Nay: 0—HJ 2415
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Judiciary—SJ 1654
 03/07/2018 Senate—Hearing: Tuesday, March 13, 2018, 10:30 AM Room 346-S
 05/04/2018 Senate—Died in Senate Committee
- H 2481** Bill by Judiciary
Creating the adoption protection act and updating the Kansas adoption and relinquishment act.
 01/17/2018 House—Introduced—HJ 2144
 01/18/2018 House—Referred to Committee on Judiciary—HJ 2158
 01/24/2018 House—Hearing: Tuesday, January 30, 2018, 03:30 PM Room 112-N
 02/19/2018 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 2344
 02/21/2018 House—Committee of the Whole - Be passed—HJ 2391
 02/22/2018 House—Final Action - Passed; Yea: 117 Nay: 0—HJ 2416
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Judiciary—SJ 1654
 03/07/2018 Senate—Hearing: Thursday, March 15, 2018, 10:30 AM Room 346-S
 03/22/2018 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 1789
 03/28/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1861
 03/29/2018 Senate—Final Action - Passed as amended; Yea: 28 Nay: 12—SJ 1868
 03/29/2018 House—Motion to Reconsider Adopted—HJ 2724
 03/29/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Finch, Representative Ralph and Representative Carmichael as conferees—HJ 2724
 04/02/2018 Senate—Motion to accede adopted; Senator Wilborn, Senator Lynn and Senator Haley appointed as conferees—SJ 1937
 05/04/2018 House—Died in Conference
- H 2482** Bill by Commerce, Labor and Economic Development
Concerning restrictions of state contracts with businesses engaged in anti-Israel boycotts.
 01/17/2018 House—Introduced—HJ 2144
 01/17/2018 House—Hearing: Tuesday, January 23, 2018, 01:30 PM Room 112-N
 01/18/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2158
 01/25/2018 House—Committee Report recommending bill be passed by Committee on Commerce, Labor and Economic Development—HJ 2177

- 01/26/2018 House—Committee of the Whole - Be passed—HJ 2185
 01/29/2018 House—Final Action - Passed; Yea: 75 Nay: 47—HJ 2192
 01/29/2018 Senate—Received and Introduced—SJ 1517
 01/30/2018 Senate—Referred to Committee on Commerce—SJ 1519
 02/07/2018 Senate—Hearing: Wednesday, February 14, 2018, 08:30 AM Room 548-S
 02/15/2018 Senate—Committee Report recommending bill be passed as amended by
 Committee on Commerce—SJ 1589
 02/20/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1606
 02/21/2018 Senate—Final Action - Passed as amended; Yea: 35 Nay: 5—SJ 1622
 03/09/2018 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Mason, Representative Corbet and
 Representative Whipple as conferees—HJ 2482
 03/12/2018 Senate—Motion to accede adopted; Senator Lynn, Senator Suellentrop and
 Senator Holland appointed as conferees—SJ 1690
 03/29/2018 House—Representative Barker, Representative Highland, and
 Representative Ruiz are appointed to replace Representative Mason, Representative
 Corbet, and Representative Whipple on the Conference Committee—HJ 2724
 04/02/2018 Senate—Senator Estes, Senator Olson, and Senator Faust-Goudeau are
 appointed to replace Senator Lynn, Senator Suellentrop, and Senator Holland on the
 Conference Committee—SJ 1940
 04/07/2018 Senate—Conference Committee Report was adopted; Yea: 36 Nay: 1—SJ
 2046
 04/07/2018 House—Conference Committee Report was adopted; Yea: 88 Nay: 32—HJ
 2848
 04/26/2018 House—Enrolled and presented to Governor on Monday, April 16, 2018—
 HJ 2897
 04/26/2018 House—Approved by Governor on Wednesday, April 18, 2018—HJ 2860
- H 2483** Bill by Representative Aurand
Due process for termination of certain teachers' contracts.
 01/17/2018 House—Introduced—HJ 2144
 01/18/2018 House—Referred to Committee on Education—HJ 2158
 01/24/2018 House—Hearing: Wednesday, January 24, 2018, 03:30 PM Room 546-S
 05/04/2018 House—Died in Committee
- H 2484** Bill by Education
**Provision of assistive technology, sign language and Braille services for students
 with a disability.**
 01/17/2018 House—Introduced—HJ 2144
 01/18/2018 House—Referred to Committee on Education—HJ 2158
 05/04/2018 House—Died in Committee
- H 2485** Bill by Education
**Requiring transportation of certain students when no safe pedestrian route is
 available.**
 01/17/2018 House—Introduced—HJ 2144
 01/18/2018 House—Referred to Committee on Education—HJ 2158
 02/09/2018 House—Hearing: Wednesday, February 14, 2018, 03:30 PM Room 546-S
 05/04/2018 House—Died in Committee
- H 2486** Bill by Transportation
Allowing golf carts to be driven on certain streets at night and requiring certain

equipment.

- 01/17/2018 House—Introduced—HJ 2144
 01/18/2018 House—Referred to Committee on Transportation—HJ 2158
 01/24/2018 House—Hearing: Tuesday, January 30, 2018, 01:30 PM Room 582-N
 02/07/2018 House—Committee Report recommending bill be passed by Committee on Transportation—HJ 2254
 02/19/2018 House—Committee of the Whole - Be passed—HJ 2342
 02/20/2018 House—Final Action - Passed; Yea: 89 Nay: 29—HJ 2358
 02/21/2018 Senate—Received and Introduced—SJ 1615
 02/22/2018 Senate—Referred to Committee on Transportation—SJ 1642
 02/28/2018 Senate—Hearing: Wednesday, March 07, 2018, 08:30 AM Room 546-S
 03/20/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 1767
 03/28/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1859
 03/29/2018 Senate—Final Action - Passed as amended; Yea: 36 Nay: 4—SJ 1871
 05/04/2018 House—Died on Calendar

H 2487 Bill by Insurance**Authorizing the commissioner of insurance to provide for certain modifications of an employer's premium rates under a workers compensation insurance policy.**

- 01/17/2018 House—Introduced—HJ 2144
 01/18/2018 House—Referred to Committee on Insurance—HJ 2158
 01/24/2018 House—Hearing: Thursday, February 01, 2018, 09:00 AM Room 281-N
 02/20/2018 House—Withdrawn from Committee on Insurance; Referred to Committee on Appropriations—HJ 2352
 03/26/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Insurance—HJ 2581
 03/27/2018 House—Committee Report recommending bill be passed by Committee on Insurance—HJ 2665
 05/04/2018 House—Died on Calendar

H 2488 Bill by Taxation**Creating the crime of unlawful acts involving automated sales suppression devices.**

- 01/17/2018 House—Introduced—HJ 2144
 01/18/2018 House—Referred to Committee on Taxation—HJ 2158
 01/18/2018 House—Hearing: Tuesday, January 23, 2018, 03:30 PM Room 346-S
 01/25/2018 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 2182
 02/15/2018 House—Committee of the Whole - Be passed as amended—HJ 2330
 02/19/2018 House—Final Action - Passed as amended; Yea: 121 Nay: 0—HJ 2340
 02/19/2018 Senate—Received and Introduced—SJ 1602
 02/20/2018 Senate—Referred to Committee on Assessment and Taxation—SJ 1604
 03/14/2018 Senate—Hearing: Tuesday, March 20, 2018, 09:30 AM Room 548-S
 03/20/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Assessment and Taxation—SJ 1766
 03/29/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1873
 03/29/2018 Senate—Emergency Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1933
 04/02/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Johnson, Representative Phillips and Representative Sawyer as conferees—HJ 2732

04/03/2018 Senate—Motion to accede adopted; Senator Tyson, Senator Kerschen and Senator Holland appointed as conferees—SJ 1942
 04/06/2018 Senate—Senator Francisco is appointed to replace Senator Holland on the Conference Committee—SJ 2011
 04/26/2018 Senate—Senator Holland is appointed to replace Senator Francisco on the Conference Committee—SJ 2106
 05/03/2018 Senate—Conference Committee Report was adopted; Yea: 22 Nay: 0—SJ 2329
 05/04/2018 House—Conference Committee Report was adopted; Yea: 119 Nay: 0—HJ 3250
 05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018
 05/04/2018 House—Approved by Governor on Monday, May 14, 2018

H 2489

Bill by Taxation

Apportionment of corporate income under the multistate tax compact; election.

01/17/2018 House—Introduced—HJ 2145
 01/18/2018 House—Referred to Committee on Taxation—HJ 2158
 02/05/2018 House—Hearing: Thursday, February 08, 2018, 03:30 PM Room 346-S
 03/08/2018 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 2478
 03/15/2018 House—Committee of the Whole - Be passed as amended—HJ 2520
 03/16/2018 House—Final Action - Passed as amended; Yea: 110 Nay: 8—HJ 2525
 03/19/2018 Senate—Received and Introduced—SJ 1760
 03/20/2018 Senate—Referred to Committee on Assessment and Taxation—SJ 1762
 05/04/2018 Senate—Died in Senate Committee

H 2490

Bill by Taxation

Defining durable medical equipment under the Kansas retailers sales tax act.

01/18/2018 House—Introduced—HJ 2145
 01/18/2018 House—Referred to Committee on Taxation—HJ 2158
 01/18/2018 House—Hearing: Tuesday, January 23, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

H 2491

Bill by Taxation

Sales tax; installation of appliances and electronic products.

01/18/2018 House—Introduced—HJ 2145
 01/18/2018 House—Referred to Committee on Taxation—HJ 2158
 05/04/2018 House—Died in Committee

H 2492

Bill by Taxation

Providing sales tax authority for certain counties and sales tax exemptions for certain organizations and coins or bullion.

01/17/2018 House—Introduced—HJ 2145
 01/18/2018 House—Referred to Committee on Taxation—HJ 2158
 01/18/2018 House—Hearing: Monday, January 22, 2018, 03:30 PM Room 346-S
 01/25/2018 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 2182
 02/08/2018 House—Committee of the Whole - Be passed as amended—HJ 2279
 02/08/2018 House—Emergency Final Action - Passed as amended; Yea: 109 Nay: 14—HJ 2281
 02/09/2018 Senate—Received and Introduced—SJ 1561
 02/12/2018 Senate—Referred to Committee on Assessment and Taxation—SJ 1564

03/21/2018 Senate—Hearing: Thursday, March 22, 2018, 09:30 AM Room 548-S
 03/23/2018 Senate—Committee Report recommending bill be passed as amended by
 Committee on Assessment and Taxation—SJ 1804
 03/29/2018 Senate—Committee of the Whole - Be passed as further amended—SJ
 1932
 03/29/2018 Senate—Emergency Final Action - Passed as amended; Yea: 38 Nay: 2—SJ
 1933
 04/02/2018 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Johnson, Representative Phillips and
 Representative Sawyer as conferees—HJ 2732
 04/03/2018 Senate—Motion to accede adopted; Senator Tyson, Senator Kerschen and
 Senator Holland appointed as conferees—SJ 1942
 04/06/2018 Senate—Senator Francisco is appointed to replace Senator Holland on the
 Conference Committee—SJ 2011
 04/26/2018 Senate—Senator Holland is appointed to replace Senator Francisco on the
 Conference Committee—SJ 2107
 05/01/2018 House—Motion to concur with amendments in conference failed; Yea: 19
 Nay: 102 (Remains in Conference)—HJ 3009
 05/04/2018 House—Died in Conference

H 2493 Bill by Taxation**Giving the director of taxation subpoena power for sales tax investigations.**

01/17/2018 House—Introduced—HJ 2145
 01/18/2018 House—Referred to Committee on Taxation—HJ 2158
 01/18/2018 House—Hearing: Wednesday, January 24, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

H 2494 Bill by Commerce, Labor and Economic Development**Amending certain provisions pertaining to rebates with respect to real estate brokers and salespersons.**

01/18/2018 House—Introduced—HJ 2157
 01/19/2018 House—Referred to Committee on Commerce, Labor and Economic
 Development—HJ 2160
 02/07/2018 House—Hearing: Monday, February 12, 2018, 01:30 PM Room 112-N
 02/22/2018 House—Withdrawn from Committee on Commerce, Labor and Economic
 Development; Referred to Committee on Appropriations—HJ 2412
 03/01/2018 House—Withdrawn from Committee on Appropriations; Rereferred to
 Committee on Commerce, Labor and Economic Development—HJ 2452
 05/04/2018 House—Died in Committee

H 2495 Bill by Health and Human Services**Compliance by community service providers with developmental disabilities reform act.**

01/18/2018 House—Introduced—HJ 2157
 01/19/2018 House—Referred to Committee on Health and Human Services—HJ 2160
 05/04/2018 House—Died in Committee

H 2496 Bill by Health and Human Services**Enacting the nurse licensure compact.**

01/18/2018 House—Introduced—HJ 2157
 01/19/2018 House—Referred to Committee on Health and Human Services—HJ 2160
 01/24/2018 House—Hearing: Wednesday, January 31, 2018, 01:30 PM Room 546-S

02/07/2018 House—Hearing: Thursday, February 08, 2018, 01:30 PM Room 546-S
 02/21/2018 House—Committee Report recommending bill be passed as amended by
 Committee on Health and Human Services—HJ 2396
 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2431
 02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 116 Nay: 1—
 HJ 2441
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred to Committee on Public Health and Welfare—SJ 1657
 03/14/2018 Senate—Hearing: Wednesday, March 21, 2018, 09:30 AM Room 118-N
 03/21/2018 Senate—Hearing continuation: Thursday, March 22, 2018, 09:30 AM
 Room 118-N
 03/22/2018 Senate—Committee Report recommending bill be passed as amended by
 Committee on Public Health and Welfare—SJ 1800
 03/27/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1835
 03/28/2018 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1857
 03/29/2018 House—Concurred with amendments; Yea: 123 Nay: 1—HJ 2705
 04/05/2018 House—Enrolled and presented to Governor on Thursday, April 05, 2018—
 HJ 2769
 04/26/2018 House—Approved by Governor on Tuesday, April 10, 2018—HJ 2860

H 2497 Bill by Judiciary**Granting immunity from civil liability to the person who files a grand jury petition.**

01/18/2018 House—Introduced—HJ 2158
 01/19/2018 House—Referred to Committee on Judiciary—HJ 2160
 05/04/2018 House—Died in Committee

H 2498 Bill by Representative Victors**Prohibiting governmental entities from prohibiting the wearing of tribal regalia and objects of cultural significance at public events.**

01/18/2018 House—Introduced—HJ 2158
 01/19/2018 House—Referred to Committee on Federal and State Affairs—HJ 2160
 01/25/2018 House—Hearing: Thursday, February 01, 2018, 09:00 AM Room 346-S
 02/14/2018 House—Committee Report recommending bill be passed by Committee on
 Federal and State Affairs—HJ 2320
 02/20/2018 House—Committee of the Whole - Be passed—HJ 2353
 02/21/2018 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 2386
 02/21/2018 Senate—Received and Introduced—SJ 1640
 02/22/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1642
 03/01/2018 Senate—Hearing: Monday, March 05, 2018, 10:30 AM Room 144-S
 03/06/2018 Senate—Committee Report recommending bill be passed and placed on
 Consent Calendar by Committee on Federal and State Affairs—SJ 1671
 03/13/2018 Senate—Withdrawn from Consent Calendar and placed on General Orders
 —SJ 1695
 03/14/2018 Senate—Committee of the Whole - Be passed—SJ 1705
 03/15/2018 Senate—Final Action - Passed; Yea: 40 Nay: 0—SJ 1715
 03/20/2018 House—Enrolled and presented to Governor on Tuesday, March 20, 2018
 —HJ 2550
 03/26/2018 House—Approved by Governor on Monday, March 26, 2018—HJ 2650

H 2499 Bill by Insurance

Repealing a provision in the uniform insurance agents licensing act concerning automatic certification of certain insurance agents.

01/18/2018 House—Introduced—HJ 2158

01/19/2018 House—Referred to Committee on Insurance—HJ 2160

05/04/2018 House—Died in Committee

H 2500 Bill by Taxation**Sales tax exemption for friends of hospice of Jefferson county.**

01/18/2018 House—Introduced—HJ 2158

01/19/2018 House—Referred to Committee on Taxation—HJ 2160

03/01/2018 House—Hearing: Monday, March 05, 2018, 03:30 PM Room 346-S

05/04/2018 House—Died in Committee

H 2501 Bill by Health and Human Services**Establishing the health occupations credentialing fee fund.**

01/18/2018 House—Introduced—HJ 2158

01/19/2018 House—Referred to Committee on Health and Human Services—HJ 2160

01/31/2018 House—Hearing: Tuesday, February 06, 2018, 01:30 PM Room 546-S

02/13/2018 House—Committee Report recommending bill be passed by Committee on Health and Human Services—HJ 2311

02/20/2018 House—Committee of the Whole - Be passed—HJ 2361

02/21/2018 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 2387

02/21/2018 Senate—Received and Introduced—SJ 1640

02/22/2018 Senate—Referred to Committee on Public Health and Welfare—SJ 1642

02/28/2018 Senate—Hearing: Wednesday, March 07, 2018, 09:30 AM Room 118-N

03/19/2018 Senate—Committee Report recommending bill be passed by Committee on Public Health and Welfare—SJ 1760

03/26/2018 Senate—Committee of the Whole - Be passed—SJ 1814

03/27/2018 Senate—Final Action - Passed; Yea: 39 Nay: 1—SJ 1831

04/02/2018 House—Enrolled and presented to Governor on Monday, April 02, 2018—HJ 2742

04/05/2018 House—Approved by Governor on Wednesday, April 4, 2018—HJ 2756

H 2502 Bill by Commerce, Labor and Economic Development**Regulation of the sale of beer by cereal malt beverage licensees.**

01/18/2018 House—Introduced—HJ 2158

01/19/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2160

01/24/2018 House—Hearing: Monday, January 29, 2018, 01:30 PM Room 112-N

01/31/2018 House—Committee Report recommending bill be passed by Committee on Commerce, Labor and Economic Development—HJ 2202

02/07/2018 House—Committee of the Whole - Be passed—HJ 2252

02/08/2018 House—Final Action - Passed; Yea: 117 Nay: 6—HJ 2270

02/09/2018 Senate—Received and Introduced—SJ 1561

02/12/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1564

02/21/2018 Senate—Hearing: Wednesday, February 28, 2018, 10:30 AM Room 144-S

03/02/2018 Senate—Committee Report recommending bill be passed by Committee on Federal and State Affairs—SJ 1663

03/06/2018 Senate—Committee of the Whole - Be passed—SJ 1668

03/07/2018 Senate—Final Action - Passed; Yea: 39 Nay: 0—SJ 1677

03/13/2018 House—Enrolled and presented to Governor on Tuesday, March 13, 2018

—HJ 2500

03/15/2018 House—Approved by Governor on Thursday, March 15, 2018—HJ 2518

- H 2503** Bill by Representative Jones
Providing for the reinstatement of certain canceled licenses by the state board of healing arts.
 01/18/2018 House—Introduced—HJ 2158
 01/19/2018 House—Referred to Committee on Health and Human Services—HJ 2160
 05/04/2018 House—Died in Committee
- H 2504** Bill by Representative Carpenter
Advance voting; advance voting ballot envelopes; secretary of state duties.
 01/18/2018 House—Introduced—HJ 2158
 01/19/2018 House—Referred to Committee on Elections—HJ 2160
 01/31/2018 House—Hearing: Monday, February 05, 2018, 01:30 PM Room 281-N
 02/15/2018 House—Committee Report recommending bill be passed by Committee on Elections—HJ 2332
 02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444
- H 2505** Bill by Local Government
Cities; when mayor is considered part of the governing body for voting purposes.
 01/19/2018 House—Introduced—HJ 2160
 01/22/2018 House—Referred to Committee on Local Government—HJ 2162
 01/24/2018 House—Hearing: Tuesday, January 30, 2018, 01:30 PM Room 281-N
 02/07/2018 House—Committee Report recommending bill be passed by Committee on Local Government—HJ 2254
 02/14/2018 House—Committee of the Whole - Be passed—HJ 2315
 02/15/2018 House—Final Action - Passed; Yea: 122 Nay: 0—HJ 2328
 02/15/2018 Senate—Received and Introduced—SJ 1583
 02/16/2018 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 1599
 03/07/2018 Senate—Hearing: Thursday, March 15, 2018, 09:30 AM Room 142-S
 03/20/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Ethics, Elections and Local Government—SJ 1766
 05/04/2018 Senate—Died on Senate General Orders
- H 2506** Bill by Local Government
Rehabilitation of abandoned property by cities.
 01/19/2018 House—Introduced—HJ 2160
 01/22/2018 House—Referred to Committee on Local Government—HJ 2162
 01/22/2018 House—Hearing: Tuesday, January 23, 2018, 01:30 PM Room 281-N
 02/09/2018 House—Committee Report recommending bill be passed by Committee on Local Government—HJ 2292
 02/14/2018 House—Committee of the Whole - Be passed—HJ 2315
 02/15/2018 House—Final Action - Passed; Yea: 90 Nay: 32—HJ 2329
 02/15/2018 Senate—Received and Introduced—SJ 1583
 02/16/2018 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 1599
 03/07/2018 Senate—Hearing: (proponents) Tuesday, March 13, 2018, 09:30 AM Room 142-S
 03/08/2018 Senate—Hearing: (opponents) Wednesday, March 14, 2018, 09:30 AM Room 142-S

05/04/2018 Senate—Died in Senate Committee

- H 2507** Bill by Health and Human Services
Prohibiting substantial change to the Kansas medical assistance program without prior legislative approval.
 01/19/2018 House—Introduced—HJ 2160
 01/22/2018 House—Referred to Committee on Health and Human Services—HJ 2162
 05/04/2018 House—Died in Committee
- H 2508** Bill by Representatives Bishop, Ballard, Carlin, Clayton, Crum, Deere, Elliott, Finney, Good, Highberger, Holscher, Horn, Koesten, Lusk, Miller, Murnan, Neighbor, Ohaebosim, Parker, Pittman, Probst, Trimmer, Winn
Creating a suspended eligibility status for recipients of state medicaid services.
 01/22/2018 House—Introduced—HJ 2161
 01/23/2018 House—Referred to Committee on Health and Human Services—HJ 2168
 05/04/2018 House—Died in Committee
- H 2509** Bill by Representative Orr
Election commissioners; role of the secretary of state and boards of county commissioners.
 01/22/2018 House—Introduced—HJ 2161
 01/23/2018 House—Referred to Committee on Local Government—HJ 2168
 01/31/2018 House—Hearing: Tuesday, February 06, 2018, 01:30 PM Room 281-N
 02/09/2018 House—Committee Report recommending bill be passed by Committee on Local Government—HJ 2292
 02/21/2018 House—Committee of the Whole - Motion to refer to committee failed Committee on Elections—HJ 2396
 02/21/2018 House—Committee of the Whole - Be passed—HJ 2396
 02/22/2018 House—Final Action - Passed; Yea: 77 Nay: 40—HJ 2416
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 1654
 05/04/2018 Senate—Died in Senate Committee
- H 2510** Bill by Agriculture
Relating to the applicability of conditions for operating recreational trails.
 01/22/2018 House—Introduced—HJ 2162
 01/23/2018 House—Referred to Committee on Agriculture—HJ 2168
 05/04/2018 House—Died in Committee
- H 2511** Bill by Transportation
Making commercial driver's licenses renewable every five years.
 01/22/2018 House—Introduced—HJ 2162
 01/23/2018 House—Referred to Committee on Transportation—HJ 2168
 01/24/2018 House—Hearing: Thursday, February 01, 2018, 01:30 PM Room 582-N
 02/07/2018 House—Committee Report recommending bill be passed by Committee on Transportation—HJ 2254
 02/19/2018 House—Committee of the Whole - Be passed—HJ 2342
 02/20/2018 House—Final Action - Passed; Yea: 118 Nay: 0—HJ 2359
 02/21/2018 Senate—Received and Introduced—SJ 1615
 02/22/2018 Senate—Referred to Committee on Transportation—SJ 1642
 02/28/2018 Senate—Hearing: Tuesday, March 06, 2018, 08:30 AM Room 546-S

03/06/2018 Senate—Hearing continuation: Thursday, March 08, 2018, 08:30 AM Room 546-S
 03/20/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 1767
 03/26/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1815
 03/27/2018 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1831
 03/28/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Proehl, Representative Francis and Representative Lusker as conferees—HJ 2689
 03/29/2018 Senate—Motion to accede adopted; Senator Petersen, Senator Goddard and Senator Pettey appointed as conferees—SJ 1866
 04/30/2018 Senate—Conference Committee Report was adopted; Yea: 39 Nay: 0—SJ 2148
 05/01/2018 House—Conference Committee Report was adopted; Yea: 121 Nay: 1—HJ 2979
 05/04/2018 House—Enrolled and presented to Governor on Friday, May 04, 2018—HJ 3334
 05/04/2018 House—Approved by Governor on Tuesday, May 8, 2018

- H 2512** Bill by Health and Human Services
Establishing the Kansas telemedicine act.
 01/22/2018 House—Introduced—HJ 2162
 01/23/2018 House—Referred to Committee on Health and Human Services—HJ 2168
 01/24/2018 House—Hearing: Thursday, February 01, 2018, 01:30 PM Room 546-S
 02/02/2018 House—Hearing: Monday, February 05, 2018, 01:30 PM Room 546-S
 05/04/2018 House—Died in Committee
- H 2513** Bill by Water and Environment
Surface water protection fees.
 01/22/2018 House—Introduced—HJ 2162
 01/23/2018 House—Referred to Committee on Water and Environment—HJ 2168
 01/24/2018 House—Hearing: Tuesday, January 30, 2018, 09:00 AM Room 582-N
 05/04/2018 House—Died in Committee
- H 2514** Bill by Representative Sloan
Requiring the state corporation commission to study distributed energy rate design.
 01/22/2018 House—Introduced—HJ 2162
 01/23/2018 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 2168
 05/04/2018 House—Died in Committee
- H 2515** Bill by Representative Sloan
Income tax deduction for releases of telephone service territory.
 01/22/2018 House—Introduced—HJ 2162
 01/23/2018 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 2168
 01/31/2018 House—Hearing: Monday, February 05, 2018, 09:00 AM Room 582-N
 05/04/2018 House—Died in Committee
- H 2516** Bill by Federal and State Affairs
Providing immunity from civil liability for damage to a motor vehicle related to

the rescue of a person or animal.

- 01/22/2018 House—Introduced—HJ 2162
- 01/23/2018 House—Referred to Committee on Judiciary—HJ 2168
- 01/31/2018 House—Hearing: Monday, February 05, 2018, 03:30 PM Room 112-N
- 02/12/2018 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 2298
- 03/14/2018 House—Committee of the Whole - Be passed as amended—HJ 2504
- 03/15/2018 House—Final Action - Passed as amended; Yea: 122 Nay: 1—HJ 2518
- 03/15/2018 Senate—Received and Introduced—SJ 1712
- 03/16/2018 Senate—Referred to Committee on Judiciary—SJ 1755
- 03/16/2018 Senate—Hearing: Tuesday, March 20, 2018, 10:30 AM Room 144-S
- 03/22/2018 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 1789
- 03/27/2018 Senate—Committee of the Whole - Be passed—SJ 1835
- 03/28/2018 Senate—Final Action - Passed; Yea: 40 Nay: 0—SJ 1858
- 04/02/2018 House—Enrolled and presented to Governor on Monday, April 02, 2018—HJ 2742
- 04/06/2018 House—Approved by Governor on Thursday, April 5, 2018—HJ 2799

H 2517 Bill by Appropriations
Kansas lottery; permit lottery ticket vending machines and bingo ticket vending machines; lottery sunset extended; debt setoff; certain lottery money pledged to mental health and community crisis programs.

- 01/22/2018 House—Introduced—HJ 2162
- 01/23/2018 House—Referred to Committee on Appropriations—HJ 2168
- 01/24/2018 House—Withdrawn from Committee on Appropriations; Referred to Committee on Federal and State Affairs—HJ 2174
- 02/07/2018 House—Hearing: Thursday, February 15, 2018, 09:00 AM Room 346-S
- 03/23/2018 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 2575
- 05/04/2018 House—Died on Calendar

H 2518 Bill by Energy, Utilities and Telecommunications
Municipal energy agencies.

- 01/22/2018 House—Introduced—HJ 2164
- 01/23/2018 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 2168
- 05/04/2018 House—Died in Committee

H 2519 Bill by Representative Swanson
Exempting Kansas from daylight saving time.

- 01/23/2018 House—Introduced—HJ 2167
- 01/24/2018 House—Referred to Committee on Federal and State Affairs—HJ 2174
- 05/04/2018 House—Died in Committee

H 2520 Bill by Representative Swanson
Retroactive child support guidelines.

- 01/23/2018 House—Introduced—HJ 2167
- 01/24/2018 House—Referred to Committee on Judiciary—HJ 2174
- 01/31/2018 House—Hearing: Tuesday, February 06, 2018, 03:30 PM Room 112-N
- 05/04/2018 House—Died in Committee

- H 2521** Bill by Representative Swanson
Kansas no-call act; restrictions on use of automatic dialing-announcing devices.
 01/23/2018 House—Introduced—HJ 2167
 01/24/2018 House—Referred to Committee on Judiciary—HJ 2174
 05/04/2018 House—Died in Committee
- H 2522** Bill by Judiciary
Repealing the self-defense immunity.
 01/23/2018 House—Introduced—HJ 2167
 01/24/2018 House—Referred to Committee on Judiciary—HJ 2174
 05/04/2018 House—Died in Committee
- H 2523** Bill by Judiciary
Amending qualifications for the office of sheriff and changing the definition of "misdemeanor crime of domestic violence" in the Kansas law enforcement training act and adding relations between law enforcement officers and certain persons interacting with law enforcement in the crime of unlawful sexual relations.
 01/23/2018 House—Introduced—HJ 2167
 01/24/2018 House—Referred to Committee on Judiciary—HJ 2174
 01/31/2018 House—Hearing: Wednesday, February 07, 2018, 03:30 PM Room 112-N
 02/19/2018 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 2345
 02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2396
 02/22/2018 House—Final Action - Passed as amended; Yea: 103 Nay: 14—HJ 2417
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Judiciary—SJ 1654
 03/07/2018 Senate—Hearing: Tuesday, March 13, 2018, 10:30 AM Room 346-S
 03/15/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 1749
 03/27/2018 Senate—Committee of the Whole - Be passed as further amended—SJ 1847
 03/28/2018 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1858
 03/29/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Finch, Representative Ralph and Representative Carmichael as conferees—HJ 2706
 03/29/2018 Senate—Motion to accede adopted; Senator Wilborn, Senator Lynn and Senator Haley appointed as conferees—SJ 1934
 05/01/2018 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 2173
 05/02/2018 House—Conference Committee Report was adopted; Yea: 122 Nay: 0—HJ 3034
 05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018
 05/04/2018 House—Approved by Governor on Thursday, May 10, 2018
- H 2524** Bill by Judiciary
Allowing petitions for a protection from abuse order to include a request for transfer of rights to a wireless telephone number.
 01/23/2018 House—Introduced—HJ 2167
 01/24/2018 House—Referred to Committee on Judiciary—HJ 2174
 01/24/2018 House—Hearing: Wednesday, January 31, 2018, 03:30 PM Room 112-N

02/19/2018 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 2345
 02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2408
 02/22/2018 House—Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2418
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Judiciary—SJ 1654
 03/05/2018 Senate—Withdrawn from Committee on Judiciary; Referred to Committee on Utilities—SJ 1666
 03/07/2018 Senate—Hearing: Friday, March 16, 2018, 01:30 PM Room 548-S
 03/22/2018 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Utilities—SJ 1800
 03/27/2018 Senate—Consent Calendar Passed Yea: 40 Nay: 0—SJ 1829
 04/02/2018 House—Enrolled and presented to Governor on Monday, April 02, 2018—HJ 2742
 04/06/2018 House—Approved by Governor on Thursday, April 5, 2018—HJ 2799

H 2525 Bill by Representative Miller**Certain state elected officials; outside employment prohibited.**

01/23/2018 House—Introduced—HJ 2167
 01/24/2018 House—Referred to Committee on Federal and State Affairs—HJ 2174
 05/04/2018 House—Died in Committee

H 2526 Bill by Joint Administrative Rules and Regulations**Requiring approval of rules and regulations by the director of the budget and analysis of costs and any impact on business, and adding a ranking minority member to the joint committee on administrative rules and regulations.**

01/23/2018 House—Introduced—HJ 2167
 01/24/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2174
 01/31/2018 House—Hearing: Monday, February 05, 2018, 01:30 PM Room 112-N
 02/22/2018 House—Withdrawn from Committee on Commerce, Labor and Economic Development; Referred to Committee on Appropriations—HJ 2412
 03/01/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Commerce, Labor and Economic Development—HJ 2452
 03/14/2018 House—Committee Report recommending bill be passed as amended by Committee on Commerce, Labor and Economic Development—HJ 2506
 03/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2567
 03/23/2018 House—Final Action - Passed as amended; Yea: 95 Nay: 26—HJ 2571
 03/26/2018 Senate—Received and Introduced—SJ 1816
 03/27/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1828
 03/28/2018 Senate—Hearing and possible action: Monday, April 02, 2018, 09:00 AM Room 144-S
 04/03/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—SJ 1957
 05/04/2018 Senate—Died on Senate General Orders

H 2527 Bill by Taxation**Creating the crime of unlawful acts involving automated sales suppression devices.**

01/23/2018 House—Introduced—HJ 2170
 01/24/2018 House—Referred to Committee on Taxation—HJ 2174
 02/01/2018 House—Hearing: Tuesday, February 06, 2018, 03:30 PM Room 346-S

03/01/2018 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 2454
 03/14/2018 House—Committee of the Whole - Be passed as amended—HJ 2504
 03/15/2018 House—Final Action - Passed as amended; Yea: 123 Nay: 0—HJ 2518
 03/15/2018 Senate—Received and Introduced—SJ 1712
 03/16/2018 Senate—Referred to Committee on Assessment and Taxation—SJ 1755
 05/04/2018 Senate—Died in Senate Committee

H 2528 Bill by Water and Environment

State water plan fund and the economic development initiatives fund.

01/23/2018 House—Introduced—HJ 2170
 01/24/2018 House—Referred to Committee on Water and Environment—HJ 2174
 01/31/2018 House—Hearing: Thursday, February 08, 2018, 09:00 AM Room 582-N
 05/04/2018 House—Died in Committee

H 2529 Bill by Representatives Pittman, Awerkamp, Blex, Elliott, Ellis, Eplee, Garber, Good, Highland, Williams

Creating a presumption of child's equal time with parents during court determinations of legal custody, residency or parenting time.

01/23/2018 House—Introduced—HJ 2170
 01/24/2018 House—Referred to Committee on Judiciary—HJ 2174
 01/31/2018 House—Hearing: Tuesday, February 06, 2018, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee

H 2530 Bill by Children and Seniors

Adding additional individuals to the list of mandatory reporters of suspected abuse of adults and children.

01/23/2018 House—Introduced—HJ 2171
 01/24/2018 House—Referred to Committee on Children and Seniors—HJ 2174
 02/05/2018 House—Hearing: Thursday, February 08, 2018, 09:00 AM Room 218-N
 02/19/2018 House—Committee Report recommending bill be passed as amended by Committee on Children and Seniors—HJ 2342
 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2425
 02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2433
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred to Committee on Public Health and Welfare—SJ 1657
 05/04/2018 Senate—Died in Senate Committee

H 2531 Bill by Transportation

Designating portions of certain highways as memorial highways for members of the Kansas highway patrol killed in action, governor John Carlin and master deputy Brandon Collins, and requiring future memorials to contain the individual's title or rank in certain cases.

01/24/2018 House—Introduced—HJ 2173
 01/25/2018 House—Referred to Committee on Transportation—HJ 2177
 01/26/2018 House—Hearing: Thursday, February 01, 2018, 01:30 PM Room 582-N
 02/07/2018 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Transportation—HJ 2254
 02/12/2018 House—Final Action - Passed; Yea: 119 Nay: 0—HJ 2295
 02/12/2018 Senate—Received and Introduced—SJ 1564
 02/13/2018 Senate—Referred to Committee on Transportation—SJ 1577

02/21/2018 Senate—Hearing: Thursday, March 01, 2018, 08:30 AM Room 546-S
 03/13/2018 Senate—Committee Report recommending bill be passed as amended by
 Committee on Transportation—SJ 1701
 03/14/2018 Senate—Withdrawn from Calendar, Rereferred to Committee on
 Transportation—SJ 1703
 05/04/2018 Senate—Died in Senate Committee

H 2532 Bill by Commerce, Labor and Economic Development
**Clarifying an exemption for commercial property owners under the Kansas
 roofing contractor registration act.**
 01/24/2018 House—Introduced—HJ 2173
 01/25/2018 House—Referred to Committee on Commerce, Labor and Economic
 Development—HJ 2176
 02/07/2018 House—Hearing: Wednesday, February 14, 2018, 01:30 PM Room 112-N
 05/04/2018 House—Died in Committee

H 2533 Bill by Federal and State Affairs
**Kansas expanded lottery act; providing that sports gaming be solely operated and
 managed by racetrack gaming facilities.**
 01/24/2018 House—Introduced—HJ 2173
 01/25/2018 House—Referred to Committee on Federal and State Affairs—HJ 2176
 05/04/2018 House—Died in Committee

H 2534 Bill by Corrections and Juvenile Justice
Defining exhibition of speed or acceleration offense.
 01/24/2018 House—Introduced—HJ 2173
 01/25/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ
 2176
 01/31/2018 House—Hearing: Monday, February 05, 2018, 01:30 PM Room 152-S
 02/13/2018 House—Committee Report recommending bill be passed as amended by
 Committee on Corrections and Juvenile Justice—HJ 2302
 02/20/2018 House—Committee of the Whole - Be passed as amended—HJ 2369
 02/21/2018 House—Final Action - Passed as amended; Yea: 82 Nay: 40—HJ 2387
 02/21/2018 Senate—Received and Introduced—SJ 1640
 02/22/2018 Senate—Referred to Committee on Judiciary—SJ 1642
 05/04/2018 Senate—Died in Senate Committee

H 2535 Bill by Corrections and Juvenile Justice
**Changing the number of days within which a criminal defendant shall be brought
 to trial from 150 to 90.**
 01/24/2018 House—Introduced—HJ 2173
 01/25/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ
 2176
 01/31/2018 House—Hearing: Monday, February 05, 2018, 01:30 PM Room 152-S
 05/04/2018 House—Died in Committee

H 2536 Bill by Energy, Utilities and Telecommunications
Termination of retail electric service territory within city boundaries.
 01/24/2018 House—Introduced—HJ 2174
 01/25/2018 House—Referred to Committee on Energy, Utilities and
 Telecommunications—HJ 2176
 05/04/2018 House—Died in Committee

- H 2537** Bill by Taxation
Redevelopment authorities; Johnson and Labette counties.
 01/24/2018 House—Introduced—HJ 2174
 01/25/2018 House—Referred to Committee on Taxation—HJ 2177
 03/06/2018 House—Hearing: Wednesday, March 07, 2018, 03:30 PM Room 346-S
 03/09/2018 House—Committee Report recommending bill be passed by Committee on Taxation—HJ 2485
 05/04/2018 House—Died on Calendar
- H 2538** Bill by Representatives Parker, Good
Elections; voter identification; proof of citizenship eliminated; permanent advance voting for any voter; election day registration; eliminating interstate voter registration crosscheck participation.
 01/24/2018 House—Introduced—HJ 2174
 01/25/2018 House—Referred to Committee on Elections—HJ 2176
 05/04/2018 House—Died in Committee
- H 2539** Bill by Representative Carpenter
Elections; qualifications for certain state offices; advanced ballot signature exceptions for certain disabled voters, associated affidavit requirements and perjury liability; audits of election results.
 01/24/2018 House—Introduced—HJ 2174
 01/24/2018 House—Hearing: Wednesday, January 31, 2018, 01:30 PM Room 281-N
 01/25/2018 House—Referred to Committee on Elections—HJ 2176
 02/06/2018 House—Committee Report without recommendation by Committee on Elections—HJ 2242
 02/20/2018 House—Committee of the Whole - Be passed as amended—HJ 2353
 02/21/2018 House—Final Action - Passed as amended; Yea: 94 Nay: 28—HJ 2388
 02/21/2018 Senate—Received and Introduced—SJ 1640
 02/22/2018 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 1642
 02/28/2018 Senate—Hearing: Wednesday, March 07, 2018, 09:30 AM Room 142-S
 03/26/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Ethics, Elections and Local Government—SJ 1817
 03/28/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1862
 03/29/2018 Senate—Final Action - Passed as amended; Yea: 29 Nay: 9—SJ 1871
 04/02/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Esau, Representative Carpenter and Representative Miller as conferees—HJ 2732
 04/03/2018 Senate—Motion to accede adopted; Senator Bowers, Senator Fitzgerald and Senator Faust-Goudeau appointed as conferees—SJ 1942
 04/26/2018 Senate—Conference Committee Report agree to disagree adopted; Senator Bowers, Senator Fitzgerald and Senator Faust-Goudeau appointed as second conferees—SJ 2071
 04/27/2018 House—Conference Committee Report agree to disagree adopted; Representative Esau, Representative Carpenter and Representative Miller appointed as second conferees—HJ 2900
 05/01/2018 Senate—Conference Committee Report was adopted; Yea: 32 Nay: 4—SJ 2178
 05/02/2018 House—Conference Committee Report was adopted; Yea: 70 Nay: 52—HJ

3026

05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018
 05/04/2018 House—Approved by Governor on Friday, May 18, 2018

H 2540 Bill by Education
Authorizing participation by certain students in activities regulated by the Kansas state high school activities association.

01/25/2018 House—Introduced—HJ 2175
 01/26/2018 House—Referred to Committee on Education—HJ 2185
 01/26/2018 House—Hearing: Wednesday, January 31, 2018, 03:30 PM Room 546-S
 05/04/2018 House—Died in Committee

H 2541 Bill by Education
Amendments to the Kansas National Guard educational assistance act.

01/25/2018 House—Introduced—HJ 2175
 01/26/2018 House—Referred to Committee on Education—HJ 2185
 02/01/2018 House—Hearing: Thursday, February 08, 2018, 03:30 PM Room 546-S
 02/13/2018 House—Committee Report recommending bill be passed by Committee on Education—HJ 2311
 02/22/2018 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 2412
 03/07/2018 House—Withdrawn from Committee on Appropriations and re-referred to Committee of the Whole—HJ 2466
 03/12/2018 House—Committee of the Whole - Be passed—HJ 2491
 03/13/2018 House—Final Action - Passed; Yea: 119 Nay: 0—HJ 2499
 03/13/2018 Senate—Received and Introduced—SJ 1695
 03/14/2018 Senate—Referred to Committee on Education—SJ 1702
 03/14/2018 Senate—Hearing and possible action: Thursday, March 15, 2018, 01:30 PM Room 144-S
 03/15/2018 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Education—SJ 1749
 03/20/2018 Senate—Consent Calendar Passed Yea: 39 Nay: 0—SJ 1763
 03/26/2018 House—Enrolled and presented to Governor on Monday, March 26, 2018—HJ 2656
 04/05/2018 House—Approved by Governor on Wednesday, April 4, 2018—HJ 2756

H 2542 Bill by Education
Modifying certain fees and removing the fee sunset in the Kansas postsecondary educational institution act, and exempting certain postsecondary educational institutions from performance-based budgeting.

01/25/2018 House—Introduced—HJ 2175
 01/26/2018 House—Referred to Committee on Education—HJ 2185
 01/26/2018 House—Hearing and possible action: Wednesday, January 31, 2018, 03:30 PM Room 546-S
 02/06/2018 House—Committee Report recommending bill be passed by Committee on Education—HJ 2242
 02/20/2018 House—Committee of the Whole - Be passed—HJ 2353
 02/21/2018 House—Final Action - Passed; Yea: 108 Nay: 14—HJ 2388
 02/21/2018 Senate—Received and Introduced—SJ 1640
 02/22/2018 Senate—Referred to Committee on Education—SJ 1642
 03/05/2018 Senate—Hearing: Tuesday, March 13, 2018, 01:30 PM Room 144-S

- 03/15/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Education—SJ 1749
- 03/20/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1763
- 03/20/2018 Senate—Emergency Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 1765
- 03/27/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Aurand, Representative Dierks and Representative Winn as conferees—HJ 2659
- 03/27/2018 Senate—Motion to accede adopted; Senator Baumgardner, Senator Alley and Senator Hensley appointed as conferees—SJ 1853
- 04/03/2018 Senate—Senator Pettey is appointed to replace Senator Hensley on the Conference Committee—SJ 1944
- 04/07/2018 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 2048
- 04/26/2018 House—Conference Committee Report was adopted; Yea: 93 Nay: 27—HJ 2867
- 04/30/2018 House—Enrolled and presented to Governor on Monday, April 30, 2018—HJ 2962
- 05/04/2018 House—Approved by Governor on Friday, May 4, 2018—HJ 3334
- H 2543** Bill by Veterans and Military
Designating June 27 as post-traumatic stress injury awareness day.
 01/25/2018 House—Introduced—HJ 2176
 01/26/2018 House—Referred to Committee on Veterans and Military—HJ 2185
 05/04/2018 House—Died in Committee
- H 2544** Bill by Commerce, Labor and Economic Development
Reducing the impact on workers compensation benefits from the receipt of retirement benefits.
 01/25/2018 House—Introduced—HJ 2176
 01/26/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2185
 05/04/2018 House—Died in Committee
- H 2545** Bill by Federal and State Affairs
Substitute for HB 2545 by Committee on Federal and State Affairs - Amendments to the Kansas expanded lottery act and Kansas parimutuel racing act.
 01/25/2018 House—Introduced—HJ 2176
 01/26/2018 House—Referred to Committee on Federal and State Affairs—HJ 2185
 02/07/2018 House—Hearing: Tuesday, February 13, 2018, 09:00 AM Room 346-S
 03/09/2018 House—Committee Report recommending substitute bill be passed by Committee on Federal and State Affairs—HJ 2485
 05/04/2018 House—Died on Calendar
- H 2546** Bill by Representatives Schroeder, Arnberger, Carlin, Clark, Gartner, Hibbard, Johnson, Ousley, Sloan
Depositing all state sales tax revenues from sales on the Kansas state fairgrounds into the state fair capital improvements fund.
 01/25/2018 House—Introduced—HJ 2176
 01/26/2018 House—Referred to Committee on Agriculture and Natural Resources Budget—HJ 2185
 01/26/2018 House—Hearing: Wednesday, January 31, 2018, 01:30 PM Room 142-S

02/02/2018 House—Committee Report recommending bill be passed as amended by Committee on Agriculture and Natural Resources Budget—HJ 2234
 02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444

H 2547 Bill by Representatives Schroeder, Arnberger, Carlin, Clark, Gartner, Hibbard, Johnson, Ousley, Sloan

Establishing October 15 as the end of a state fair board member term.

01/25/2018 House—Introduced—HJ 2176

01/26/2018 House—Referred to Committee on Agriculture and Natural Resources Budget—HJ 2185

01/26/2018 House—Hearing: Wednesday, January 31, 2018, 01:30 PM Room 142-S

02/02/2018 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Agriculture and Natural Resources Budget—HJ 2234

02/07/2018 House—Withdrawn from Consent Calendar and placed on General Orders—HJ 2251

02/15/2018 House—Committee of the Whole - Be passed—HJ 2330

02/19/2018 House—Final Action - Passed; Yea: 120 Nay: 1—HJ 2341

02/19/2018 Senate—Received and Introduced—SJ 1602

02/20/2018 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 1604

05/04/2018 Senate—Died in Senate Committee

H 2548 Bill by Representatives Clayton, Bishop, Brim, Burroughs, Carlin, Carmichael, Cox, Crum, Curtis, Dierks, Esau, Finney, Gallagher, Gartner, Good, Holscher, Horn, Huebert, Jones, Karleskint, Kessinger, Koesten, Kuether, Landwehr, Lusk, Markley, Miller, Murnan, Neighbor, Ousley, Parker, Pittman, Probst, Rafie, Rooker, Smith, A., Stogsdill, Trimmer, Ward, Whipple, Wolfe Moore

Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.

01/25/2018 House—Introduced—HJ 2176

01/26/2018 House—Referred to Committee on Judiciary—HJ 2185

02/13/2018 House—Withdrawn from Committee on Judiciary; Referred to Committee on Appropriations—HJ 2311

05/04/2018 House—Died in Committee

H 2549 Bill by Health and Human Services
Judicial determinations of defendant's competency and commitment for treatment.

01/25/2018 House—Introduced—HJ 2176

01/26/2018 House—Referred to Committee on Judiciary—HJ 2185

01/29/2018 House—Withdrawn from Committee on Judiciary; Referred to Committee on Health and Human Services—HJ 2190

01/31/2018 House—Hearing: Wednesday, February 07, 2018, 01:30 PM Room 546-S

02/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 2354

02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2429

02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2437

02/28/2018 Senate—Received and Introduced—SJ 1655

03/01/2018 Senate—Referred to Committee on Public Health and Welfare—SJ 1657
 03/01/2018 Senate—Hearing: Tuesday, March 06, 2018, 09:30 AM Room 118-N
 03/22/2018 Senate—Committee Report recommending bill be passed as amended by
 Committee on Public Health and Welfare—SJ 1800
 03/27/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1835
 03/28/2018 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1858
 03/29/2018 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Finch, Representative Ralph and
 Representative Carmichael as conferees—HJ 2706
 03/29/2018 Senate—Motion to accede adopted; Senator V. Schmidt, Senator Bollier
 and Senator Kelly appointed as conferees—SJ 1934
 05/01/2018 House—Concurred with amendments in conference; Yea: 122 Nay: 0—HJ
 2987
 05/04/2018 House—Enrolled and presented to Governor on Friday, May 04, 2018—HJ
 3334
 05/04/2018 House—Approved by Governor on Tuesday, May 8, 2018

H 2550 Bill by Judiciary
**Removing caps on damages in wrongful death actions except those against certain
 healthcare providers.**

01/25/2018 House—Introduced—HJ 2176
 01/26/2018 House—Referred to Committee on Judiciary—HJ 2185
 02/13/2018 House—Withdrawn from Committee on Judiciary; Referred to Committee
 on Appropriations—HJ 2311
 05/04/2018 House—Died in Committee

H 2551 Bill by Representatives Deere, Pittman, Ellis, Eplee, Karleskint
**Prohibiting the outsourcing or privatization of any operations or facilities of any
 correctional institution or juvenile correctional facility; allowing existing
 contracts to be renewed.**

01/25/2018 House—Introduced—HJ 2176
 01/26/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ
 2185
 02/07/2018 House—Hearing: Monday, February 12, 2018, 01:30 PM Room 152-S
 02/14/2018 House—Committee Report recommending bill be passed as amended by
 Committee on Corrections and Juvenile Justice—HJ 2316
 02/20/2018 House—Committee of the Whole - Be passed as amended—HJ 2369
 02/21/2018 House—Final Action - Passed as amended; Yea: 103 Nay: 19—HJ 2389
 02/21/2018 Senate—Received and Introduced—SJ 1640
 02/22/2018 Senate—Referred to Committee on Judiciary—SJ 1642
 03/05/2018 Senate—Withdrawn from Committee on Judiciary; Referred to Committee
 on Federal and State Affairs—SJ 1666
 05/04/2018 Senate—Died in Senate Committee

H 2552 Bill by Agriculture
**Relating to the number of first-year veterinary students that may enter into
 program agreements with Kansas state university.**

01/25/2018 House—Introduced—HJ 2182
 01/26/2018 House—Referred to Committee on Agriculture—HJ 2185
 02/07/2018 House—Hearing: Monday, February 12, 2018, 03:30 PM Room 582-N
 05/04/2018 House—Died in Committee

- H 2553** Bill by Representative Trimmer
Increasing the county population maximum for the veterinary training program for rural Kansas.
 01/25/2018 House—Introduced—HJ 2182
 01/26/2018 House—Referred to Committee on Agriculture—HJ 2185
 05/04/2018 House—Died in Committee
- H 2554** Bill by Representative Deere
Providing a sales tax exemption for brothers in blue re-entry program, inc.
 01/25/2018 House—Introduced—HJ 2182
 01/26/2018 House—Referred to Committee on Taxation—HJ 2185
 03/09/2018 House—Hearing: Thursday, March 15, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2555** Bill by Representative Deere
Providing a sales tax exemption for the Kansas gang investigators association.
 01/25/2018 House—Introduced—HJ 2183
 01/26/2018 House—Referred to Committee on Taxation—HJ 2185
 05/04/2018 House—Died in Committee
- H 2556** Bill by Government, Technology and Security
Substitute for HB 2556 by Committee on Government, Technology and Security - Establishing the state interoperability advisory committee.
 01/26/2018 House—Introduced—HJ 2184
 01/26/2018 House—Hearing: Monday, January 29, 2018, 09:00 AM Room 218-N
 01/29/2018 House—Referred to Committee on Government, Technology and Security—HJ 2190
 02/06/2018 House—Committee Report recommending substitute bill be passed by Committee on Government, Technology and Security—HJ 2243
 02/15/2018 House—Committee of the Whole - Substitute bill be passed—HJ 2330
 02/19/2018 House—Final Action - Substitute passed; Yea: 96 Nay: 25—HJ 2341
 02/19/2018 Senate—Received and Introduced—SJ 1602
 02/20/2018 Senate—Referred to Committee on Ways and Means—SJ 1604
 03/14/2018 Senate—Hearing: Monday, March 19, 2018, 10:30 AM Room 548-S
 03/20/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Ways and Means—SJ 1767
 03/26/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1815
 03/27/2018 Senate—Final Action - Substitute passed as amended; Yea: 37 Nay: 3—SJ 1832
 03/28/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Sloan, Representative Lewis and Representative Curtis as conferees—HJ 2689
 03/29/2018 Senate—Motion to accede adopted; Senator McGinn, Senator Billinger and Senator Kelly appointed as conferees—SJ 1866
 04/02/2018 Senate—Senator Hawk is appointed to replace Senator Kelly on the Conference Committee—SJ 1940
 04/07/2018 Senate—Conference Committee Report was adopted; Yea: 37 Nay: 3—SJ 2049
 04/26/2018 House—Conference Committee Report was adopted; Yea: 114 Nay: 6—HJ 2869
 04/30/2018 House—Enrolled and presented to Governor on Monday, April 30, 2018—

- HJ 2962
05/04/2018 House—Approved by Governor on Thursday, May 10, 2018
- H 2557** Bill by Health and Human Services
Massage therapist licensure act.
01/26/2018 House—Introduced—HJ 2184
01/29/2018 House—Referred to Committee on Health and Human Services—HJ 2190
05/04/2018 House—Died in Committee
- H 2558** Bill by Agriculture
Expanding the annual game bird hunting season in controlled shooting areas.
01/26/2018 House—Introduced—HJ 2184
01/29/2018 House—Referred to Committee on Agriculture—HJ 2190
02/06/2018 House—Hearing: Thursday, February 08, 2018, 03:30 PM Room 582-N
02/13/2018 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Agriculture—HJ 2302
02/19/2018 House—Final Action - Passed; Yea: 121 Nay: 0—HJ 2339
02/19/2018 Senate—Received and Introduced—SJ 1602
02/20/2018 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 1604
03/09/2018 Senate—Hearing and possible action: Tuesday, March 13, 2018, 08:30 AM Room 159-S
03/14/2018 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Agriculture and Natural Resources—SJ 1706
03/20/2018 Senate—Consent Calendar Passed Yea: 39 Nay: 0—SJ 1764
03/26/2018 House—Enrolled and presented to Governor on Monday, March 26, 2018—HJ 2656
04/05/2018 House—Approved by Governor on Wednesday, April 4, 2018—HJ 2756
- H 2559** Bill by Veterans and Military
Allowing part-time national guard and reservist members an exemption from vehicle property tax.
01/26/2018 House—Introduced—HJ 2185
01/29/2018 House—Referred to Committee on Taxation—HJ 2190
03/09/2018 House—Hearing: Thursday, March 15, 2018, 03:30 PM Room 346-S
05/04/2018 House—Died in Committee
- H 2560** Bill by Government, Technology and Security
Substitute for HB 2560 by Committee on Government, Technology and Security - Enacting the Kansas cybersecurity act.
01/26/2018 House—Introduced—HJ 2185
01/26/2018 House—Hearing: Wednesday, January 31, 2018, 09:00 AM Room 218-N
01/29/2018 House—Referred to Committee on Government, Technology and Security—HJ 2190
02/14/2018 House—Committee Report recommending substitute bill be passed by Committee on Government, Technology and Security—HJ 2320
02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444
- H 2561** Bill by Representative Rooker
Amending the Kansas school equity and enhancement act regarding the transportation weighting.
01/29/2018 House—Introduced—HJ 2189

- 01/30/2018 House—Referred to Committee on K-12 Education Budget—HJ 2196
 02/21/2018 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 2410
 03/01/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 2452
 03/01/2018 House—Hearing: Thursday, March 08, 2018, 01:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2562** Bill by Federal and State Affairs
Creating the Kansas transparency act.
 01/29/2018 House—Introduced—HJ 2190
 01/30/2018 House—Referred to Committee on Federal and State Affairs—HJ 2196
 01/31/2018 House—Hearing: Wednesday, February 07, 2018, 09:00 AM Room 346-S
 03/01/2018 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 2454
 05/04/2018 House—Died on Calendar
- H 2563** Bill by Representative Sloan
Requiring broadband providers to contribute to the Kansas universal service fund and authorizing disbursements from such fund to promote broadband development.
 01/29/2018 House—Introduced—HJ 2190
 01/30/2018 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 2196
 01/31/2018 House—Hearing: Monday, February 05, 2018, 09:00 AM Room 582-N
 05/04/2018 House—Died in Committee
- H 2564** Bill by Water and Environment
Authorizing the division of water resources to regulate the use of end guns on irrigation systems.
 01/29/2018 House—Introduced—HJ 2190
 01/30/2018 House—Referred to Committee on Water and Environment—HJ 2196
 01/31/2018 House—Hearing: Tuesday, February 06, 2018, 09:00 AM Room 582-N
 05/04/2018 House—Died in Committee
- H 2565** Bill by Corrections and Juvenile Justice
Removing drug offenders from the list of offenders required to register pursuant to the Kansas offender registration act.
 01/29/2018 House—Introduced—HJ 2190
 01/30/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2201
 01/31/2018 House—Hearing: Tuesday, February 06, 2018, 01:30 PM Room 152-S
 05/04/2018 House—Died in Committee
- H 2566** Bill by Corrections and Juvenile Justice
Making the criminal penalty for possession of THC equal to the criminal penalty of possession of marijuana.
 01/29/2018 House—Introduced—HJ 2190
 01/30/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2196
 01/31/2018 House—Hearing: Tuesday, February 06, 2018, 01:30 PM Room 152-S
 02/13/2018 House—Committee Report recommending bill be passed by Committee on

Corrections and Juvenile Justice—HJ 2302
 02/22/2018 House—Committee of the Whole - Be passed—HJ 2433
 02/22/2018 House—Emergency Final Action - Passed; Yea: 108 Nay: 9—HJ 2443
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred to Committee on Judiciary—SJ 1657
 03/14/2018 Senate—Hearing: Tuesday, March 20, 2018, 10:30 AM Room 144-S
 05/04/2018 Senate—Died in Senate Committee

H 2567 Bill by Corrections and Juvenile Justice
Amending criminal code rules for determination of an offender's criminal history classification.

01/29/2018 House—Introduced—HJ 2190
 01/30/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2196
 01/31/2018 House—Hearing: Wednesday, February 07, 2018, 01:30 PM Room 152-S
 02/19/2018 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 2344
 02/21/2018 House—Committee of the Whole - Be passed—HJ 2406
 02/22/2018 House—Final Action - Passed; Yea: 117 Nay: 0—HJ 2418
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Judiciary—SJ 1654
 02/28/2018 Senate—Hearing: Tuesday, March 06, 2018, 10:30 AM Room 346-S
 03/07/2018 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Judiciary—SJ 1678
 03/14/2018 Senate—Consent Calendar Passed Yea: 40 Nay: 0—SJ 1704
 03/20/2018 House—Enrolled and presented to Governor on Tuesday, March 20, 2018—HJ 2550
 03/22/2018 House—Approved by Governor on Thursday, March 22, 2018—HJ 2564

H 2568 Bill by Corrections and Juvenile Justice
Increasing loss thresholds for felony property crimes.

01/29/2018 House—Introduced—HJ 2190
 01/30/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2196
 01/31/2018 House—Hearing: Wednesday, February 07, 2018, 01:30 PM Room 152-S
 02/19/2018 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 2344
 02/21/2018 House—Committee of the Whole - Be passed—HJ 2406
 02/22/2018 House—Final Action - Passed; Yea: 96 Nay: 21—HJ 2419
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Judiciary—SJ 1654
 05/04/2018 Senate—Died in Senate Committee

H 2569 Bill by Taxation
Concerning income taxation; doubling the standard deduction for tax year 2018 and all tax years thereafter.

01/29/2018 House—Introduced—HJ 2193
 01/30/2018 House—Referred to Committee on Taxation—HJ 2201
 03/07/2018 House—Hearing: Wednesday, March 14, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

H 2570 Bill by Children and Seniors

Creating the grandparents as caregivers reimbursement fund.

01/29/2018 House—Introduced—HJ 2193

01/30/2018 House—Referred to Committee on Children and Seniors—HJ 2201

05/04/2018 House—Died in Committee

H 2571 Bill by Representative Alcalá**Enacting the Uniform Arbitration Act of 2000 (Revised Uniform Arbitration Act) and amending the Kansas uniform trust code concerning mediation or arbitration provisions in trust instruments.**

01/30/2018 House—Introduced—HJ 2194

01/31/2018 House—Referred to Committee on Judiciary—HJ 2201

02/07/2018 House—Hearing: Tuesday, February 13, 2018, 03:30 PM Room 112-N

02/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 2355

02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2391

02/22/2018 House—Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2419

02/22/2018 Senate—Received and Introduced—SJ 1642

02/28/2018 Senate—Referred to Committee on Judiciary—SJ 1654

03/07/2018 Senate—Hearing: Monday, March 12, 2018, 10:30 AM Room 346-S

03/14/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Judiciary—SJ 1706

03/21/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1772

03/22/2018 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1782

03/27/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Finch, Representative Ralph and Representative Carmichael as conferees—HJ 2659

03/27/2018 Senate—Motion to accede adopted; Senator Wilborn, Senator Baumgardner and Senator Haley appointed as conferees—SJ 1853

05/01/2018 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 2187

05/02/2018 House—Conference Committee Report was adopted; Yea: 122 Nay: 0—HJ 3014

05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018

05/04/2018 House—Approved by Governor on Thursday, May 10, 2018

H 2572 Bill by Representatives Williams, Davis, Hawkins**Substitute for HB 2572 by Committee on Taxation - Requiring the department of commerce to create a database of economic development incentive program information.**

01/30/2018 House—Introduced—HJ 2195

01/31/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2201

02/13/2018 House—Withdrawn from Committee on Commerce, Labor and Economic Development; Referred to Committee on Taxation—HJ 2311

02/14/2018 House—Hearing: Monday, February 19, 2018, 03:30 PM Room 346-S

03/06/2018 House—Committee Report recommending substitute bill be passed by Committee on Taxation—HJ 2462

03/08/2018 House—Committee of the Whole - Motion to rerefer to committee failed—HJ 2477

03/08/2018 House—Committee of the Whole - Substitute bill be passed—HJ 2478

03/09/2018 House—Final Action - Substitute passed; Yea: 114 Nay: 7—HJ 2481

03/12/2018 Senate—Received and Introduced—SJ 1690
 03/13/2018 Senate—Referred to Committee on Assessment and Taxation—SJ 1695
 03/21/2018 Senate—Withdrawn from Committee on Assessment and Taxation;
 Referred to Committee on Commerce—SJ 1772
 05/04/2018 Senate—Died in Senate Committee

H 2573 Bill by Health and Human Services
Providing for study and investigation of maternal deaths by the secretary of health and environment.

01/30/2018 House—Introduced—HJ 2195
 01/31/2018 House—Referred to Committee on Health and Human Services—HJ 2201
 02/07/2018 House—Hearing: Monday, February 12, 2018, 01:30 PM Room 546-S
 02/14/2018 House—Committee Report recommending bill be passed as amended by
 Committee on Health and Human Services—HJ 2320
 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2431
 02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 0—
 HJ 2441
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred to Committee on Public Health and Welfare—SJ 1657
 03/05/2018 Senate—Hearing: Tuesday, March 06, 2018, 09:30 AM Room 118-N
 05/04/2018 Senate—Died in Senate Committee

H 2574 Bill by Health and Human Services
Requiring mandatory enrollment of certain prescribers in the prescription monitoring program and regulating access to its database.

01/30/2018 House—Introduced—HJ 2195
 01/31/2018 House—Referred to Committee on Health and Human Services—HJ 2201
 05/04/2018 House—Died in Committee

H 2575 Bill by Health and Human Services
Enacting the patient right to shop act.

01/30/2018 House—Introduced—HJ 2195
 01/31/2018 House—Referred to Committee on Health and Human Services—HJ 2201
 02/07/2018 House—Hearing: Wednesday, February 14, 2018, 01:30 PM Room 546-S
 02/15/2018 House—Withdrawn from Committee on Health and Human Services;
 Referred to Committee on Appropriations—HJ 2327
 02/16/2018 House—Withdrawn from Committee on Appropriations; Rereferred to
 Committee on Health and Human Services—HJ 2335
 05/04/2018 House—Died in Committee

H 2576 Bill by Water and Environment
Kansas asbestos control program and the air quality fee fund.

01/30/2018 House—Introduced—HJ 2195
 01/31/2018 House—Referred to Committee on Water and Environment—HJ 2201
 01/31/2018 House—Hearing: Thursday, February 08, 2018, 09:00 AM Room 582-N
 02/09/2018 House—Committee Report recommending bill be passed by Committee on
 Water and Environment—HJ 2292
 02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444

H 2577 Bill by Water and Environment
Creating the Kansas right-to-know fee fund and establishing statutory fee maximums for the Kansas right-to-know program.

01/30/2018 House—Introduced—HJ 2195
 01/31/2018 House—Referred to Committee on Water and Environment—HJ 2201
 01/31/2018 House—Hearing: Tuesday, February 06, 2018, 09:00 AM Room 582-N
 02/09/2018 House—Committee Report recommending bill be passed by Committee on
 Water and Environment—HJ 2292
 02/22/2018 House—Committee of the Whole - Be passed—HJ 2424
 02/22/2018 House—Emergency Final Action - Passed; Yea: 117 Nay: 0—HJ 2435
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred to Committee on Agriculture and Natural Resources—SJ
 1657
 03/09/2018 Senate—Hearing: Wednesday, March 14, 2018, 08:30 AM Room 159-S
 03/22/2018 Senate—Committee Report recommending bill be passed as amended by
 Committee on Agriculture and Natural Resources—SJ 1787
 03/28/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1862
 03/29/2018 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1872
 04/02/2018 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Sloan, Representative Rahjes and
 Representative Victors as conferees—HJ 2732
 04/03/2018 Senate—Motion to accede adopted; Senator Kerschen, Senator Estes and
 Senator Francisco appointed as conferees—SJ 1942
 04/30/2018 Senate—Conference Committee Report was adopted; Yea: 38 Nay: 1—SJ
 2150
 05/01/2018 House—Conference Committee Report was adopted; Yea: 122 Nay: 0—HJ
 2981
 05/04/2018 House—Enrolled and presented to Governor on Friday, May 04, 2018—HJ
 3334
 05/04/2018 House—Approved by Governor on Tuesday, May 8, 2018

H 2578 Bill by Education
**Relating to teacher due process and the publication of school district bullying
 plans.**

01/30/2018 House—Introduced—HJ 2195
 01/31/2018 House—Referred to Committee on Education—HJ 2201
 02/01/2018 House—Hearing: Thursday, February 08, 2018, 03:30 PM Room 546-S
 02/14/2018 House—Committee Report recommending bill be passed as amended by
 Committee on Education—HJ 2316
 02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444

H 2579 Bill by Judiciary
**Providing compensation for a person who was wrongfully convicted and
 imprisoned and amending the code of civil procedure concerning contact with
 jurors following a civil jury trial.**

01/30/2018 House—Introduced—HJ 2195
 01/31/2018 House—Referred to Committee on Judiciary—HJ 2201
 02/07/2018 House—Hearing: Wednesday, February 14, 2018, 03:30 PM Room 112-N
 02/20/2018 House—Committee Report recommending bill be passed as amended by
 Committee on Judiciary—HJ 2356
 02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2406
 02/22/2018 House—Final Action - Passed as amended; Yea: 116 Nay: 1—HJ 2420
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Judiciary—SJ 1654

03/07/2018 Senate—Hearing: Monday, March 12, 2018, 10:30 AM Room 346-S
 03/14/2018 Senate—Committee Report recommending bill be passed as amended by
 Committee on Judiciary—SJ 1706
 03/21/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1772
 03/22/2018 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1782
 03/27/2018 House—Nonconcurrent with amendments; Conference Committee
 requested; appointed Representative Finch, Representative Ralph and
 Representative Carmichael as conferees—HJ 2659
 03/27/2018 Senate—Motion to accede adopted; Senator Wilborn, Senator Baumgardner
 and Senator Haley appointed as conferees—SJ 1853
 05/02/2018 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ
 2239
 05/03/2018 House—Conference Committee Report was adopted; Yea: 119 Nay: 0—HJ
 3116
 05/04/2018 House—Enrolled and presented to Governor on Tuesday, May 08, 2018
 05/04/2018 House—Approved by Governor on Tuesday, May 15, 2018

H 2580 Bill by Judiciary
**Eliminating consumer reporting agencies' authority to charge certain fees related
 to consumer report security freezes.**

01/30/2018 House—Introduced—HJ 2195
 01/31/2018 House—Referred to Committee on Judiciary—HJ 2201
 02/07/2018 House—Hearing: Monday, February 12, 2018, 03:30 PM Room 112-N
 02/19/2018 House—Committee Report recommending bill be passed as amended by
 Committee on Judiciary—HJ 2345
 02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2396
 02/22/2018 House—Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2420
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Commerce—SJ 1654
 03/01/2018 Senate—Withdrawn from Committee on Commerce; Referred to
 Committee on Financial Institutions and Insurance—SJ 1657
 03/07/2018 Senate—Hearing: Tuesday, March 13, 2018, 09:30 AM Room 546-S
 03/20/2018 Senate—Committee Report recommending bill be passed by Committee on
 Financial Institutions and Insurance—SJ 1766
 03/26/2018 Senate—Committee of the Whole - Be passed—SJ 1814
 03/27/2018 Senate—Final Action - Passed; Yea: 40 Nay: 0—SJ 1832
 04/02/2018 House—Enrolled and presented to Governor on Monday, April 02, 2018—
 HJ 2742
 04/26/2018 House—Approved by Governor on Thursday, April 12, 2018—HJ 2860

H 2581 Bill by Representatives Carmichael, Whitmer, Markley
**Increasing the criminal penalties for the crime of giving a false alarm in certain
 circumstances.**

01/30/2018 House—Introduced—HJ 2195
 01/31/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ
 2201
 02/07/2018 House—Hearing: Tuesday, February 13, 2018, 01:30 PM Room 152-S
 02/19/2018 House—Committee Report recommending bill be passed as amended by
 Committee on Corrections and Juvenile Justice—HJ 2344
 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2425
 02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 0—

HJ 2434

02/28/2018 Senate—Received and Introduced—SJ 1655

03/01/2018 Senate—Referred to Committee on Judiciary—SJ 1657

03/07/2018 Senate—Hearing: Tuesday, March 13, 2018, 10:30 AM Room 346-S

03/15/2018 Senate—Committee Report recommending bill be passed by Committee on Judiciary—SJ 1749

03/26/2018 Senate—Committee of the Whole - Be passed—SJ 1814

03/27/2018 Senate—Final Action - Passed; Yea: 40 Nay: 0—SJ 1832

04/02/2018 House—Enrolled and presented to Governor on Monday, April 02, 2018—HJ 2742

04/26/2018 House—Approved by Governor on Thursday, April 12, 2018—HJ 2860

H 2582 Bill by Joint Special Claims Against the State

Claims against the state.

01/30/2018 House—Introduced—HJ 2195

01/31/2018 House—Referred to Committee on Appropriations—HJ 2201

03/01/2018 House—Hearing: Thursday, March 08, 2018, 09:00 AM Room 112-N

03/23/2018 House—Committee Report recommending bill be passed as amended by Committee on Appropriations—HJ 2573

03/29/2018 House—Committee of the Whole - Motion by Representative Ralph to rerefer to Committee on Appropriations passed—HJ 2712

04/05/2018 House—Committee Report recommending bill be passed as amended by Committee on Appropriations—HJ 2768

05/04/2018 House—Died on Calendar

H 2583 Bill by Agriculture

Relating to the control and eradication of noxious weeds in the state of Kansas.

01/30/2018 House—Introduced—HJ 2195

01/31/2018 House—Referred to Committee on Agriculture—HJ 2201

02/06/2018 House—Hearing: Thursday, February 08, 2018, 03:30 PM Room 582-N

02/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Agriculture—HJ 2379

02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2408

02/22/2018 House—Final Action - Passed as amended; Yea: 101 Nay: 16—HJ 2421

02/22/2018 Senate—Received and Introduced—SJ 1642

02/28/2018 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 1654

03/13/2018 Senate—Hearing: Friday, March 16, 2018, 08:30 AM Room 159-S

03/14/2018 Senate—Hearing: (opponents) Monday, March 19, 2018, 08:30 AM Room 159-S

03/23/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Agriculture and Natural Resources—SJ 1802

03/28/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1862

03/29/2018 Senate—Final Action - Passed as amended; Yea: 36 Nay: 4—SJ 1872

04/02/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Hoffman, Representative Thompson and Representative Carlin as conferees—HJ 2732

04/03/2018 Senate—Motion to accede adopted; Senator Kerschen, Senator Estes and Senator Francisco appointed as conferees—SJ 1942

04/07/2018 Senate—Conference Committee Report was adopted; Yea: 35 Nay: 5—SJ 2050

- 04/26/2018 House—Conference Committee Report was adopted; Yea: 112 Nay: 8—HJ 2866
- 04/30/2018 House—Enrolled and presented to Governor on Monday, April 30, 2018—HJ 2962
- 05/04/2018 House—Approved by Governor on Tuesday, May 8, 2018
- H 2584** Bill by Taxation
Property taxation; distribution of taxes paid under protest.
 01/30/2018 House—Introduced—HJ 2196
 01/31/2018 House—Referred to Committee on Taxation—HJ 2201
 02/07/2018 House—Hearing: Monday, February 12, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2585** Bill by Taxation
Sales of motor vehicles sourced to address of purchaser.
 01/30/2018 House—Introduced—HJ 2196
 01/31/2018 House—Referred to Committee on Taxation—HJ 2201
 05/04/2018 House—Died in Committee
- H 2586** Bill by Commerce, Labor and Economic Development
Concerning workplace bullying; creating requirements for policies in state agencies.
 01/31/2018 House—Introduced—HJ 2201
 02/01/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2208
 05/04/2018 House—Died in Committee
- H 2587** Bill by Federal and State Affairs
Requiring the department for children and families to respond to reports of juveniles with problem sexual behavior.
 01/31/2018 House—Introduced—HJ 2201
 02/01/2018 House—Referred to Committee on Federal and State Affairs—HJ 2208
 02/07/2018 House—Hearing: Wednesday, February 14, 2018, 09:00 AM Room 346-S
 03/08/2018 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 2478
 05/04/2018 House—Died on Calendar
- H 2588** Bill by Judiciary
Requiring courts to set aside forfeiture of appearance bond when the surety can show the defendant has died or has been expelled from the country.
 01/31/2018 House—Introduced—HJ 2201
 02/01/2018 House—Referred to Committee on Judiciary—HJ 2208
 02/07/2018 House—Hearing: Tuesday, February 13, 2018, 03:30 PM Room 112-N
 02/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 2356
 02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444
- H 2589** Bill by Health and Human Services
Amendments to the independent practice of midwifery act.
 01/31/2018 House—Introduced—HJ 2201
 02/01/2018 House—Referred to Committee on Health and Human Services—HJ 2208
 05/04/2018 House—Died in Committee

- H 2590** Bill by Health and Human Services
Review of state long-term care ombudsman program and activities and access to certain records.
 01/31/2018 House—Introduced—HJ 2201
 02/01/2018 House—Referred to Committee on Health and Human Services—HJ 2208
 02/02/2018 House—Hearing: Tuesday, February 06, 2018, 01:30 PM Room 546-S
 02/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 2354
 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2429
 02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2438
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred to Committee on Public Health and Welfare—SJ 1657
 03/01/2018 Senate—Hearing: Thursday, March 08, 2018, 09:30 AM Room 118-N
 03/19/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 1760
 03/26/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1814
 03/27/2018 Senate—Final Action - Passed as amended; Yea: 40 Nay: 0—SJ 1832
 03/28/2018 House—Concurred with amendments; Yea: 122 Nay: 0—HJ 2689
 04/03/2018 House—Enrolled and presented to Governor on Tuesday, April 03, 2018—HJ 2751
 04/06/2018 House—Approved by Governor on Thursday, April 5, 2018—HJ 2799
- H 2591** Bill by Health and Human Services
Revised program for the administration and provision of state medical services under the Kansas medical assistance program.
 01/31/2018 House—Introduced—HJ 2201
 02/01/2018 House—Referred to Committee on Health and Human Services—HJ 2208
 02/02/2018 House—Hearing: Thursday, February 08, 2018, 01:30 PM Room 546-S
 05/04/2018 House—Died in Committee
- H 2592** Bill by Appropriations
Requiring that certain client assessment, referral and evaluation program services are provided by area agencies on aging for two years.
 01/31/2018 House—Introduced—HJ 2201
 02/01/2018 House—Referred to Committee on Appropriations—HJ 2208
 05/04/2018 House—Died in Committee
- H 2593** Bill by Taxation
Sales tax exemption for friends of JCDS, inc.
 01/31/2018 House—Introduced—HJ 2204
 02/01/2018 House—Referred to Committee on Taxation—HJ 2208
 03/02/2018 House—Hearing: Thursday, March 08, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2594** Bill by Financial Institutions and Pensions
Permitting local eligible employers to affiliate with KP&F with regard to coverage of certain local corrections employees.
 01/31/2018 House—Introduced—HJ 2205
 02/01/2018 House—Referred to Committee on Financial Institutions and Pensions—HJ 2208
 02/01/2018 House—Hearing: Wednesday, February 07, 2018, 09:00 AM Room 281-N

- 02/14/2018 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 2320
- 02/22/2018 House—Withdrawn from Calendar; Referred to Committee on Appropriations
- 03/14/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Financial Institutions and Pensions—HJ 2514
- 03/19/2018 House—Hearing: Wednesday, March 21, 2018, 09:00 AM Room 281-N
- 03/21/2018 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 2560
- 05/04/2018 House—Died on Calendar
- H 2595** Bill by Representatives Hodge, Schroeder
Updating references to individuals with an impairment of the mind and eliminating the crime of unlawfully placing or receiving a child from another state.
- 01/31/2018 House—Introduced—HJ 2205
- 02/01/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2208
- 02/07/2018 House—Hearing: Tuesday, February 13, 2018, 01:30 PM Room 152-S
- 05/04/2018 House—Died in Committee
- H 2596** Bill by Representatives Carpenter, Alford, Arnberger, Bergquist, Brim, Burris, Burroughs, Claeys, Delperdang, Dove, Elliott, Ellis, Eplee, Garber, Good, Hibbard, Highland, Hoffman, Huebert, Humphries, Jacobs, Mason, Osterman, Resman, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Vickrey, Waymaster, Weber, Whitmer, Williams
Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- 01/31/2018 House—Introduced—HJ 2205
- 02/01/2018 House—Referred to Committee on Transportation—HJ 2208
- 02/07/2018 House—Hearing: Wednesday, February 14, 2018, 01:30 PM Room 582-N
- 05/04/2018 House—Died in Committee
- H 2597** Bill by Local Government
Local government; Sedgwick county designated as urban area, role of mayor clarified, county authority over election commissioners extended.
- 02/01/2018 House—Introduced—HJ 2208
- 02/02/2018 House—Referred to Committee on Local Government—HJ 2231
- 02/07/2018 House—Hearing: Tuesday, February 13, 2018, 01:30 PM Room 281-N
- 02/14/2018 House—Committee Report recommending bill be passed by Committee on Local Government—HJ 2320
- 02/20/2018 House—Committee of the Whole - Be passed—HJ 2369
- 02/21/2018 House—Final Action - Passed; Yea: 121 Nay: 1—HJ 2389
- 02/21/2018 Senate—Received and Introduced—SJ 1640
- 02/22/2018 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 1642
- 03/07/2018 Senate—Hearing: Thursday, March 15, 2018, 09:30 AM Room 142-S
- 03/20/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Ethics, Elections and Local Government—SJ 1766
- 03/26/2018 Senate—Committee of the Whole - Be passed as further amended—SJ 1815

- 03/27/2018 Senate—Final Action - Passed as amended; Yea: 39 Nay: 1—SJ 1833
 03/28/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Williams, Representative Thimesch and Representative Alcala as conferees—HJ 2690
 03/29/2018 Senate—Motion to accede adopted; Senator Bowers, Senator Fitzgerald and Senator Faust-Goudeau appointed as conferees—SJ 1865
 04/06/2018 Senate—Conference Committee Report was adopted; Yea: 29 Nay: 10—SJ 2007
 04/06/2018 House—Conference Committee Report was adopted; Yea: 90 Nay: 30—HJ 2794
 04/26/2018 House—Enrolled and presented to Governor on Monday, April 16, 2018—HJ 2897
 04/26/2018 House—Approved by Governor on Wednesday, April 18, 2018—HJ 2860

H 2598 Bill by Federal and State Affairs**Relating to the unlawful use of names derived from public records.**

- 02/01/2018 House—Introduced—HJ 2208
 02/02/2018 House—Referred to Committee on Federal and State Affairs—HJ 2231
 03/01/2018 House—Hearing: Wednesday, March 07, 2018, 09:00 AM Room 346-S
 03/08/2018 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Federal and State Affairs—HJ 2478
 03/12/2018 House—Withdrawn from Consent Calendar and placed on General Orders—HJ 2490
 03/22/2018 House—Committee of the Whole - Motion to recommend favorably for passage failed—HJ 2567
 05/04/2018 House—Died on Calendar

H 2599 Bill by Transportation**Providing distinctive license plates for special Olympics Kansas, choose life, the city of Wichita, the Korean war, operation desert storm, operation Iraqi freedom and operation enduring freedom.**

- 02/01/2018 House—Introduced—HJ 2208
 02/02/2018 House—Referred to Committee on Transportation—HJ 2231
 02/07/2018 House—Hearing: Wednesday, February 14, 2018, 01:30 PM Room 582-N
 02/19/2018 House—Committee Report recommending bill be passed as amended by Committee on Transportation—HJ 2347
 02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2407
 02/22/2018 House—Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2421
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Transportation—SJ 1654
 03/01/2018 Senate—Hearing: Thursday, March 08, 2018, 08:30 AM Room 546-S
 03/15/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 1751
 03/26/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1815
 03/27/2018 Senate—Final Action - Passed as amended; Yea: 36 Nay: 2—SJ 1833
 03/28/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Proehl, Representative Francis and Representative Lusker as conferees—HJ 2690
 03/29/2018 Senate—Motion to accede adopted; Senator Petersen, Senator Goddard and Senator Pettey appointed as conferees—SJ 1866
 04/06/2018 House—Concurred with amendments in conference; Yea: 120 Nay: 0—HJ

2798

04/26/2018 House—Enrolled and presented to Governor on Monday, April 16, 2018—HJ 2897

04/26/2018 House—Approved by Governor on Saturday, April 21, 2018—HJ 2860

H 2600

Bill by Health and Human Services

Senate Substitute for HB 2600 by Committee on Public Health and Welfare -

Relating to responsibilities of the department of health and environment in setting fees for noncontiguous sites under the nuclear energy development and radiation control act; directing the secretary of health and environment to study and investigate maternal deaths in the state of Kansas; and requiring the secretary to study and disseminate information relating to palliative care.

02/01/2018 House—Introduced—HJ 2208

02/02/2018 House—Referred to Committee on Health and Human Services—HJ 2231

02/08/2018 House—Hearing: Monday, February 12, 2018, 01:30 PM Room 546-S

02/14/2018 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 2320

02/20/2018 House—Committee of the Whole - Be passed as amended—HJ 2369

02/21/2018 House—Final Action - Passed as amended; Yea: 106 Nay: 16—HJ 2390

02/21/2018 Senate—Received and Introduced—SJ 1640

02/22/2018 Senate—Referred to Committee on Public Health and Welfare—SJ 1642

02/28/2018 Senate—Hearing: Wednesday, March 07, 2018, 09:30 AM Room 118-N

03/19/2018 Senate—Committee Report recommending substitute bill be passed by Committee on Public Health and Welfare—SJ 1760

03/26/2018 Senate—Committee of the Whole - Substitute bill be passed—SJ 1815

03/27/2018 Senate—Final Action - Substitute passed; Yea: 40 Nay: 0—SJ 1834

03/28/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Hawkins, Representative Concannon and Representative Murnan as conferees—HJ 2690

03/29/2018 Senate—Motion to accede adopted; Senator V. Schmidt, Senator Bollier and Senator Kelly appointed as conferees—SJ 1866

04/07/2018 Senate—Motion to return bill to conference failed. Yea: 17 Nay: 23—SJ 2051

04/07/2018 Senate—Conference Committee Report was adopted; Yea: 27 Nay: 12—SJ 2051

04/07/2018 House—Conference Committee Report was adopted; Yea: 120 Nay: 0—HJ 2850

04/26/2018 House—Enrolled and presented to Governor on Monday, April 16, 2018—HJ 2897

04/27/2018 House—Approved by Governor on Thursday, April 26, 2018—HJ 2898

H 2601

Bill by Energy, Utilities and Telecommunications

State corporation commission reporting requirements and electric and gas rate increases.

02/01/2018 House—Introduced—HJ 2208

02/02/2018 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 2231

05/04/2018 House—Died in Committee

H 2602

Bill by Representatives Brim, Cox

Substitute for HB 2602 by the Committee on Education - Creating the legislative

task force on dyslexia.

- 02/01/2018 House—Introduced—HJ 2208
- 02/02/2018 House—Referred to Committee on Education—HJ 2231
- 02/05/2018 House—Hearing: Wednesday, February 07, 2018, 03:30 PM Room 546-S
- 02/15/2018 House—Committee Report recommending substitute bill be passed by Committee on Education—HJ 2332
- 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2425
- 02/22/2018 House—Emergency Final Action - Substitute passed as amended; Yea: 110 Nay: 7—HJ 2434
- 02/28/2018 Senate—Received and Introduced—SJ 1655
- 03/01/2018 Senate—Referred to Committee on Education—SJ 1657
- 03/05/2018 Senate—Hearing: Wednesday, March 14, 2018, 01:30 PM Room 144-S
- 03/22/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Education—SJ 1788
- 03/27/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1835
- 03/28/2018 Senate—Final Action - Substitute passed as amended; Yea: 40 Nay: 0—SJ 1858
- 03/29/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Aurand, Representative Dierks and Representative Winn as conferees—HJ 2706
- 03/29/2018 Senate—Motion to accede adopted; Senator Baumgardner, Senator Alley and Senator Pettey appointed as conferees—SJ 1934
- 04/03/2018 House—Representative Aurand, Representative Dietrich, and Representative Winn are appointed to replace Representative Aurand, Representative Dierks, and Representative Winn on the Conference Committee—HJ 2749
- 04/07/2018 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 2054
- 04/07/2018 House—Conference Committee Report was adopted; Yea: 120 Nay: 0—HJ 2853
- 04/26/2018 House—Enrolled and presented to Governor on Monday, April 16, 2018—HJ 2897
- 04/26/2018 House—Approved by Governor on Tuesday, April 24, 2018—HJ 2860

H 2603

Bill by Corrections and Juvenile Justice
Providing that the service of postrelease supervision period shall not toll except as otherwise provided by law.

- 02/01/2018 House—Introduced—HJ 2228
- 02/02/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2231
- 02/07/2018 House—Hearing: Tuesday, February 13, 2018, 01:30 PM Room 152-S
- 02/19/2018 House—Committee Report recommending bill be passed by Committee on Corrections and Juvenile Justice—HJ 2344
- 02/21/2018 House—Committee of the Whole - Be passed—HJ 2406
- 02/22/2018 House—Final Action - Passed; Yea: 117 Nay: 0—HJ 2422
- 02/22/2018 Senate—Received and Introduced—SJ 1642
- 02/28/2018 Senate—Referred to Committee on Judiciary—SJ 1654
- 02/28/2018 Senate—Hearing: Tuesday, March 06, 2018, 10:30 AM Room 346-S
- 05/04/2018 Senate—Died in Senate Committee

H 2604

Bill by Elections

Secretary of state; posting precinct level election results; certain offices.

- 02/01/2018 House—Introduced—HJ 2228
 02/02/2018 House—Referred to Committee on Elections—HJ 2231
 02/07/2018 House—Hearing: Wednesday, February 14, 2018, 01:30 PM Room 281-N
 02/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Elections—HJ 2354
 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2429
 02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2438
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 1657
 03/14/2018 Senate—Hearing: Tuesday, March 20, 2018, 09:30 AM Room 142-S
 03/26/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Ethics, Elections and Local Government—SJ 1817
 05/04/2018 Senate—Died on Senate General Orders

H 2605 Bill by Transportation**Allowing motor vehicles to operate in a platoon.**

- 02/02/2018 House—Introduced—HJ 2230
 02/05/2018 House—Referred to Committee on Transportation—HJ 2237
 02/07/2018 House—Hearing: Thursday, February 15, 2018, 01:30 PM Room 582-N
 05/04/2018 House—Died in Committee

H 2606 Bill by Transportation**Providing for drivers' license online renewals and vision requirements; approved motorcycle licenses safety training curriculum; and renewal periods for commercial driver's license. Conference committee changes**

- 02/02/2018 House—Introduced—HJ 2230
 02/05/2018 House—Referred to Committee on Transportation—HJ 2237
 02/07/2018 House—Hearing: Wednesday, February 14, 2018, 01:30 PM Room 582-N
 02/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Transportation—HJ 2356
 02/22/2018 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 2443
 03/01/2018 House—Withdrawn from Committee on Appropriations and re-referred to Committee of the Whole—HJ 2606
 03/06/2018 House—Committee of the Whole - Be passed as amended—HJ 2462
 03/07/2018 House—Final Action - Passed as amended; Yea: 120 Nay: 2—HJ 2466
 03/07/2018 Senate—Received and Introduced—SJ 1677
 03/08/2018 Senate—Referred to Committee on Transportation—SJ 1681
 03/12/2018 Senate—Hearing: Thursday, March 15, 2018, 08:30 AM Room 546-S
 03/21/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Transportation—SJ 1773
 03/26/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1815
 03/27/2018 Senate—Final Action - Passed as amended; Yea: 35 Nay: 5—SJ 1834
 03/28/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Proehl, Representative Francis and Representative Lusker as conferees—HJ 2690
 03/29/2018 Senate—Motion to accede adopted; Senator Petersen, Senator Goddard and Senator Pettey appointed as conferees—SJ 1866

- 04/04/2018 Senate—Conference Committee Report was adopted; Yea: 38 Nay: 2—SJ 1974
- 04/05/2018 House—Conference Committee Report was adopted; Yea: 119 Nay: 0—HJ 2761
- 04/26/2018 House—Enrolled and presented to Governor on Tuesday, April 10, 2018—HJ 2897
- 04/26/2018 House—Approved by Governor on Monday, April 16, 2018—HJ 2860
- H 2607** Bill by Taxation
Providing a sales tax exemption to Stafford county economic development, inc. Leavenworth county by quit claim deed.
02/02/2018 House—Introduced—HJ 2230
02/05/2018 House—Referred to Committee on Taxation—HJ 2237
02/07/2018 House—Hearing: Tuesday, February 13, 2018, 03:30 PM Room 346-S
05/04/2018 House—Died in Committee
- H 2608** Bill by Representative Deere
Authorizing the secretary of corrections to convey property to fire district 1 of Leavenworth county by quit claim deed.
02/02/2018 House—Introduced—HJ 2230
02/05/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2237
02/07/2018 House—Hearing: Monday, February 12, 2018, 01:30 PM Room 152-S
02/13/2018 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Corrections and Juvenile Justice—HJ 2302
02/19/2018 House—Final Action - Passed; Yea: 121 Nay: 0—HJ 2339
02/19/2018 Senate—Received and Introduced—SJ 1602
02/20/2018 Senate—Referred to Committee on Ways and Means—SJ 1604
03/12/2018 Senate—Hearing: Thursday, March 15, 2018, 10:30 AM Room 548-S
03/15/2018 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Ways and Means—SJ 1754
03/20/2018 Senate—Consent Calendar Passed Yea: 39 Nay: 0—SJ 1764
03/26/2018 House—Enrolled and presented to Governor on Monday, March 26, 2018—HJ 2656
03/29/2018 House—Approved by Governor on Thursday, March 29, 2018—HJ 2697
- H 2609** Bill by Appropriations
Kansas empowerment scholarship act.
02/02/2018 House—Introduced—HJ 2231
02/05/2018 House—Referred to Committee on Appropriations—HJ 2237
05/04/2018 House—Died in Committee
- H 2610** Bill by Judiciary
Amending the residential landlord and tenant act to allow termination of rental agreement due to clear and present danger.
02/02/2018 House—Introduced—HJ 2231
02/05/2018 House—Referred to Committee on Judiciary—HJ 2237
05/04/2018 House—Died in Committee
- H 2611** Bill by Health and Human Services
Secretary of health and environment to review behavior crisis response in Kansas and make a report of findings and recommendations.
02/02/2018 House—Introduced—HJ 2231

02/05/2018 House—Referred to Committee on Health and Human Services—HJ 2237
 05/04/2018 House—Died in Committee

H 2612 Bill by Judiciary

Prohibiting the wearing of hoods or masks to conceal a person's identity.

02/02/2018 House—Introduced—HJ 2231
 02/05/2018 House—Referred to Committee on Judiciary—HJ 2237
 05/04/2018 House—Died in Committee

H 2613 Bill by Education

Provision of assistive technology, sign language and Braille services for students with a disability.

02/05/2018 House—Introduced—HJ 2236
 02/06/2018 House—Referred to Committee on Education—HJ 2241
 02/09/2018 House—Hearing: Tuesday, February 13, 2018, 03:30 PM Room 546-S
 02/21/2018 House—Withdrawn from Committee on Education; Referred to Committee on Appropriations—HJ 2410
 03/01/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Education—HJ 2452
 05/04/2018 House—Died in Committee

H 2614 Bill by Representative Hodge

Providing a child tax credit.

02/05/2018 House—Introduced—HJ 2236
 02/06/2018 House—Referred to Committee on Taxation—HJ 2241
 03/07/2018 House—Hearing: Tuesday, March 13, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

H 2615 Bill by Representative Hodge

Increasing income tax credit for household and dependent care expenses.

02/05/2018 House—Introduced—HJ 2236
 02/06/2018 House—Referred to Committee on Taxation—HJ 2241
 03/07/2018 House—Hearing: Tuesday, March 13, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

H 2616 Bill by Representative Hodge

Providing for a 3.25% sales tax rate on food and food ingredients.

02/05/2018 House—Introduced—HJ 2236
 02/06/2018 House—Referred to Committee on Taxation—HJ 2241
 03/09/2018 House—Hearing: Monday, March 12, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

H 2617 Bill by Government, Technology and Security

Interstate voter crosscheck program; electronic registration information center.

02/05/2018 House—Introduced—HJ 2236
 02/06/2018 House—Referred to Committee on Elections—HJ 2241
 05/04/2018 House—Died in Committee

H 2618 Bill by Representative Hodge

Creating a new income tax bracket for joint filers with income over \$1,000,000 and all other individuals with income over \$500,000.

02/05/2018 House—Introduced—HJ 2236
 02/06/2018 House—Referred to Committee on Taxation—HJ 2241

03/07/2018 House—Hearing: Monday, March 12, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

- H 2619** Bill by Agriculture
Allowing any documentation required under the Kansas pesticide law to be created or maintained in electronic form.
 02/05/2018 House—Introduced—HJ 2236
 02/06/2018 House—Referred to Committee on Agriculture—HJ 2241
 02/07/2018 House—Hearing: Monday, February 12, 2018, 03:30 PM Room 582-N
 02/14/2018 House—Committee Report recommending bill be passed as amended by Committee on Agriculture—HJ 2316
 02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2408
 02/22/2018 House—Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2423
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 1654
 03/09/2018 Senate—Hearing and possible action: Tuesday, March 13, 2018, 08:30 AM Room 159-S
 03/13/2018 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Agriculture and Natural Resources—SJ 1698
 03/20/2018 Senate—Consent Calendar Passed Yea: 39 Nay: 0—SJ 1764
 03/26/2018 House—Enrolled and presented to Governor on Monday, March 26, 2018—HJ 2656
 03/29/2018 House—Approved by Governor on Thursday, March 29, 2018—HJ 2697
- H 2620** Bill by Representative Parker
Property tax lid exception for expenditures for mental health and disability services.
 02/05/2018 House—Introduced—HJ 2236
 02/06/2018 House—Referred to Committee on Taxation—HJ 2241
 05/04/2018 House—Died in Committee
- H 2621** Bill by Representative Holscher
Including relations between law enforcement and those interacting with law enforcement in the crime of unlawful sexual relations.
 02/05/2018 House—Introduced—HJ 2236
 02/06/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2241
 02/07/2018 House—Hearing: Tuesday, February 13, 2018, 01:30 PM Room 152-S
 05/04/2018 House—Died in Committee
- H 2622** Bill by Children and Seniors
Making amendments to child care assistance eligibility.
 02/05/2018 House—Introduced—HJ 2236
 02/06/2018 House—Referred to Committee on Children and Seniors—HJ 2241
 05/04/2018 House—Died in Committee
- H 2623** Bill by Representative Jones
Excluding certain noncovered employees who take a leave of absence from an eligible employer from the definition of employee for purposes of KPERs.
 02/05/2018 House—Introduced—HJ 2236
 02/06/2018 House—Referred to Committee on Financial Institutions and Pensions—HJ

- 2241
05/04/2018 House—Died in Committee
- H 2624** Bill by Representative Jones
Eliminating annualization by legislators in determination of KPERS benefits and contributions thereof.
02/05/2018 House—Introduced—HJ 2236
02/06/2018 House—Referred to Committee on Financial Institutions and Pensions—HJ 2241
05/04/2018 House—Died in Committee
- H 2625** Bill by Judiciary
Establishing confidentiality of records contained in the central registry of all Kansas police officers and law enforcement officers.
02/05/2018 House—Introduced—HJ 2237
02/06/2018 House—Referred to Committee on Judiciary—HJ 2241
02/13/2018 House—Withdrawn from Committee on Judiciary; Referred to Committee on Corrections and Juvenile Justice—HJ 2311
02/15/2018 House—Withdrawn from Committee on Corrections and Juvenile Justice; Referred to Committee on Appropriations—HJ 2327
02/20/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Corrections and Juvenile Justice—HJ 2352
02/21/2018 House—Hearing: Thursday, March 01, 2018, 01:30 PM Room 152-S
03/08/2018 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 2478
03/20/2018 House—Committee of the Whole - Be passed as amended—HJ 2545
03/21/2018 House—Final Action - Passed as amended; Yea: 98 Nay: 23—HJ 2554
03/21/2018 Senate—Received and Introduced—SJ 1770
03/22/2018 Senate—Referred to Committee on Judiciary—SJ 1778
05/04/2018 Senate—Died in Senate Committee
- H 2626** Bill by Local Government
Tax lid exemption when taxing entity abolished and duties assumed by a city or county.
02/06/2018 House—Introduced—HJ 2239
02/07/2018 House—Referred to Committee on Taxation—HJ 2251
02/09/2018 House—Hearing: Tuesday, February 13, 2018, 03:30 PM Room 346-S
05/04/2018 House—Died in Committee
- H 2627** Bill by Local Government
Elections; political advertising; political signs; city and county regulations.
02/06/2018 House—Introduced—HJ 2239
02/07/2018 House—Referred to Committee on Local Government—HJ 2251
05/04/2018 House—Died in Committee
- H 2628** Bill by Local Government
Certain airport authorities; dissolution procedures.
02/06/2018 House—Introduced—HJ 2239
02/07/2018 House—Referred to Committee on Local Government—HJ 2251
02/07/2018 House—Hearing: Tuesday, February 13, 2018, 01:30 PM Room 281-N
02/14/2018 House—Committee Report recommending bill be passed as amended by Committee on Local Government—HJ 2320

02/19/2018 House—Committee of the Whole - Be passed as amended—HJ 2342
 02/20/2018 House—Final Action - Passed as amended; Yea: 118 Nay: 0—HJ 2360
 02/21/2018 Senate—Received and Introduced—SJ 1615
 02/22/2018 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 1642
 02/28/2018 Senate—Hearing: Tuesday, March 06, 2018, 09:30 AM Room 142-S
 03/15/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Ethics, Elections and Local Government—SJ 1749
 03/20/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1763
 03/20/2018 Senate—Emergency Final Action - Passed as amended; Yea: 39 Nay: 0—SJ 1765
 03/28/2018 House—Concurred with amendments; Yea: 122 Nay: 2—HJ 2690
 04/03/2018 House—Enrolled and presented to Governor on Tuesday, April 03, 2018—HJ 2751
 04/06/2018 House—Approved by Governor on Thursday, April 5, 2018—HJ 2799

H 2629 Bill by Local Government
Homeowners associations subject to consumer protection act; annual registration; fee.

02/06/2018 House—Introduced—HJ 2239
 02/07/2018 House—Referred to Committee on Local Government—HJ 2251
 02/07/2018 House—Hearing: Thursday, February 15, 2018, 01:30 PM Room 281-N
 02/21/2018 House—Withdrawn from Committee on Local Government; Referred to Committee on Appropriations—HJ 2410
 03/01/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Local Government—HJ 2452
 03/21/2018 House—Committee Report recommending bill be passed as amended by Committee on Local Government—HJ 2561
 03/29/2018 House—Committee of the Whole - Motion to recommend favorably for passage failed—HJ 2706
 05/04/2018 House—Died on Calendar

H 2630 Bill by Judiciary
Adding protecting children from witnessing abuse to the list of factors the court considers when determining custody, residency or parenting time.

02/06/2018 House—Introduced—HJ 2239
 02/07/2018 House—Referred to Committee on Judiciary—HJ 2251
 05/04/2018 House—Died in Committee

H 2631 Bill by Judiciary
Clarifying when reports of abuse, neglect or exploitation shall be sent to both the department for children and families and the appropriate law enforcement agency.

02/06/2018 House—Introduced—HJ 2239
 02/07/2018 House—Referred to Committee on Judiciary—HJ 2251
 02/07/2018 House—Hearing: Thursday, February 15, 2018, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee

H 2632 Bill by Transportation
Requiring an annual registration for escort vehicles.

02/06/2018 House—Introduced—HJ 2239
 02/07/2018 House—Referred to Committee on Transportation—HJ 2251

02/07/2018 House—Hearing: Thursday, February 15, 2018, 01:30 PM Room 582-N
 05/04/2018 House—Died in Committee

- H 2633** Bill by Representative Parker
Secretary of state, nonpartisan election; political action committees prohibited.
 02/06/2018 House—Introduced—HJ 2239
 02/07/2018 House—Referred to Committee on Elections—HJ 2250
 05/04/2018 House—Died in Committee
- H 2634** Bill by General Government Budget
Providing for payroll deductions for indemnity insurance.
 02/06/2018 House—Introduced—HJ 2240
 02/07/2018 House—Referred to Committee on General Government Budget—HJ 2250
 02/08/2018 House—Hearing: Tuesday, February 13, 2018, 01:30 PM Room 218-N
 02/19/2018 House—Committee Report recommending bill be passed by Committee on General Government Budget—HJ 2344
 02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444
- H 2635** Bill by K-12 Education Budget
Amendments to the Kansas school equity and enhancement act; relating to the BASE aid, certain weightings and other school finance provisions.
 02/06/2018 House—Introduced—HJ 2240
 02/07/2018 House—Referred to Committee on K-12 Education Budget—HJ 2251
 05/04/2018 House—Died in Committee
- H 2636** Bill by K-12 Education Budget
Repealing the statutory limit on state board of education approval of school district bond issuances.
 02/06/2018 House—Introduced—HJ 2240
 02/07/2018 House—Referred to Committee on K-12 Education Budget—HJ 2251
 02/21/2018 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 2410
 03/01/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 2452
 03/07/2018 House—Hearing: Monday, March 12, 2018, 01:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2637** Bill by Veterans and Military
Enacting the Kansas veterans loan act and establishing the Kansas veterans loan act fee fund.
 02/06/2018 House—Introduced—HJ 2240
 02/07/2018 House—Referred to Committee on Veterans and Military—HJ 2251
 05/04/2018 House—Died in Committee
- H 2638** Bill by Education
Disclosure of conditional financial donations to public postsecondary educational institutions.
 02/06/2018 House—Introduced—HJ 2240
 02/07/2018 House—Referred to Committee on Education—HJ 2250
 02/08/2018 House—Withdrawn from Committee on Education; Referred to Committee on Higher Education Budget—HJ 2268
 05/04/2018 House—Died in Committee

- H 2639** Bill by Children and Seniors
Allowing KDHE to collect a fee for fingerprinting individuals maintaining or residing, working or regularly volunteering at a child care facility.
 02/06/2018 House—Introduced—HJ 2240
 02/06/2018 House—Hearing: Thursday, February 08, 2018, 09:00 AM Room 218-N
 02/07/2018 House—Referred to Committee on Children and Seniors—HJ 2250
 02/19/2018 House—Committee Report recommending bill be passed by Committee on Children and Seniors—HJ 2342
 02/22/2018 House—Committee of the Whole - Be passed—HJ 2424
 02/22/2018 House—Emergency Final Action - Passed; Yea: 111 Nay: 6—HJ 2433
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred to Committee on Public Health and Welfare—SJ 1657
 03/07/2018 Senate—Hearing: Tuesday, March 13, 2018, 09:30 AM Room 118-N
 03/22/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Public Health and Welfare—SJ 1800
 03/27/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1835
 03/28/2018 Senate—Final Action - Passed as amended; Yea: 36 Nay: 4—SJ 1859
 04/02/2018 House—Concurred with amendments; Yea: 110 Nay: 11—HJ 2731
 04/06/2018 House—Enrolled and presented to Governor on Friday, April 06, 2018—HJ 2809
 04/26/2018 House—Approved by Governor on Thursday, April 12, 2018—HJ 2860
- H 2640** Bill by Water and Environment
Requiring the state corporation commission to provide for public comment concerning regional transmission organizations.
 02/06/2018 House—Introduced—HJ 2240
 02/07/2018 House—Referred to Committee on Water and Environment—HJ 2251
 02/07/2018 House—Hearing: Thursday, February 15, 2018, 09:00 AM Room 582-N
 05/04/2018 House—Died in Committee
- H 2641** Bill by Water and Environment
Providing disposal limits for fluids produced from oil and gas operations to reduce induced seismic activity.
 02/06/2018 House—Introduced—HJ 2240
 02/07/2018 House—Referred to Committee on Water and Environment—HJ 2251
 02/07/2018 House—Hearing: Thursday, February 15, 2018, 09:00 AM Room 582-N
 05/04/2018 House—Died in Committee
- H 2642** Bill by Representative Esau
Elections: campaign finance report deadlines and penalties; publication of election results; political advertising attribution requirements and exception for social media.
 02/06/2018 House—Introduced—HJ 2240
 02/07/2018 House—Referred to Committee on Elections—HJ 2250
 02/07/2018 House—Hearing: Wednesday, February 14, 2018, 01:30 PM Room 281-N
 02/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Elections—HJ 2354
 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2429
 02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 114 Nay: 3—HJ 2439
 02/28/2018 Senate—Received and Introduced—SJ 1655

03/01/2018 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 1657
 03/14/2018 Senate—Hearing: Tuesday, March 20, 2018, 09:30 AM Room 142-S
 03/26/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Ethics, Elections and Local Government—SJ 1817
 03/28/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1862
 03/29/2018 Senate—Final Action - Passed as amended;—SJ 1872
 04/02/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Esau, Representative Carpenter and Representative Miller as conferees—HJ 2733
 04/03/2018 Senate—Motion to accede adopted; Senator Bowers, Senator Fitzgerald and Senator Faust-Goudeau appointed as conferees—SJ 1942
 04/30/2018 Senate—Conference Committee Report was adopted; Yea: 39 Nay: 0—SJ 2152
 05/01/2018 House—Conference Committee Report was adopted; Yea: 121 Nay: 1—HJ 2983
 05/04/2018 House—Enrolled and presented to Governor on Friday, May 04, 2018—HJ 3334
 05/04/2018 House—Approved by Governor on Thursday, May 10, 2018

H 2643 Bill by Higher Education Budget
Modifying postsecondary tuition and fees for aliens to offset moneys used for the Kansas foster child educational assistance act.

02/06/2018 House—Introduced—HJ 2244
 02/07/2018 House—Referred to Committee on Higher Education Budget—HJ 2250
 02/14/2018 House—Hearing: Thursday, February 15, 2018, 03:30 PM Room 281-N
 02/19/2018 House—Hearing continuation: Monday, February 19, 2018, 03:30 PM Room 548-S
 05/04/2018 House—Died in Committee

H 2644 Bill by Higher Education Budget
Budget process; exempting postsecondary educational institutions from the program service inventory, integrated budget fiscal process and performance-based budgeting system if such institution has implemented performance agreements.

02/06/2018 House—Introduced—HJ 2244
 02/07/2018 House—Referred to Committee on Higher Education Budget—HJ 2250
 02/13/2018 House—Withdrawn from Committee on Higher Education Budget; Referred to Committee on Appropriations—HJ 2311
 03/06/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Higher Education Budget—HJ 2463
 03/07/2018 House—Hearing: Monday, March 12, 2018, 03:30 PM Room 281-N
 03/14/2018 House—Committee Report recommending bill be passed by Committee on Higher Education Budget—HJ 2513
 03/26/2018 House—Committee of the Whole - Be passed—HJ 2653
 03/27/2018 House—Final Action - Passed; Yea: 82 Nay: 42—HJ 2667
 03/27/2018 Senate—Received and Introduced—SJ 1828
 03/28/2018 Senate—Referred to Committee on Education—SJ 1855
 05/04/2018 Senate—Died in Senate Committee

H 2645 Bill by Federal and State Affairs

Changing district magistrate judge position assignments in the 4th judicial district.

02/06/2018 House—Introduced—HJ 2244
 02/07/2018 House—Referred to Committee on Judiciary—HJ 2251
 03/12/2018 House—Hearing: Monday, March 12, 2018, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee

H 2646 Bill by Representatives Bishop, Hodge
Requiring more motor vehicle insurance coverage for people with previous convictions related to driving under the influence.

02/06/2018 House—Introduced—HJ 2244
 02/07/2018 House—Referred to Committee on Insurance—HJ 2250
 05/04/2018 House—Died in Committee

H 2647 Bill by Representative Parker
Reinstating local government control over wage, benefit and leave policies for private employees.

02/06/2018 House—Introduced—HJ 2244
 02/07/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2250
 05/04/2018 House—Died in Committee

H 2648 Bill by Corrections and Juvenile Justice
Including federal law enforcement officers in assault and battery against a law enforcement officer.

02/06/2018 House—Introduced—HJ 2244
 02/07/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2250
 02/12/2018 House—Hearing: Wednesday, February 14, 2018, 01:30 PM Room 152-S
 02/19/2018 House—Committee Report recommending bill be passed as amended by Committee on Corrections and Juvenile Justice—HJ 2344
 02/21/2018 House—Committee of the Whole - Be passed as amended—HJ 2406
 02/22/2018 House—Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2423
 02/22/2018 Senate—Received and Introduced—SJ 1642
 02/28/2018 Senate—Referred to Committee on Judiciary—SJ 1654
 03/14/2018 Senate—Hearing: Wednesday, March 21, 2018, 10:30 AM Room 144-S
 05/04/2018 Senate—Died in Senate Committee

H 2649 Bill by Representative Dove
Enacting the industrial hemp pilot program under the department of agriculture.

02/06/2018 House—Introduced—HJ 2244
 02/07/2018 House—Referred to Committee on Agriculture—HJ 2250
 05/04/2018 House—Died in Committee

H 2650 Bill by Federal and State Affairs
Designating the state rock as greenhorn limestone, the state mineral as galena, the state gemstone as jelinite amber and the state fish as the channel catfish.

02/06/2018 House—Introduced—HJ 2244
 02/07/2018 House—Referred to Committee on Federal and State Affairs—HJ 2250
 02/21/2018 House—Hearing: Tuesday, March 06, 2018, 09:00 AM Room 346-S
 03/06/2018 House—Committee Report recommending bill be passed as amended by Committee on Federal and State Affairs—HJ 2462

- 03/12/2018 House—Committee of the Whole - Be passed as amended—HJ 2491
 03/13/2018 House—Final Action - Passed as amended; Yea: 114 Nay: 5—HJ 2499
 03/13/2018 Senate—Received and Introduced—SJ 1695
 03/14/2018 Senate—Hearing: Thursday, March 15, 2018, 10:30 AM Room 144-S
 03/14/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1702
 03/16/2018 Senate—Committee Report recommending bill be passed as amended by
 Committee on Federal and State Affairs—SJ 1756
 03/20/2018 Senate—Committee of the Whole - Be passed as amended—SJ 1763
 03/20/2018 Senate—Emergency Final Action - Passed as amended; Yea: 38 Nay: 0—SJ
 1765
 03/22/2018 House—Concurred with amendments; Yea: 114 Nay: 11—HJ 2566
 03/26/2018 House—Enrolled and presented to Governor on Monday, March 26, 2018
 —HJ 2656
 04/05/2018 House—Approved by Governor on Wednesday, April 4, 2018—HJ 2756
- H 2651** Bill by Federal and State Affairs
**Requiring counties to approve the establishment of a poultry production or
 poultry slaughter facility and establishing the procedures therefor.**
 02/06/2018 House—Introduced—HJ 2244
 02/07/2018 House—Referred to Committee on Agriculture—HJ 2250
 05/04/2018 House—Died in Committee
- H 2652** Bill by Federal and State Affairs
**Requiring counties to approve the establishment of a poultry confinement facility
 and establishing the procedures therefor.**
 02/06/2018 House—Introduced—HJ 2245
 02/07/2018 House—Referred to Committee on Agriculture—HJ 2250
 05/04/2018 House—Died in Committee
- H 2653** Bill by Representative Hodge
Income tax credit for certain educational expenses.
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 05/04/2018 House—Died in Committee
- H 2654** Bill by Representative Hodge
**Providing an income tax credit for expenditures to construct health or education
 facilities by KCAC member institutions.**
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 03/07/2018 House—Hearing: Tuesday, March 13, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2655** Bill by Representative Hodge
Providing an income tax credit for amounts paid as gym membership fees.
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 05/04/2018 House—Died in Committee
- H 2656** Bill by Representative Hodge
**Doubling the property tax on recreational vehicles with a sales price of more than
 \$100,000.**

- 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 05/04/2018 House—Died in Committee
- H 2657** Bill by Representative Hodge
Income tax credit for increased salaries paid to Kansas employees.
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 03/07/2018 House—Hearing: Tuesday, March 13, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2658** Bill by Representative Hodge
Providing a sales tax exemption for certain food and food ingredients.
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 05/04/2018 House—Died in Committee
- H 2659** Bill by Representative Hodge
Doubling the state sales tax rate on the sale of certain motor vehicles.
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 03/07/2018 House—Hearing: Monday, March 12, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2660** Bill by Representative Hodge
Property tax; certain motor vehicles and watercraft.
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 05/04/2018 House—Died in Committee
- H 2661** Bill by Representative Hodge
Providing for a 10% normal tax rate on certain corporate income.
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 03/07/2018 House—Hearing: Monday, March 12, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2662** Bill by Health and Human Services
Increasing the fees for Kansas board of barbering licenses and examinations.
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Health and Human Services—HJ 2268
 02/08/2018 House—Withdrawn from Committee on Health and Human Services;
 Referred to Committee on General Government Budget—HJ 2268
 02/08/2018 House—Hearing: Tuesday, February 13, 2018, 01:30 PM Room 218-N
 05/04/2018 House—Died in Committee
- H 2663** Bill by Health and Human Services
Enacting the KanCare/Medicaid ombudsman act.
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Health and Human Services—HJ 2268
 02/15/2018 House—Withdrawn from Committee on Health and Human Services;
 Referred to Committee on Appropriations—HJ 2327
 02/16/2018 House—Withdrawn from Committee on Appropriations; Rereferred to

- Committee on Health and Human Services—HJ 2335
 02/28/2018 House—Hearing: Tuesday, March 06, 2018, 01:30 PM Room 546-S
 05/04/2018 House—Died in Committee
- H 2664** Bill by Health and Human Services
Establishing the social work mobility and workforce development task force.
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Health and Human Services—HJ 2268
 05/04/2018 House—Died in Committee
- H 2665** Bill by Water and Environment
Establishing a Kansas water law study commission.
 02/07/2018 House—Introduced—HJ 2248
 02/07/2018 House—Hearing: Tuesday, February 13, 2018, 09:00 AM Room 582-N
 02/08/2018 House—Referred to Committee on Water and Environment—HJ 2268
 05/04/2018 House—Died in Committee
- H 2666** Bill by Representatives Ousley, Gallagher
Concerning public assistance; relating to cash assistance, food assistance, medical assistance and child care subsidies.
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Health and Human Services—HJ 2268
 05/04/2018 House—Died in Committee
- H 2667** Bill by Federal and State Affairs
Repealing prohibitions and restrictions on insurance coverage for abortion services.
 02/07/2018 House—Introduced—HJ 2248
 02/08/2018 House—Referred to Committee on Federal and State Affairs—HJ 2268
 05/04/2018 House—Died in Committee
- H 2668** Bill by Representatives Pittman, Clayton, Hodge, Horn, Karleskint, Lusker, Parker, Probst
Sales tax exemption for sales of farm products sold at farmers' markets.
 02/07/2018 House—Introduced—HJ 2249
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 03/02/2018 House—Hearing: Thursday, March 08, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2669** Bill by Representatives Lusk, Good, Ballard, Bishop, Clayton, Crum, Curtis, Finney, Henderson, Kuether, Neighbor, Ousley, Parker, Probst, Seiwert, Stogsdill, Victors
Requiring liability insurance for oil and gas injection well operators.
 02/07/2018 House—Introduced—HJ 2249
 02/08/2018 House—Referred to Committee on Insurance—HJ 2268
 05/04/2018 House—Died in Committee
- H 2670** Bill by Taxation
Requiring certain information on protested or exempt property taxes be provided to local units of government.
 02/07/2018 House—Introduced—HJ 2249
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 05/04/2018 House—Died in Committee

- H 2671** Bill by Taxation
Providing a sales tax exemption for midland care connection, inc.
 02/07/2018 House—Introduced—HJ 2249
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 03/06/2018 House—Hearing: Thursday, March 08, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2672** Bill by Representatives Lusk, Good, Ballard, Bishop, Clayton, Crum, Curtis, Dierks, Finney, Henderson, Kuether, Neighbor, Ohaebosim, Ousley, Parker, Probst, Victors, Whipple
State corporation commission and requirements for certain oil and gas injection wells.
 02/07/2018 House—Introduced—HJ 2249
 02/08/2018 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 2268
 05/04/2018 House—Died in Committee
- H 2673** Bill by Representative Hodge
Elections; voter registration; application for public assistance, filing property deeds.
 02/07/2018 House—Introduced—HJ 2249
 02/08/2018 House—Referred to Committee on Elections—HJ 2268
 05/04/2018 House—Died in Committee
- H 2674** Bill by Taxation
Senate Substitute for HB 2674 by Committee on Public Health and Welfare - Establishing the Kansas telemedicine act and providing for licensure and regulation of dental therapists.
 02/07/2018 House—Introduced—HJ 2249
 02/08/2018 House—Referred to Committee on Health and Human Services—HJ 2268
 02/08/2018 House—Hearing: Monday, February 12, 2018, 01:30 PM Room 546-S
 02/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Health and Human Services—HJ 2354
 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2431
 02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2439
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred to Committee on Public Health and Welfare—SJ 1657
 03/14/2018 Senate—Hearing: Monday, March 19, 2018, 09:30 AM Room 118-N
 03/26/2018 Senate—Committee Report recommending substitute bill be passed by Committee on Public Health and Welfare—SJ 1818
 05/04/2018 Senate—Died on Senate General Orders
- H 2675** Bill by Representative Pittman
Interstate voter registration crosscheck program; fee; cybersecurity fund.
 02/07/2018 House—Introduced—HJ 2249
 02/08/2018 House—Referred to Committee on Elections—HJ 2268
 05/04/2018 House—Died in Committee
- H 2676** Bill by Federal and State Affairs
Failure of community service providers to comply with developmental disability

reform act.

02/07/2018 House—Introduced—HJ 2249
 02/08/2018 House—Referred to Committee on Federal and State Affairs—HJ 2268
 02/14/2018 House—Hearing: Thursday, March 01, 2018, 09:00 AM Room 346-S
 03/16/2018 House—Committee Report recommending bill be passed as amended by
 Committee on Federal and State Affairs—HJ 2526
 03/27/2018 House—Committee of the Whole - Be passed as amended—HJ 2666
 03/28/2018 House—Final Action - Passed as amended; Yea: 124 Nay: 0—HJ 2678
 03/28/2018 Senate—Received and Introduced—SJ 1863
 03/29/2018 Senate—Referred to Committee on Public Health and Welfare—SJ 1864
 05/04/2018 Senate—Died in Senate Committee

H 2677 Bill by Federal and State Affairs
Repeal of prohibition on use of state appropriated moneys to lobby relating to gun control.

02/07/2018 House—Introduced—HJ 2249
 02/08/2018 House—Referred to Committee on Federal and State Affairs—HJ 2268
 05/04/2018 House—Died in Committee

H 2678 Bill by Transportation
Providing for the choose life license plate.

02/07/2018 House—Introduced—HJ 2254
 02/08/2018 House—Referred to Committee on Transportation—HJ 2268
 02/09/2018 House—Hearing: Wednesday, February 14, 2018, 01:30 PM Room 582-N
 05/04/2018 House—Died in Committee

H 2679 Bill by Representative Parker
Providing insurance coverage for contraceptives.

02/07/2018 House—Introduced—HJ 2254
 02/08/2018 House—Referred to Committee on Insurance—HJ 2268
 05/04/2018 House—Died in Committee

H 2680 Bill by Representative Parker
Voter registration; secretary of state notice of online voter registration not available.

02/07/2018 House—Introduced—HJ 2254
 02/08/2018 House—Referred to Committee on Elections—HJ 2268
 05/04/2018 House—Died in Committee

H 2681 Bill by Representative Parker
Requiring the recording of votes taken in standing committees, and committee of the whole when under the order of business of general orders and final action.

02/07/2018 House—Introduced—HJ 2254
 02/08/2018 House—Referred to Committee on Judiciary—HJ 2268
 02/13/2018 House—Withdrawn from Committee on Judiciary; Referred to Committee on Appropriations—HJ 2311
 05/04/2018 House—Died in Committee

H 2682 Bill by Representatives Parker, Clayton, Curtis, Highberger, Ohaebosim, Probst
Prohibiting state contracts with internet service providers that do not adhere to net neutrality principles.

02/07/2018 House—Introduced—HJ 2254

- 02/08/2018 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 2268
05/04/2018 House—Died in Committee
- H 2683** Bill by Representative Parker
Interstate voter crosscheck program; electronic registration information center.
02/07/2018 House—Introduced—HJ 2254
02/08/2018 House—Referred to Committee on Elections—HJ 2268
05/04/2018 House—Died in Committee
- H 2684** Bill by Representatives Parker, Carmichael
Certain state agencies; redaction of social security numbers.
02/07/2018 House—Introduced—HJ 2255
02/08/2018 House—Referred to Committee on Elections—HJ 2268
05/04/2018 House—Died in Committee
- H 2685** Bill by Representatives Ballard, Bishop, Carlin, Carmichael, Crum, Finney, Highberger, Horn, Ohaebosim, Parker, Stogsdill
Permanent exemption for postsecondary educational institutions from the public buildings law under the personal and family protection act.
02/07/2018 House—Introduced—HJ 2255
02/08/2018 House—Referred to Committee on Federal and State Affairs—HJ 2268
05/04/2018 House—Died in Committee
- H 2686** Bill by Representatives Pittman, Deere
Making appropriations for FY 2019 for the department of corrections; salary increases for uniformed officers and all employees at correctional facilities.
02/07/2018 House—Introduced—HJ 2255
02/08/2018 House—Referred to Committee on Appropriations—HJ 2268
05/04/2018 House—Died in Committee
- H 2687** Bill by Representatives Humphries, Arnberger, Awerkamp, Bergquist, Blex, Burris, Carpenter, Delperdang, Dove, Elliott, Ellis, Eplee, Esau, Garber, Good, Highland, Hoffman, Houser, Huebert, Jacobs, Jones, Mason, Powell, Rafie, Resman, Seiwert, Smith, E., Sutton, Thimesch, Vickrey, Weber, Whitmer
Creating the adoption protection act.
02/07/2018 House—Introduced—HJ 2255
02/08/2018 House—Referred to Committee on Federal and State Affairs—HJ 2268
03/14/2018 House—Hearing: (opponents) Wednesday, March 21, 2018, 09:00 AM Room 346-S
03/14/2018 House—Hearing: (proponents) Tuesday, March 20, 2018, 09:00 AM Room 346-S
05/04/2018 House—Died in Committee
- H 2688** Bill by Appropriations
Establishing the behavioral health task force to study the behavioral health system in the state of Kansas.
02/07/2018 House—Introduced—HJ 2255
02/08/2018 House—Referred to Committee on Appropriations—HJ 2268
03/08/2018 House—Hearing: Monday, March 12, 2018, 09:00 AM Room 112-N
03/21/2018 House—Committee Report recommending bill be passed as amended by Committee on Appropriations—HJ 2560

05/04/2018 House—Died on Calendar

- H 2689** Bill by Appropriations
Making appropriations for FY 2019 for the judicial branch; salary increases for justices, judges and nonjudicial employees.
 02/07/2018 House—Introduced—HJ 2255
 02/08/2018 House—Referred to Committee on Appropriations—HJ 2268
 05/04/2018 House—Died in Committee
- H 2690** Bill by Education
Creating the Kansas school financial transparency act.
 02/07/2018 House—Introduced—HJ 2255
 02/08/2018 House—Referred to Committee on K-12 Education Budget—HJ 2268
 05/04/2018 House—Died in Committee
- H 2691** Bill by Water and Environment
Extending the deadline for multi-year flex account applications.
 02/07/2018 House—Introduced—HJ 2255
 02/07/2018 House—Hearing: Tuesday, February 13, 2018, 09:00 AM Room 582-N
 02/08/2018 House—Referred to Committee on Water and Environment—HJ 2268
 02/14/2018 House—Committee Report recommending bill be passed as amended by Committee on Water and Environment—HJ 2321
 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2427
 02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2436
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 1657
 03/09/2018 Senate—Hearing and possible action: Tuesday, March 13, 2018, 08:30 AM Room 159-S
 03/13/2018 Senate—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Agriculture and Natural Resources—SJ 1698
 03/20/2018 Senate—Consent Calendar Passed Yea: 39 Nay: 0—SJ 1764
 03/26/2018 House—Enrolled and presented to Governor on Monday, March 26, 2018—HJ 2656
 03/29/2018 House—Approved by Governor on Thursday, March 29, 2018—HJ 2697
- H 2692** Bill by Education
Requiring the provision of applied behavior analysis for students diagnosed with an autism spectrum disorder.
 02/07/2018 House—Introduced—HJ 2255
 02/08/2018 House—Referred to Committee on Education—HJ 2268
 05/04/2018 House—Died in Committee
- H 2693** Bill by Representative Tarwater
Requiring the director of the budget to prepare a federal moneys report on budget bills introduced by the legislature and the governor's budget report.
 02/07/2018 House—Introduced—HJ 2255
 02/08/2018 House—Referred to Committee on Appropriations—HJ 2268
 05/04/2018 House—Died in Committee
- H 2694** Bill by Representative Hodge

Creating the community leaders service act.

02/07/2018 House—Introduced—HJ 2255

02/08/2018 House—Referred to Committee on Education—HJ 2268

05/04/2018 House—Died in Committee

- H 2695** Bill by Representatives Holscher, Brim, Carlin, Clayton, Crum, Dietrich, Finney, Horn, Judd-Jenkins, Koesten, Kuether, Murnan, Parker, Pittman, Ward, Whipple, Winn

Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.

02/07/2018 House—Introduced—HJ 2255

02/08/2018 House—Referred to Committee on Judiciary—HJ 2268

05/04/2018 House—Died in Committee

- H 2696** Bill by Representative Whipple
Prohibiting the silencing of victims of workplace sexual abuse or harassment by non-disclosure agreements.

02/07/2018 House—Introduced—HJ 2255

02/08/2018 House—Referred to Committee on Judiciary—HJ 2268

05/04/2018 House—Died in Committee

- H 2697** Bill by K-12 Education Budget
Amending the transportation weighting calculation.

02/07/2018 House—Introduced—HJ 2255

02/08/2018 House—Referred to Committee on K-12 Education Budget—HJ 2268

02/21/2018 House—Withdrawn from Committee on K-12 Education Budget; Referred to Committee on Appropriations—HJ 2410

03/01/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on K-12 Education Budget—HJ 2452

03/01/2018 House—Hearing: Thursday, March 08, 2018, 01:30 PM Room 346-S

05/04/2018 House—Died in Committee

- H 2698** Bill by Representative Highberger
Establishing the Kansas children's savings account program.

02/07/2018 House—Introduced—HJ 2256

02/08/2018 House—Referred to Committee on Financial Institutions and Pensions—HJ 2268

05/04/2018 House—Died in Committee

- H 2699** Bill by Representatives Probst, Burroughs, Crum, Deere, Finney, Gartner, Holscher, Horn, Murnan, Parker, Pittman, Stogsdill, Trimmer, Victors
Prohibiting amendments striking all material and inserting new material.

02/07/2018 House—Introduced—HJ 2256

02/08/2018 House—Referred to Committee on Judiciary—HJ 2268

02/13/2018 House—Withdrawn from Committee on Judiciary; Referred to Committee on Appropriations—HJ 2311

05/04/2018 House—Died in Committee

- H 2700** Bill by Representative Esau
Requiring redaction of social security numbers in documents available for public inspection and copying.

02/07/2018 House—Introduced—HJ 2256
 02/08/2018 House—Referred to Committee on Elections—HJ 2268
 02/09/2018 House—Withdrawn from Committee on Elections; Referred to Committee on Government, Technology and Security—HJ 2285
 02/15/2018 House—Hearing: Monday, February 19, 2018, 09:00 AM Room 218-N
 02/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Government, Technology and Security—HJ 2354
 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2431
 02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2440
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred to Committee on Ethics, Elections and Local Government—SJ 1657
 03/14/2018 Senate—Withdrawn from Committee on Ethics, Elections and Local Government; Referred to Committee on Federal and State Affairs—SJ 1702
 03/15/2018 Senate—Hearing: Monday, March 19, 2018, 10:30 AM Room 144-S
 05/04/2018 Senate—Died in Senate Committee

H 2701 Bill by Energy, Utilities and Telecommunications
Senate Substitute for HB 2701 by Committee on Utilities - Creating the statewide broadband expansion planning task force.

02/07/2018 House—Introduced—HJ 2256
 02/08/2018 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 2268
 02/08/2018 House—Hearing: Wednesday, February 14, 2018, 09:00 AM Room 582-N
 02/19/2018 House—Committee Report recommending bill be passed as amended by Committee on Energy, Utilities and Telecommunications—HJ 2344
 02/22/2018 House—Committee of the Whole - Be passed as amended—HJ 2431
 02/22/2018 House—Emergency Final Action - Passed as amended; Yea: 117 Nay: 0—HJ 2442
 02/28/2018 Senate—Received and Introduced—SJ 1655
 03/01/2018 Senate—Referred separately to Committee on Commerce and Committee on Utilities—SJ 1657
 03/02/2018 Senate—Hearing: Friday, March 09, 2018, 08:30 AM Room 548-S
 03/12/2018 Senate—Hearing continuation: Tuesday, March 13, 2018, 08:30 AM Room 548-S
 03/15/2018 Senate—Committee Report recommending bill be passed as amended by Committee on Commerce—SJ 1748
 03/15/2018 Senate—Bill now in Committee on Utilities
 03/19/2018 Senate—Hearing continuation: Wednesday, March 21, 2018, 01:30 PM Room 548-S
 03/19/2018 Senate—Hearing: Tuesday, March 20, 2018, 01:30 PM Room 548-S
 03/26/2018 Senate—Committee Report recommending substitute bill be passed by Committee on Utilities—SJ 1826
 03/28/2018 Senate—Committee of the Whole - Substitute bill be passed as amended—SJ 1859
 03/29/2018 Senate—Final Action - Substitute passed as amended; Yea: 40 Nay: 0—SJ 1872
 04/02/2018 House—Nonconcurrent with amendments; Conference Committee requested; appointed Representative Seiwert, Representative Garber and Representative Kuether as conferees—HJ 2733

- 04/03/2018 Senate—Motion to accede adopted; Senator Olson, Senator Petersen and Senator Hawk appointed as conferees—SJ 1942
- 04/07/2018 Senate—Conference Committee Report was adopted; Yea: 40 Nay: 0—SJ 2055
- 04/07/2018 House—Conference Committee Report was adopted; Yea: 117 Nay: 3—HJ 2854
- 04/26/2018 House—Enrolled and presented to Governor on Monday, April 16, 2018—HJ 2897
- 04/26/2018 House—Approved by Governor on Tuesday, April 24, 2018—HJ 2860
- H 2702** Bill by Energy, Utilities and Telecommunications
Registration of meteorological evaluation towers.
02/07/2018 House—Introduced—HJ 2256
02/08/2018 House—Referred to Committee on Energy, Utilities and Telecommunications—HJ 2268
02/08/2018 House—Hearing: Wednesday, February 14, 2018, 09:00 AM Room 582-N
02/15/2018 House—Committee Report recommending bill be passed by Committee on Energy, Utilities and Telecommunications—HJ 2332
02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444
- H 2703** Bill by Commerce, Labor and Economic Development
Use of American medical association guides when determining functional impairment for purposes of workers compensation benefits.
02/07/2018 House—Introduced—HJ 2256
02/08/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2268
05/04/2018 House—Died in Committee
- H 2704** Bill by Representatives Gallagher, Baker, Curtis, Deere, Good, Judd-Jenkins, Markley, Mastroni, Ousley, Resman
Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.
02/07/2018 House—Introduced—HJ 2256
02/08/2018 House—Referred to Committee on Children and Seniors—HJ 2268
02/13/2018 House—Hearing: Thursday, February 15, 2018, 09:00 AM Room 218-N
02/15/2018 House—Withdrawn from Committee on Children and Seniors; Referred to Committee on Appropriations—HJ 2327
02/16/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Children and Seniors—HJ 2335
03/14/2018 House—Hearing: Tuesday, March 20, 2018, 09:00 AM Room 218-N
05/04/2018 House—Died in Committee
- H 2705** Bill by Judiciary
Clarifying that peer review privilege does not apply to factual information.
02/07/2018 House—Introduced—HJ 2256
02/08/2018 House—Referred to Committee on Judiciary—HJ 2268
05/04/2018 House—Died in Committee
- H 2706** Bill by Judiciary
Allowing child advocacy centers to conduct sexual assault examinations.
02/07/2018 House—Introduced—HJ 2256
02/07/2018 House—Hearing: Monday, February 12, 2018, 03:30 PM Room 112-N

02/08/2018 House—Referred to Committee on Judiciary—HJ 2268
 02/19/2018 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 2345
 02/20/2018 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 2380
 05/04/2018 House—Died in Committee

H 2707 Bill by Judiciary
Moving the registration for charitable organizations from the secretary of state to the attorney general.

02/07/2018 House—Introduced—HJ 2256
 02/07/2018 House—Hearing: Monday, February 12, 2018, 03:30 PM Room 112-N
 02/08/2018 House—Referred to Committee on Judiciary—HJ 2268
 02/19/2018 House—Committee Report recommending bill be passed by Committee on Judiciary—HJ 2345
 02/22/2018 House—Withdrawn from Calendar; Referred to Committee on Appropriations—HJ 2412
 03/01/2018 House—Withdrawn from Committee on Appropriations and referred to Committee of the Whole—HJ 2452
 05/04/2018 House—Died on Calendar

H 2708 Bill by Judiciary
Providing a procedure for the attorney general to enter into diversion agreements.

02/07/2018 House—Introduced—HJ 2256
 02/07/2018 House—Hearing: Monday, February 12, 2018, 03:30 PM Room 112-N
 02/08/2018 House—Referred to Committee on Judiciary—HJ 2268
 05/04/2018 House—Died in Committee

H 2709 Bill by Judiciary
Amending penalties for lewd and lascivious behavior.

02/07/2018 House—Introduced—HJ 2256
 02/08/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2268
 02/12/2018 House—Hearing: Thursday, February 15, 2018, 01:30 PM Room 152-S
 05/04/2018 House—Died in Committee

H 2710 Bill by Representative Whipple
Protecting employees who are victims of domestic violence from employer retaliation or discrimination.

02/07/2018 House—Introduced—HJ 2256
 02/08/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2268
 05/04/2018 House—Died in Committee

H 2711 Bill by Representative Whipple
Prohibiting retaliation against state employees advocating against gender-based wage discrimination.

02/07/2018 House—Introduced—HJ 2257
 02/08/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2268
 05/04/2018 House—Died in Committee

- H 2712** Bill by Representative Whipple
Prohibiting denial of maternity leave benefits after an employee has taken maternity leave.
 02/07/2018 House—Introduced—HJ 2257
 02/08/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2268
 05/04/2018 House—Died in Committee
- H 2713** Bill by Corrections and Juvenile Justice
Requiring the attorney general to contract for continuing education for bail enforcement agents.
 02/07/2018 House—Introduced—HJ 2257
 02/08/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2268
 05/04/2018 House—Died in Committee
- H 2714** Bill by Representative Judd-Jenkins
Arkansas City library district.
 02/07/2018 House—Introduced—HJ 2257
 02/08/2018 House—Referred to Committee on Local Government—HJ 2268
 05/04/2018 House—Died in Committee
- H 2715** Bill by Representative Judd-Jenkins
Silverdale township, Cowley county; care of abandoned cemetery.
 02/07/2018 House—Introduced—HJ 2257
 02/08/2018 House—Referred to Committee on Local Government—HJ 2268
 05/04/2018 House—Died in Committee
- H 2716** Bill by Representatives Judd-Jenkins, Hoffman
Registration of antique military vehicles.
 02/07/2018 House—Introduced—HJ 2257
 02/08/2018 House—Referred to Committee on Transportation—HJ 2268
 05/04/2018 House—Died in Committee
- H 2717** Bill by Corrections and Juvenile Justice
Changing house arrest to electronic monitoring and requiring the secretary of corrections to create a system of alternative incarceration credit.
 02/08/2018 House—Introduced—HJ 2267
 02/09/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2285
 05/04/2018 House—Died in Committee
- H 2718** Bill by Federal and State Affairs
Alcoholic beverages; providing fee waivers for microbrewery licensees using certain percentages of Kansas-grown products in the production of beer and hard cider.
 02/08/2018 House—Introduced—HJ 2267
 02/09/2018 House—Referred to Committee on Federal and State Affairs—HJ 2285
 05/04/2018 House—Died in Committee
- H 2719** Bill by Federal and State Affairs
Amending the definition of "service-connected" for the KP&F retirement system.
 02/08/2018 House—Introduced—HJ 2267

02/09/2018 House—Referred to Committee on Federal and State Affairs—HJ 2285
 03/01/2018 House—Hearing: Monday, March 05, 2018, 09:00 AM Room 346-S
 03/08/2018 House—Committee Report recommending bill be passed by Committee on
 Federal and State Affairs—HJ 2478
 05/04/2018 House—Died on Calendar

- H 2720** Bill by Federal and State Affairs
Providing increased maximum retirement benefit for KP&F members.
 02/08/2018 House—Introduced—HJ 2267
 02/09/2018 House—Referred to Committee on Federal and State Affairs—HJ 2285
 03/01/2018 House—Hearing: Monday, March 05, 2018, 09:00 AM Room 346-S
 05/04/2018 House—Died in Committee
- H 2721** Bill by Health and Human Services
Certificate of authorization for a business entity to practice of medicine.
 02/08/2018 House—Introduced—HJ 2267
 02/09/2018 House—Referred to Committee on Health and Human Services—HJ 2285
 05/04/2018 House—Died in Committee
- H 2722** Bill by Transportation
Expanding the use and location for work-site utility vehicles.
 02/08/2018 House—Introduced—HJ 2267
 02/09/2018 House—Referred to Committee on Transportation—HJ 2285
 02/09/2018 House—Hearing: Thursday, February 15, 2018, 01:30 PM Room 582-N
 02/20/2018 House—Committee Report recommending bill be passed by Committee on
 Transportation—HJ 2356
 02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444
- H 2723** Bill by Education
**Permitting residents to petition and vote for a transfer of school district territory;
 concerning requirements and procedure.**
 02/08/2018 House—Introduced—HJ 2267
 02/09/2018 House—Referred to Committee on Education—HJ 2285
 02/09/2018 House—Hearing: Wednesday, February 14, 2018, 03:30 PM Room 546-S
 05/04/2018 House—Died in Committee
- H 2724** Bill by Judiciary
**Making possession of a controlled substance a class A misdemeanor and making
 associated changes throughout the criminal code.**
 02/08/2018 House—Introduced—HJ 2267
 02/09/2018 House—Referred to Committee on Judiciary—HJ 2285
 02/13/2018 House—Withdrawn from Committee on Judiciary; Referred to Committee
 on Corrections and Juvenile Justice—HJ 2311
 05/04/2018 House—Died in Committee
- H 2725** Bill by Judiciary
**Clarifying what is considered the unauthorized practice of law in matters before
 the state board of tax appeals.**
 02/08/2018 House—Introduced—HJ 2268
 02/09/2018 House—Referred to Committee on Judiciary—HJ 2285
 05/04/2018 House—Died in Committee
- H 2726** Bill by Water and Environment

Establishing the non-corn irrigation grant program and the low-water-use crop grant program and authorizing the Kansas water office to issue bonds for the purpose of providing funding to such programs.

02/08/2018 House—Introduced—HJ 2282

02/09/2018 House—Referred to Committee on Water and Environment—HJ 2285

02/09/2018 House—Hearing: Tuesday, February 13, 2018, 09:00 AM Room 582-N

05/04/2018 House—Died in Committee

H 2727 Bill by Water and Environment

Requiring contracts for the sale of real estate to provide notice of mineral, oil and gas interests.

02/08/2018 House—Introduced—HJ 2282

02/09/2018 House—Referred to Committee on Water and Environment—HJ 2285

02/09/2018 House—Hearing: Thursday, February 15, 2018, 09:00 AM Room 582-N

02/19/2018 House—Committee Report recommending bill be passed as amended by Committee on Water and Environment—HJ 2349

02/22/2018 House—Stricken from Calendar by Rule 1507—HJ 2444

H 2728 Bill by Judiciary

Release of information after the fatality of child in need of care caused by abuse or neglect.

02/08/2018 House—Introduced—HJ 2282

02/09/2018 House—Referred to Committee on Judiciary—HJ 2285

02/13/2018 House—Withdrawn from Committee on Judiciary; Referred to Committee on Appropriations—HJ 2311

02/14/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Judiciary—HJ 2313

02/28/2018 House—Hearing: Tuesday, March 06, 2018, 03:30 PM Room 112-N

05/04/2018 House—Died in Committee

H 2729 Bill by Agriculture

Moving egg repackaging requirements from statute to rules and regulations adopted by the secretary of the Kansas department of agriculture.

02/08/2018 House—Introduced—HJ 2282

02/09/2018 House—Referred to Committee on Agriculture—HJ 2285

02/09/2018 House—Hearing: Tuesday, February 13, 2018, 03:30 PM Room 582-N

02/14/2018 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Agriculture—HJ 2316

02/20/2018 House—Final Action - Passed; Yea: 118 Nay: 0—HJ 2357

02/21/2018 Senate—Received and Introduced—SJ 1615

02/22/2018 Senate—Referred to Committee on Agriculture and Natural Resources—SJ 1642

05/04/2018 Senate—Died in Senate Committee

H 2730 Bill by Water and Environment

Requiring the division of water resources of the department of agriculture to study and report on the impact of the use of groundwater on streamflow impairments.

02/08/2018 House—Introduced—HJ 2283

02/09/2018 House—Referred to Committee on Water and Environment—HJ 2285

05/04/2018 House—Died in Committee

- H 2731** Bill by Federal and State Affairs
Alcoholic beverages; authorizing a manufacturer licensee to hold a drinking establishment license.
 02/08/2018 House—Introduced—HJ 2283
 02/09/2018 House—Referred to Committee on Federal and State Affairs—HJ 2285
 05/04/2018 House—Died in Committee
- H 2732** Bill by Water and Environment
Authorizing the division of conservation of the department of agriculture to create and administer water banks.
 02/09/2018 House—Introduced—HJ 2284
 02/09/2018 House—Hearing: Tuesday, February 13, 2018, 09:00 AM Room 582-N
 02/12/2018 House—Referred to Committee on Water and Environment—HJ 2295
 05/04/2018 House—Died in Committee
- H 2733** Bill by Water and Environment
Kansas water appropriation act and water rights for sand and gravel pits.
 02/09/2018 House—Introduced—HJ 2784
 02/12/2018 House—Referred to Committee on Water and Environment—HJ 2295
 05/04/2018 House—Died in Committee
- H 2734** Bill by Judiciary
Making changes to the Kansas sexually violent predator program.
 02/09/2018 House—Introduced—HJ 2285
 02/12/2018 House—Referred to Committee on Judiciary—HJ 2295
 02/13/2018 House—Withdrawn from Committee on Judiciary; Referred to Committee on Appropriations—HJ 2311
 02/14/2018 House—Withdrawn from Committee on Appropriations; Rereferred to Committee on Judiciary—HJ 2313
 02/28/2018 House—Hearing: Tuesday, March 06, 2018, 03:30 PM Room 112-N
 03/22/2018 House—Committee Report recommending bill be passed as amended by Committee on Judiciary—HJ 2568
 03/28/2018 House—Committee of the Whole - Be passed as amended—HJ 2686
 03/29/2018 House—Final Action - Passed as amended; Yea: 123 Nay: 1—HJ 2698
 03/29/2018 Senate—Received and Introduced—SJ 1934
 04/02/2018 Senate—Referred to Committee on Judiciary—SJ 1936
 05/04/2018 Senate—Died in Senate Committee
- H 2735** Bill by Judiciary
Exempting juvenile adjudications for certain misdemeanors from the crimes that disqualify child care facilities.
 02/09/2018 House—Introduced—HJ 2285
 02/12/2018 House—Referred to Committee on Judiciary—HJ 2295
 05/04/2018 House—Died in Committee
- H 2736** Bill by Judiciary
Providing for immunity from criminal protection for possession of controlled substance of drug paraphernalia if seeking assistance with drug overdose.
 02/09/2018 House—Introduced—HJ 2285
 02/12/2018 House—Referred to Committee on Judiciary—HJ 2295
 05/04/2018 House—Died in Committee

- H 2737** Bill by Judiciary
Mandatory expungement of records following an acquittal at trial.
 02/09/2018 House—Introduced—HJ 2285
 02/12/2018 House—Hearing: Wednesday, February 14, 2018, 03:30 PM Room 112-N
 02/12/2018 House—Referred to Committee on Judiciary—HJ 2295
 05/04/2018 House—Died in Committee
- H 2738** Bill by Corrections and Juvenile Justice
Changing criminal penalties for sexual conduct between minors.
 02/09/2018 House—Introduced—HJ 2285
 02/12/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2294
 02/12/2018 House—Hearing: Wednesday, February 14, 2018, 01:30 PM Room 152-S
 02/15/2018 House—Withdrawn from Committee on Corrections and Juvenile Justice;
 Referred to Committee on Appropriations—HJ 2327
 02/19/2018 House—Withdrawn from Committee on Appropriations; Rereferred to
 Committee on Corrections and Juvenile Justice—HJ 2350
 05/04/2018 House—Died in Committee
- H 2739** Bill by Corrections and Juvenile Justice
**Substitute for HB 2739 by Committee on Corrections and Juvenile Justice -
 Including relations between law enforcement and those interacting with law
 enforcement in the crime of unlawful sexual relations; increasing criminal
 penalty for lewd and lascivious behavior.**
 02/09/2018 House—Introduced—HJ 2285
 02/12/2018 House—Referred to Committee on Corrections and Juvenile Justice—HJ 2294
 02/12/2018 House—Hearing: Wednesday, February 14, 2018, 01:30 PM Room 152-S
 02/15/2018 House—Withdrawn from Committee on Corrections and Juvenile Justice;
 Referred to Committee on Appropriations—HJ 2327
 02/19/2018 House—Withdrawn from Committee on Appropriations; Rereferred to
 Committee on Corrections and Juvenile Justice—HJ 2350
 02/21/2018 House—Hearing: Wednesday, February 28, 2018, 01:30 PM Room 152-S
 03/22/2018 House—Committee Report recommending substitute bill be passed by
 Committee on Corrections and Juvenile Justice—HJ 2567
 03/26/2018 House—Committee of the Whole - Substitute bill be passed—HJ 2653
 03/27/2018 House—Final Action - Substitute passed; Yea: 124 Nay: 0—HJ 2668
 03/27/2018 Senate—Received and Introduced—SJ 1828
 03/28/2018 Senate—Referred to Committee on Judiciary—SJ 1855
 05/04/2018 Senate—Died in Senate Committee
- H 2740** Bill by Taxation
Increasing the statewide property tax levy for schools.
 02/09/2018 House—Introduced—HJ 2285
 02/12/2018 House—Referred to Committee on Taxation—HJ 2295
 02/28/2018 House—Hearing: Tuesday, March 06, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2741** Bill by Commerce, Labor and Economic Development
Enacting the fire sprinkler industry act.
 02/09/2018 House—Introduced—HJ 2293
 02/12/2018 House—Referred to Committee on Commerce, Labor and Economic

- Development—HJ 2294
 02/14/2018 House—Hearing: Monday, February 19, 2018, 01:30 PM Room 112-N
 02/21/2018 House—Withdrawn from Committee on Commerce, Labor and Economic
 Development; Referred to Committee on Appropriations—HJ 2410
 03/01/2018 House—Withdrawn from Committee on Appropriations; Rereferred to
 Committee on Commerce, Labor and Economic Development—HJ 2452
 05/04/2018 House—Died in Committee
- H 2742** Bill by Agriculture
**Relating to labeling requirements for muscle cuts of beef, muscle cuts of pork,
 ground beef or ground pork meat.**
 02/09/2018 House—Introduced—HJ 2293
 02/12/2018 House—Referred to Committee on Agriculture—HJ 2294
 05/04/2018 House—Died in Committee
- H 2743** Bill by Agriculture
**Allowing deer permits to be transferred to residents and nonresidents of the state
 of Kansas.**
 02/09/2018 House—Introduced—HJ 2293
 02/12/2018 House—Hearing: Thursday, February 15, 2018, 03:30 PM Room 582-N
 02/12/2018 House—Referred to Committee on Agriculture—HJ 2294
 05/04/2018 House—Died in Committee
- H 2744** Bill by Children and Seniors
Establishing the statewide Alzheimer's care plan task force.
 02/09/2018 House—Introduced—HJ 2293
 02/12/2018 House—Referred to Committee on Children and Seniors—HJ 2294
 05/04/2018 House—Died in Committee
- H 2745** Bill by Children and Seniors
**Establishing a task force that would draft a transition bill of rights to educate
 parents and students regarding their rights and resources related to transition
 services for students receiving special education.**
 02/09/2018 House—Introduced—HJ 2293
 02/12/2018 House—Referred to Committee on Children and Seniors—HJ 2294
 02/13/2018 House—Hearing: Thursday, February 15, 2018, 09:00 AM Room 218-N
 02/16/2018 House—Withdrawn from Committee on Children and Seniors; Referred to
 Committee on Appropriations—HJ 2335
 02/19/2018 House—Withdrawn from Committee on Appropriations; Rereferred to
 Committee on Children and Seniors—HJ 2350
 05/04/2018 House—Died in Committee
- H 2746** Bill by Appropriations
Unemployment benefits for privately contracted school bus drivers.
 02/14/2018 House—Introduced—HJ 2321
 02/15/2018 House—Referred to Committee on Commerce, Labor and Economic
 Development—HJ 2327
 05/04/2018 House—Died in Committee
- H 2747** Bill by Appropriations
**Abolishing the division of post audit within the legislative branch and creating the
 post audit division within the state treasurer's office.**

02/14/2018 House—Introduced—HJ 2321
 02/15/2018 House—Referred to Committee on Appropriations—HJ 2327
 03/08/2018 House—Hearing: Wednesday, March 14, 2018, 09:00 AM Room 112-N
 05/04/2018 House—Died in Committee

H 2748 Bill by Taxation
Decreasing the sales and use tax rate on food and food ingredients.
 02/14/2018 House—Introduced—HJ 2321
 02/15/2018 House—Referred to Committee on Taxation—HJ 2327
 05/04/2018 House—Died in Committee

H 2749 Bill by Taxation
Sales tax authority for Jackson county.
 02/14/2018 House—Introduced—HJ 2321
 02/15/2018 House—Referred to Committee on Taxation—HJ 2327
 02/21/2018 House—Hearing: Wednesday, February 28, 2018, 03:30 PM Room 346-S
 03/06/2018 House—Committee Report recommending bill be passed as amended by
 Committee on Taxation—HJ 2462
 03/15/2018 House—Committee of the Whole - Be passed as amended—HJ 2520
 03/16/2018 House—Final Action - Passed as amended; Yea: 108 Nay: 10—HJ 2525
 03/19/2018 Senate—Received and Introduced—SJ 1760
 03/20/2018 Senate—Referred to Committee on Assessment and Taxation—SJ 1762
 05/04/2018 Senate—Died in Senate Committee

H 2750 Bill by Federal and State Affairs
Exempting certain rides from the Kansas amusement ride act.
 02/15/2018 House—Introduced—HJ 2326
 02/16/2018 House—Referred to Committee on Federal and State Affairs—HJ 2335
 05/04/2018 House—Died in Committee

H 2751 Bill by Federal and State Affairs
**Establishing the office of the child advocate for children's protection and services
 within the Kansas department of administration.**
 02/15/2018 House—Introduced—HJ 2326
 02/16/2018 House—Referred to Committee on Federal and State Affairs—HJ 2335
 03/08/2018 House—Withdrawn from Committee on Federal and State Affairs; Referred
 to Committee on Children and Seniors—HJ 2479
 03/14/2018 House—Hearing: Tuesday, March 20, 2018, 09:00 AM Room 218-N
 05/04/2018 House—Died in Committee

H 2752 Bill by Federal and State Affairs
Creating the Kansas sports wagering act.
 02/19/2018 House—Introduced—HJ 2338
 02/20/2018 House—Referred to Committee on Federal and State Affairs—HJ 2352
 05/04/2018 House—Died in Committee

H 2753 Bill by Taxation
Review of tax credits, tax exemptions and economic development programs.
 02/20/2018 House—Introduced—HJ 2357
 02/21/2018 House—Referred to Committee on Taxation—HJ 2382
 03/01/2018 House—Hearing: Monday, March 05, 2018, 03:30 PM Room 346-S
 03/08/2018 House—Committee Report recommending bill be passed as amended by

Committee on Taxation—HJ 2479

04/02/2018 House—Committee of the Whole - Be passed as amended—HJ 2728

04/03/2018 House—Final Action - Passed as amended; Yea: 123 Nay: 0—HJ 2746

04/03/2018 Senate—Received and Introduced—SJ 1943

04/04/2018 Senate—Referred to Committee on Assessment and Taxation—SJ 1961

05/04/2018 Senate—Died in Senate Committee

H 2754 Bill by Federal and State Affairs

Establishing a guardianship assistance program.

02/20/2018 House—Introduced—HJ 2380

02/21/2018 House—Referred to Committee on Federal and State Affairs—HJ 2382

03/07/2018 House—Hearing: Wednesday, March 14, 2018, 09:00 AM Room 346-S

05/04/2018 House—Died in Committee

H 2755 Bill by Taxation

Property tax lid exception for cities and counties that assume duties of abolished entity.

02/22/2018 House—Introduced—HJ 2412

02/22/2018 House—Hearing: Wednesday, February 28, 2018, 03:30 PM Room 346-S

02/28/2018 House—Referred to Committee on Taxation—HJ 2447

03/01/2018 House—Committee Report recommending bill be passed and placed on

Consent Calendar by Committee on Taxation—HJ 2454

03/06/2018 House—Withdrawn from Consent Calendar and placed on General Orders—HJ 2462

03/09/2018 House—Withdrawn from Calendar, Rereferred to Committee on Taxation—HJ 2487

03/14/2018 House—Committee Report recommending bill be passed and placed on Consent Calendar by Committee on Taxation—HJ 2514

03/19/2018 House—Final Action - Passed; Yea: 120 Nay: 3—HJ 2540

03/19/2018 Senate—Received and Introduced—SJ 1760

03/20/2018 Senate—Referred to Committee on Assessment and Taxation—SJ 1762

05/04/2018 Senate—Died in Senate Committee

H 2756 Bill by Taxation

Concerning sales and use tax; remote retailers; nexus; marketplace facilitators; digital products.

02/22/2018 House—Introduced—HJ 2412

02/22/2018 House—Hearing: Thursday, March 01, 2018, 03:30 PM Room 346-S

02/28/2018 House—Referred to Committee on Taxation—HJ 2447

03/08/2018 House—Committee Report recommending bill be passed as amended by Committee on Taxation—HJ 2479

05/04/2018 House—Died on Calendar

H 2757 Bill by Taxation

Due process for terminating teachers' contracts.

02/22/2018 House—Introduced—HJ 2428

02/28/2018 House—Referred to Committee of the Whole—HJ 2447

03/07/2018 House—Committee of the Whole - Be passed—HJ 2469

03/08/2018 House—Final Action - Passed; Yea: 73 Nay: 48—HJ 2475

03/08/2018 Senate—Received and Introduced—SJ 1681

03/09/2018 Senate—Referred to Committee on Education—SJ 1685

05/04/2018 Senate—Died in Senate Committee

- H 2758** Bill by Taxation
Publication of school district bullying policies.
 02/22/2018 House—Introduced—HJ 2429
 02/28/2018 House—Referred to Committee of the Whole—HJ 2447
 03/07/2018 House—Committee of the Whole - Be passed—HJ 2469
 03/08/2018 House—Final Action - Passed; Yea: 120 Nay: 1—HJ 2477
 03/08/2018 Senate—Received and Introduced—SJ 1681
 03/09/2018 Senate—Referred to Committee on Education—SJ 1685
 05/04/2018 Senate—Died in Senate Committee
- H 2759** Bill by Appropriations
Requiring veterinarians to submit information to the prescription monitoring program and providing for transfers of moneys from certain state agencies to the state board of pharmacy for operation and maintenance of the prescription monitoring program.
 02/28/2018 House—Introduced—HJ 2446
 03/01/2018 House—Referred to Committee on Appropriations—HJ 2452
 03/14/2018 House—Hearing: Wednesday, March 21, 2018, 09:00 AM Room 112-N
 05/04/2018 House—Died in Committee
- H 2760** Bill by Federal and State Affairs
Creating a special sentencing rule to provide presumptive imprisonment for violation of criminal possession of a firearm by a convicted felon.
 03/01/2018 House—Introduced—HJ 2451
 03/02/2018 House—Referred to Committee on Federal and State Affairs—HJ 2455
 05/04/2018 House—Died in Committee
- H 2761** Bill by Taxation
Allowing an individual to itemize deductions in Kansas despite not itemizing on their federal return.
 03/01/2018 House—Introduced—HJ 2451
 03/02/2018 House—Referred to Committee on Taxation—HJ 2455
 03/07/2018 House—Hearing: Wednesday, March 14, 2018, 03:30 PM Room 346-S
 04/06/2018 House—Committee Report recommending bill be passed by Committee on Taxation—HJ 2799
 05/04/2018 House—Died on Calendar
- H 2762** Bill by Taxation
Exempting mechanical amusement devices from sales tax, providing for use of a tax stamp.
 03/01/2018 House—Introduced—HJ 2451
 03/02/2018 House—Referred to Committee on Taxation—HJ 2455
 03/28/2018 House—Hearing: Tuesday, April 03, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee
- H 2763** Bill by Taxation
Sales tax exemption for the Ronald McDonald house charities of Wichita, inc.
 03/01/2018 House—Introduced—HJ 2451
 03/02/2018 House—Referred to Committee on Taxation—HJ 2455
 03/19/2018 House—Hearing: Tuesday, March 20, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

- H 2764** Bill by Appropriations
Affiliation with the Kansas police and firemen's retirement system by the Kansas department of wildlife, parks and tourism for membership of certain law enforcement officers and employees.
 03/01/2018 House—Introduced—HJ 2454
 03/02/2018 House—Referred to Committee on Financial Institutions and Pensions—HJ 2455
 03/07/2018 House—Hearing: Monday, March 12, 2018, 09:00 AM Room 281-N
 03/14/2018 House—Committee Report recommending bill be passed as amended by Committee on Financial Institutions and Pensions—HJ 2513
 05/04/2018 House—Died on Calendar
- H 2765** Bill by Federal and State Affairs
Enacting the elevator safety act.
 03/05/2018 House—Introduced—HJ 2457
 03/06/2018 House—Referred to Committee on Federal and State Affairs—HJ 2461
 05/04/2018 House—Died in Committee
- H 2766** Bill by Federal and State Affairs
Substitute for House Bill No. 2766 by Committee on Federal and State Affairs—Authorizing self-service of beer from automated devices.
 03/05/2018 House—Introduced—HJ 2457
 03/06/2018 House—Referred to Committee on Federal and State Affairs—HJ 2461
 03/15/2018 House—Hearing: Thursday, March 22, 2018, 09:00 AM Room 346-S
 03/23/2018 House—Committee Report recommending substitute bill be passed by Committee on Federal and State Affairs—HJ 2576
 05/04/2018 House—Died on Calendar
- H 2767** Bill by Appropriations
Reinstating the enterprise zone program.
 03/06/2018 House—Introduced—HJ 2463
 03/07/2018 House—Referred to Committee on Appropriations—HJ 2466
 03/14/2018 House—Hearing: Wednesday, March 21, 2018, 09:00 AM Room 112-N
 05/04/2018 House—Died in Committee
- H 2768** Bill by Appropriations
Increasing tax on cigarettes and using proceeds for medicaid expansion.
 03/06/2018 House—Introduced—HJ 2463
 03/07/2018 House—Referred to Committee on Appropriations—HJ 2466
 05/04/2018 House—Died in Committee
- H 2769** Bill by Taxation
Creating the gun safety red flag act.
 03/06/2018 House—Introduced—HJ 2463
 03/07/2018 House—Referred to Committee on Taxation—HJ 2466
 05/04/2018 House—Died in Committee
- H 2770** Bill by Taxation
Sales tax exemption for the Ellis county historical society.
 03/06/2018 House—Introduced—HJ 2463
 03/07/2018 House—Referred to Committee on Taxation—HJ 2466
 05/04/2018 House—Died in Committee

- H 2771** Bill by Appropriations
Amendments to the Kansas school equity and enhancement act; relating to the BASE aid, certain weightings and other school finance provisions.
 03/06/2018 House—Introduced—HJ 2463
 03/07/2018 House—Referred to Committee on K-12 Education Budget—HJ 2466
 05/04/2018 House—Died in Committee
- H 2772** Bill by Appropriations
Prohibiting certain organizations and associations from being a KPERS eligible employer.
 03/07/2018 House—Introduced—HJ 2465
 03/08/2018 House—Referred to Committee on Appropriations—HJ 2474
 05/04/2018 House—Died in Committee
- H 2773** Bill by Appropriations
Creating the Kansas safe and secure schools act.
 03/08/2018 House—Introduced—HJ 2474
 03/09/2018 House—Referred to Committee on Appropriations—HJ 2480
 03/14/2018 House—Hearing: Friday, March 16, 2018, 09:00 AM Room 112-N
 03/20/2018 House—Committee Report recommending bill be passed as amended by Committee on Appropriations—HJ 2547
 03/27/2018 House—Committee of the Whole - Amendment by Representative Clayton was rejected Yea: 49 Nay: 75—HJ 2660
 03/27/2018 House—Committee of the Whole - Amendment by Representative Helgerson was rejected Yea: 35 Nay: 88—HJ 2661
 03/27/2018 House—Committee of the Whole - Representative Whitmer requested the motion to amend by Representative Parker be divided. The amendment was ruled divisible and divided into 2 parts—HJ 2661
 03/27/2018 House—Committee of the Whole - Parker Amendment Part A Failed. Yea: 50 Nay: 72—HJ 2662
 03/27/2018 House—Committee of the Whole - Parker Amendment Part B Failed. Yea: 44 Nay: 79—HJ 2664
 03/27/2018 House—Committee of the Whole - Be passed as amended—HJ 2665
 03/28/2018 House—Final Action - Passed as amended; Yea: 119 Nay: 5—HJ 2678
 03/28/2018 Senate—Received and Introduced—SJ 1863
 03/29/2018 Senate—Referred to Committee on Ways and Means—SJ 1864
 05/04/2018 Senate—Died in Senate Committee
- H 2774** Bill by Taxation
Designating the employees of certain charitable organizations as eligible to participate in the state health care benefits program.
 03/08/2018 House—Introduced—HJ 2474
 03/09/2018 House—Referred to Committee on Health and Human Services—HJ 2480
 03/12/2018 House—Hearing: Tuesday, March 13, 2018, 01:30 PM Room 546-S
 03/16/2018 House—Committee Report recommending bill be passed by Committee on Health and Human Services—HJ 2526
 05/04/2018 House—Died on Calendar
- H 2775** Bill by Appropriations
Establishing the joint legislative transportation vision task force for evaluation of the state highway fund and the state highway transportation system.
 03/12/2018 House—Introduced—HJ 2490

03/12/2018 House—Hearing: Thursday, March 15, 2018, 01:30 PM Room 582-N
 03/13/2018 House—Referred to Committee on Transportation—HJ 2494
 05/04/2018 House—Died in Committee

H 2776 Bill by Taxation
Providing an income tax credit for contributions to the Eisenhower foundation.
 03/13/2018 House—Introduced—HJ 2500
 03/14/2018 House—Referred to Committee on Taxation—HJ 2503
 03/14/2018 House—Hearing: Tuesday, March 20, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

H 2777 Bill by Federal and State Affairs
Enacting the human trafficking and child exploitation prevention act.
 03/14/2018 House—Introduced—HJ 2503
 03/15/2018 House—Referred to Committee on Federal and State Affairs—HJ 2517
 05/04/2018 House—Died in Committee

H 2778 Bill by Federal and State Affairs
Concerning restrictions of state contracts with businesses engaged in anti-Israel boycotts.
 03/14/2018 House—Introduced—HJ 2503
 03/14/2018 House—Hearing: Friday, March 16, 2018, 09:00 AM Room 346-S
 03/15/2018 House—Referred to Committee on Federal and State Affairs—HJ 2517
 03/19/2018 House—Committee Report recommending bill be passed by Committee on Federal and State Affairs—HJ 2542
 03/23/2018 House—Committee of the Whole - Be passed—HJ 2573
 03/26/2018 House—Final Action - Passed; Yea: 93 Nay: 30—HJ 2579
 03/26/2018 Senate—Received and Introduced—SJ 1816
 03/27/2018 Senate—Referred to Committee on Federal and State Affairs—SJ 1828
 05/04/2018 Senate—Died in Senate Committee

H 2779 Bill by Taxation
Enacting the senior citizen property tax deferral act.
 03/14/2018 House—Introduced—HJ 2503
 03/15/2018 House—Referred to Committee on Taxation—HJ 2517
 05/04/2018 House—Died in Committee

H 2780 Bill by Taxation
Requiring the county to pay costs associated with certain property tax appeals.
 03/15/2018 House—Introduced—HJ 2522
 03/16/2018 House—Referred to Committee on Taxation—HJ 2523
 03/16/2018 House—Hearing: Tuesday, March 20, 2018, 03:30 PM Room 346-S
 05/04/2018 House—Died in Committee

H 2781 Bill by Taxation
Secretary of State; interstate voter registration crosscheck program; creating the interstate voter registration crosscheck fund.
 03/16/2018 House—Introduced—HJ 2535
 03/19/2018 House—Referred to Committee on Taxation—HJ 2538
 05/04/2018 House—Died in Committee

H 2782 Bill by Taxation
Disposition of seized firearms by law enforcement agencies.

03/16/2018 House—Introduced—HJ 2536
 03/19/2018 House—Referred to Committee on Taxation—HJ 2538
 05/04/2018 House—Died in Committee

H 2783 Bill by Taxation
Providing a sales tax exemption for kids need to eat, inc.
 03/16/2018 House—Introduced—HJ 2536
 03/19/2018 House—Referred to Committee on Taxation—HJ 2538
 05/04/2018 House—Died in Committee

H 2784 Bill by Appropriations
Providing for payroll deductions for indemnity insurance.
 03/16/2018 House—Introduced—HJ 2536
 03/19/2018 House—Referred to Committee on General Government Budget—HJ 2538
 03/20/2018 House—Hearing: Wednesday, March 21, 2018, 01:30 PM Room 218-N
 03/22/2018 House—Committee Report recommending bill be passed by Committee on
 General Government Budget—HJ 2568
 03/29/2018 House—Committee of the Whole - Handwritten Motion to Amend -
 Offered by Representative Gartner
 03/29/2018 House—Committee of the Whole - Be passed—HJ 2708
 04/02/2018 House—Final Action - Passed; Yea: 120 Nay: 0—HJ 2727
 04/02/2018 Senate—Received and Introduced—SJ 1940
 04/03/2018 Senate—Referred to Committee on Ways and Means—SJ 1941
 05/04/2018 Senate—Died in Senate Committee

H 2785 Bill by Appropriations
**Lowering the period of disqualification of unemployment benefits upon false
 statement or representation, or knowing failure to disclose a material fact.**
 03/16/2018 House—Introduced—HJ 2536
 03/19/2018 House—Referred to Committee on General Government Budget—HJ 2538
 03/20/2018 House—Hearing: Wednesday, March 21, 2018, 01:30 PM Room 218-N
 05/04/2018 House—Died in Committee

H 2786 Bill by Federal and State Affairs
Creating the injection well safety advisory task force.
 03/19/2018 House—Introduced—HJ 2538
 03/20/2018 House—Referred to Committee on Federal and State Affairs—HJ 2544
 05/04/2018 House—Died in Committee

H 2787 Bill by Appropriations
Creating juvenile crisis intervention centers.
 03/19/2018 House—Introduced—HJ 2542
 03/20/2018 House—Referred to Committee on Judiciary—HJ 2544
 03/20/2018 House—Hearing: Wednesday, March 21, 2018, 03:30 PM Room 112-N
 05/04/2018 House—Died in Committee

H 2788 Bill by Taxation
Enacting income tax rates formulas.
 03/21/2018 House—Introduced—HJ 2553
 03/22/2018 House—Referred to Committee on Taxation—HJ 2564
 05/04/2018 House—Died in Committee

H 2789 Bill by Federal and State Affairs

Creating the Kansas staff as first emergency responders (SAFER) act.

03/21/2018 House—Introduced—HJ 2561

03/22/2018 House—Referred to Committee on Insurance—HJ 2564

03/26/2018 House—Hearing: Tuesday, March 27, 2018, 08:00 AM Room 112-N

05/04/2018 House—Died in Committee

H 2790 Bill by Appropriations**Requiring the state fair board to issue a request for proposals from cities in Kansas to host the state fair.**

03/26/2018 House—Introduced—HJ 2578

03/27/2018 House—Referred to Committee on Appropriations—HJ 2658

05/04/2018 House—Died in Committee

H 2791 Bill by Appropriations**School districts; requiring a portion of local option budget revenue be included in the local foundation aid of the school district.**

03/26/2018 House—Introduced—HJ 2578

03/27/2018 House—Referred to Committee on K-12 Education Budget—HJ 2658

05/04/2018 House—Died in Committee

H 2792 Bill by Federal and State Affairs**Creating the Kansas sports wagering act.**

03/26/2018 House—Introduced—HJ 2650

03/27/2018 House—Hearing: Wednesday, March 28, 2018, 08:30 AM Room 346-S

03/27/2018 House—Referred to Committee on Federal and State Affairs—HJ 2658

03/27/2018 House—Hearing: Wednesday, March 28, 2018, 08:30 AM Room 346-S

05/04/2018 House—Died in Committee

H 2793 Bill by Federal and State Affairs**Authorizing sports wagering under the Kansas expanded lottery act.**

03/28/2018 House—Introduced—HJ 2687

03/29/2018 House—Referred to Committee on Federal and State Affairs—HJ 2697

05/04/2018 House—Died in Committee

H 2794 Bill by Taxation**Treatment of certain foreign income for Kansas income tax purposes.**

04/02/2018 House—Introduced—HJ 2741

04/03/2018 House—Referred to Committee on Taxation—HJ 2745

05/04/2018 House—Died in Committee

H 2795 Bill by Appropriations**Authorizing the department of administration to expend funds in FY 18 and FY 19 to issue cost estimates for a capital complex power plant or energy center and a report on potential use of Docking State office building; asbestos removal.**

04/07/2018 House—Introduced—HJ 2841

04/26/2018 House—Referred to Committee on Appropriations—HJ 2860

05/04/2018 House—Died in Committee

H 2796 Bill by Appropriations**Amending Substitute for Senate Bill No. 423 to strike provisions requiring school districts to adopt a minimum local option budget; restoring certain provisions relating to local option budgets and adjusting the BASE aid accordingly.**

04/26/2018 House—Introduced—HJ 2861

04/27/2018 House—Referred to Committee on Appropriations—HJ 2898
05/04/2018 House—Died in Committee

H 2797 Bill by Appropriations
Amending Substitute for Senate Bill No. 423 relating to the mandated minimum local option budget for school districts.

04/26/2018 House—Introduced—HJ 2861
04/27/2018 House—Referred to Committee on Appropriations—HJ 2898
05/04/2018 House—Died in Committee

H 2798 Bill by Appropriations
Amending Substitute for Senate Bill No. 423 to strike provisions requiring school districts to adopt a minimum local option budget and transfer funds from the supplemental general fund to certain categorical funds; restoring certain provisions relating to local option budgets and adjusting the BASE aid accordingly.

04/26/2018 House—Introduced—HJ 2861
04/27/2018 House—Referred to Committee on Appropriations—HJ 2898
05/04/2018 House—Died in Committee

H 2799 Bill by Appropriations
Amending Senate Bill No. 423; repealing provisions relating to the mandated portion of the local option budget; making appropriations for the department of education for FY 2019, 2020, 2021, 2022 and 2023.

04/26/2018 House—Introduced—HJ 2896
04/27/2018 House—Referred to Committee on Appropriations—HJ 2898
05/04/2018 House—Died in Committee

TITLE AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS

- H 5004** Concurrent Resolution by Federal and State Affairs
Constitutional amendment granting counties home rule powers.
 01/19/2017 House—Introduced—HJ 89
 01/20/2017 House—Referred to Committee on Federal and State Affairs—HJ 94
 01/27/2017 House—Hearing: Tuesday, January 31, 2017, 09:00 AM Room 346-S
 05/04/2018 House—Died in Committee
- H 5005** Concurrent Resolution by Federal and State Affairs
Making application to the U.S. congress to call a convention of the states.
 01/23/2017 House—Introduced—HJ 99
 01/24/2017 House—Referred to Committee on Federal and State Affairs—HJ 103
 02/08/2017 House—Hearing: Monday, February 13, 2017, 09:00 AM Room 346-S
 05/04/2018 House—Died in Committee
- H 5006** Concurrent Resolution by Federal and State Affairs
Constitutional amendment repealing section 16 of article 15; relating to marriage.
 01/26/2017 House—Introduced—HJ 112
 01/27/2017 House—Referred to Committee on Federal and State Affairs—HJ 118
 05/04/2018 House—Died in Committee
- H 5007** Concurrent Resolution by Representatives Carpenter, Claeys, DeGraaf, Esau, Garber, Highland, Houser, Huebert, Humphries, Jacobs, Jones, Kiegerl, Landwehr, Mason, Powell, Smith, E., Sutton, Thimesch, Weber, Whitmer
Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
 01/30/2017 House—Introduced—HJ 151
 01/31/2017 House—Referred to Committee on Taxation—HJ 162
 02/07/2017 House—Withdrawn from Committee on Taxation; Referred to Committee on Federal and State Affairs—HJ 194
 05/04/2018 House—Died in Committee
- H 5008** Concurrent Resolution by Water and Environment
Proposition to amend article 11 of the constitution of the state of Kansas concerning the state water plan fund.
 02/02/2017 House—Introduced—HJ 174
 02/03/2017 House—Referred to Committee on Water and Environment—HJ 177
 02/03/2017 House—Hearing: Tuesday, February 07, 2017, 09:00 AM Room 582-N
 05/04/2018 House—Died in Committee
- H 5009** Concurrent Resolution by Representatives Garber, Awerkamp, Blex, Brim, Carpenter, DeGraaf, Delperdang, Ellis, Eplee, Good, Highland, Huebert, Jacobs, Powell, Smith, A., Smith, E.
State constitution, human life amendments.
 02/03/2017 House—Introduced—HJ 181
 02/06/2017 House—Referred to Committee on Federal and State Affairs—HJ 185
 05/04/2018 House—Died in Committee
- H 5010** Concurrent Resolution by Health and Human Services
A concurrent resolution opposing physician assisted suicide.
 02/14/2017 House—Introduced—HJ 231
 02/15/2017 House—Referred to Committee on Health and Human Services—HJ 240

02/23/2017 House—Hearing: Monday, March 06, 2017, 01:30 PM Room 546-S
05/04/2018 House—Died in Committee

- H 5011** Concurrent Resolution by Representatives Parker, Bishop, Brim, Carlin, Clayton, Crum, Curtis, Deere, Finney, Gallagher, Gartner, Good, Highberger, Hodge, Holscher, Koesten, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Pittman, Rooker, Stogsdill, Terrell, Trimmer, Whipple, Wolfe Moore
Revising article 10 of the Kansas constitution; establishing a redistricting commission.

02/23/2017 House—Introduced—HJ 332
03/06/2017 House—Referred to Committee on Elections—HJ 359
05/04/2018 House—Died in Committee

- H 5013** Concurrent Resolution by Taxation
Urging Congress to regulate interstate commerce and allow states to collect sales tax from remote retailers.

03/29/2017 House—Introduced—HJ 559
03/30/2017 House—Referred to Committee on Taxation—HJ 564
05/04/2018 House—Died in Committee

- H 5017** Concurrent Resolution by Representative Stogsdill
Constitutional amendment staggering terms of the Kansas Senate.

01/08/2018 House—Prefiled for Introduction on Tuesday, December 12, 2017
01/08/2018 House—Introduced—HJ 2119
01/08/2018 House—Referred to Committee on Elections—HJ 2121
01/31/2018 House—Hearing: Wednesday, February 07, 2018, 01:30 PM Room 281-N
05/04/2018 House—Died in Committee

- H 5018** Concurrent Resolution by Representatives Ryckman, Hineman, Ward
Committee to inform the governor that the two houses of the legislature are duly organized and ready to receive communications.

01/08/2018 House—Introduced—HJ 2120
01/08/2018 House—Adopted without roll call—HJ 2120
01/08/2018 Senate—Received and Introduced—SJ 1475
01/08/2018 Senate—Adopted without roll call—SJ 1475
01/16/2018 House—Enrolled on Tuesday, January 16, 2018—HJ 2142

- H 5019** Concurrent Resolution by Representatives Ryckman, Hineman, Ward
Joint session for hearing message of the governor.

01/08/2018 House—Introduced—HJ 2120
01/08/2018 House—Adopted without roll call—HJ 2120
01/08/2018 Senate—Received and Introduced—SJ 1475
01/08/2018 Senate—Adopted without roll call—SJ 1475
01/16/2018 House—Enrolled on Tuesday, January 16, 2018—HJ 2142

- H 5020** Concurrent Resolution by Representative Williams
Urging Congress to take action on the Remote Transactions Parity Act of 2017.

01/10/2018 House—Introduced—HJ 2134
01/11/2018 House—Referred to Committee on Taxation—HJ 2137
05/04/2018 House—Died in Committee

- H 5021** Concurrent Resolution by Representatives Ryckman, Hineman, Ward
Joint session for hearing message of the supreme court.

01/16/2018 House—Introduced
 01/16/2018 House—Adopted without roll call
 01/16/2018 Senate—Received and Introduced—SJ 1493
 01/16/2018 Senate—Adopted without roll call—SJ 1493
 01/22/2018 House—Enrolled on Monday, January 22, 2018

- H 5022** Concurrent Resolution by Representative Miller
Constitutional amendment changing number of representatives and senators; staggering senate terms; other.
 01/26/2018 House—Introduced—HJ 2186
 01/29/2018 House—Referred to Committee on Judiciary—HJ 2190
 01/30/2018 House—Withdrawn from Committee on Judiciary; Referred to Committee on Elections—HJ 2196
 01/31/2018 House—Hearing: Wednesday, February 07, 2018, 01:30 PM Room 281-N
 05/04/2018 House—Died in Committee
- H 5023** Concurrent Resolution by Representatives Ryckman, Hineman, Ward
Joint session for hearing a message from the governor.
 02/06/2018 House—Introduced—HJ 2240
 02/06/2018 House—Adopted without roll call—HJ 2240
 02/06/2018 Senate—Received and Introduced—SJ 1548
 02/06/2018 Senate—Adopted without roll call—SJ 1548
 02/12/2018 House—Enrolled on Monday, February 12, 2018—HJ 2311
- H 5024** Concurrent Resolution by Representative Hodge
Constitutional amendment providing for a 10 mill levy on certain residential property.
 02/07/2018 House—Introduced—HJ 2249
 02/08/2018 House—Referred to Committee on Taxation—HJ 2268
 05/04/2018 House—Died in Committee
- H 5025** Concurrent Resolution by Commerce, Labor and Economic Development
Proposition to repeal section 12 of article 15 of the constitution of the state of Kansas, relating to membership or nonmembership in labor organizations.
 02/07/2018 House—Introduced—HJ 2257
 02/08/2018 House—Referred to Committee on Commerce, Labor and Economic Development—HJ 2268
 05/04/2018 House—Died in Committee
- H 5026** Concurrent Resolution by Representatives Ryckman, Hineman, Ward
Adjournment of the senate and house of representatives for a period of time during the 2018 regular session of the legislature.
 02/22/2018 House—Introduced—HJ 2427
 02/22/2018 House—Adopted without roll call—HJ 2427
 02/22/2018 Senate—Received and Introduced—SJ 1652
 02/22/2018 Senate—Adopted without roll call—SJ 1652
 03/02/2018 House—Enrolled on Friday, March 02, 2018—HJ 2460
- H 5027** Concurrent Resolution by Representative Aurand
Resolution to delegate finance policy for public elementary and secondary education to certain private entities.
 02/28/2018 House—Introduced—HJ 2446

03/01/2018 House—Referred to Committee on Appropriations—HJ 2452
05/04/2018 House—Died in Committee

H 5028 Concurrent Resolution by Representatives Ryckman, Hineman, Ward
Adjournment of the senate and house of representatives for a period of time during the 2018 regular session of the legislature.

03/29/2018 House—Introduced—HJ 2696
03/29/2018 House—Adopted without roll call—HJ 2696
03/29/2018 Senate—Received and Introduced—SJ 1934
03/29/2018 Senate—Adopted without roll call—SJ 1934
04/05/2018 House—Enrolled on Thursday, April 05, 2018—HJ 2770

H 5029 Concurrent Resolution by Taxation
Constitutional amendment to declare the power to appropriate funding for education is exclusively a legislative power and not subject to judicial review.

03/29/2018 House—Introduced—HJ 2722
04/02/2018 House—Referred to Committee on Judiciary—HJ 2725
04/02/2018 House—Hearing: Tuesday, April 03, 2018, 03:30 PM Room 112-N
04/05/2018 House—Committee Report recommending resolution be adopted as amended by Committee on Judiciary—HJ 2769
05/04/2018 House—Died on Calendar

H 5030 Concurrent Resolution by Representatives Ryckman, Hineman, Ward
Adjournment of the senate and house of representatives for a period of time during the 2018 regular session of the legislature.

04/07/2018 House—Introduced—HJ 2856
04/07/2018 House—Adopted without roll call—HJ 2856
04/26/2018 Senate—Received and Introduced—SJ 2070
04/27/2018 Senate—Referred to Committee on Organization, Calendar and Rules—SJ 2108
05/04/2018 Senate—Died in Senate Committee

TITLE AND HISTORY OF HOUSE RESOLUTIONS

- H 6038** Resolution by Representatives Ryckman, Hineman, Ward
Organization of the House of Representatives, 2018.
 01/08/2018 House—Introduced
 01/08/2018 House—Adopted without roll call—HJ 2117
 01/11/2018 House—Enrolled on Thursday, January 11, 2018
- H 6039** Resolution by Representatives Ryckman, Hineman, Ward
Assignment of seats in the House of Representatives, 2018 session.
 01/08/2018 House—Introduced
 01/08/2018 House—Adopted without roll call—HJ 2117
 01/11/2018 House—Enrolled on Thursday, January 11, 2018
- H 6040** Resolution by Representative Burroughs
Congratulating and commending Sporting Kansas City on an outstanding 2017 season and for winning their fourth Lamar Hunt U.S. Open Cup title.
 01/22/2018 House—Introduced
 01/22/2018 House—Adopted without roll call—HJ 2162
 01/26/2018 House—Enrolled on Friday, January 26, 2018—HJ 2188
- H 6041** Resolution by Representatives Ryckman, Hineman, Ward
Assignment of seats in the House of Representatives, 2018 session.
 01/23/2018 House—Introduced
 01/23/2018 House—Adopted without roll call—HJ 2168
 02/01/2018 House—Enrolled on Thursday, February 01, 2018—HJ 2229
- H 6042** Resolution by Representatives Aurand, Alcala, Alford, Arnberger, Awerkamp, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burris, Burroughs, Campbell, Carlin, Carmichael, Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, Curtis, Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, Patton, Phelps, Phillips, Pittman, Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Wheeler, Whipple, Whitmer, Williams, Winn, Wolfe Moore
Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
 01/23/2018 House—Introduced
 01/23/2018 House—Adopted without roll call—HJ 2168
 01/26/2018 House—Enrolled on Friday, January 26, 2018—HJ 2188
- H 6043** Resolution by Representative Claeys
A resolution urging the Federal Aviation Administration to accept Kansas' application for the Unmanned Aerial Systems Integration Pilot Program.

01/30/2018 House—Introduced—HJ 2196
 02/13/2018 House—Adopted without roll call—HJ 2301
 02/15/2018 House—Enrolled on Thursday, February 15, 2018—HJ 2334

- H 6044** Resolution by Representatives Whitmer, Seiwert
Recognizing the Kansas Law Enforcement Training Center's 50th year of service to the Kansas law enforcement community and the citizens of Kansas.
 02/01/2018 House—Introduced
 02/01/2018 House—Adopted without roll call—HJ 2208
 02/05/2018 House—Enrolled on Monday, February 05, 2018—HJ 2237
- H 6045** Resolution by Representatives Finch, Alcala, Alford, Arnberger, Awerkamp, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Carlin, Carmichael, Clark, Clayton, Concannon, Cox, Crum, Curtis, Davis, Delperdang, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finney, Francis, Gallagher, Gartner, Good, Hawkins, Helgerson, Highland, Hineman, Hodge, Hoffman, Holscher, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, Patton, Phelps, Phillips, Pittman, Powell, Probst, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Sloan, Smith, A., Stogsdill, Sutton, Swanson, Tarwater, Vickrey, Victors, Ward, Waymaster, Weber, Wheeler, Whipple, Whitmer, Williams, Wolfe Moore
Opposing human trafficking and urging a dismantling of human trafficking networks.
 02/01/2018 House—Introduced
 02/01/2018 House—Adopted without roll call—HJ 2210
 02/05/2018 House—Enrolled on Monday, February 05, 2018—HJ 2237
- H 6046** Resolution by Representative Highberger
Proposing changes to the rules of the House of Representatives for 2017-2018 relating to requiring certain notations on printed bills regarding amendments striking all material and inserting new material.
 02/01/2018 House—Introduced—HJ 2228
 02/02/2018 House—Referred to Committee on Rules and Journal—HJ 2231
 05/04/2018 House—Died in Committee
- H 6047** Resolution by Representative Johnson
Congratulating and commending the 2018 Kansas Teachers of Promise.
 02/02/2018 House—Introduced
 02/02/2018 House—Adopted without roll call—HJ 2231
 02/07/2018 House—Enrolled on Wednesday, February 07, 2018—HJ 2258
- H 6048** Resolution by Representative Concannon
Recognizing the month of February as American Heart Month.
 02/08/2018 House—Introduced
 02/08/2018 House—Adopted without roll call—HJ 2268
 02/12/2018 House—Enrolled on Monday, February 12, 2018—HJ 2311
- H 6049** Resolution by Representatives Ryckman, Hineman, Ward
Assignment of seats in the House of Representatives, 2018 session.
 02/20/2018 House—Introduced

02/20/2018 House—Adopted without roll call—HJ 2352
 03/01/2018 House—Enrolled on Thursday, March 01, 2018—HJ 2454

- H 6050** Resolution by Representatives Mason, Barker, Blex, Brim, Carlin, Carpenter, Clark, Clayton, Crum, Curtis, Dietrich, Elliott, Ellis, Eplee, Esau, Gartner, Highland, Hineman, Holscher, Humphries, Jennings, Johnson, Kessinger, Markley, Mastroni, Ohaebosim, Ousley, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rooker, Ruiz, Schreiber, Schroeder, Seiwert, Sloan, Stogsdill, Sutton, Timesch, Weber, Weigel, Wheeler, Williams

Strengthening the sister-state relations between the State of Kansas and Taiwan.

03/05/2018 House—Introduced—HJ 2457
 03/08/2018 House—Adopted without roll call—HJ 2474
 03/13/2018 House—Enrolled on Tuesday, March 13, 2018—HJ 2500

- H 6051** Resolution by Representatives Schreiber, Alford, Arnberger, Aurand, Baker, Blex, Brim, Clark, Concannon, Cox, Crum, Curtis, Davis, Deere, Delperdang, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Garber, Gartner, Good, Highland, Hineman, Holscher, Houser, Humphries, Jacobs, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Parker, Patton, Phelps, Phillips, Pittman, Powell, Probst, Ralph, Resman, Rooker, Schroeder, Schwab, Seiwert, Smith, A., Smith, E., Tarwater, Thompson, Trimmer, Ward, Waymaster, Weber, Wheeler, Whipple, Whitmer

Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.

03/13/2018 House—Introduced
 03/13/2018 House—Adopted without roll call—HJ 2495
 03/16/2018 House—Enrolled on Friday, March 16, 2018—HJ 2536

- H 6052** Resolution by Representatives Parker, Holscher, Lusk, Neighbor, Ousley, Stogsdill
Urging Congress to repeal the Dickey amendment.

03/16/2018 House—Introduced—HJ 2524
 03/19/2018 House—Referred to Committee on Appropriations—HJ 2538
 05/04/2018 House—Died in Committee

- H 6053** Resolution by Representatives Finney, Alcala, Arnberger, Ballard, Bishop, Brim, Carlin, Clayton, Concannon, Crum, Curtis, Davis, Deere, Dierks, Dietrich, Gallagher, Good, Henderson, Holscher, Horn, Humphries, Judd-Jenkins, Koesten, Kuether, Landwehr, Lusk, Markley, Murnan, Neighbor, Ohaebosim, Phelps, Probst, Rooker, Ruiz, Schreiber, Swanson, Victors, Weber, Williams, Winn, Wolfe Moore

Recognizing March 19 as Celebrating Women in Public Office Day.

03/19/2018 House—Introduced—HJ 2538
 03/19/2018 House—Adopted without roll call—HJ 2538
 03/22/2018 House—Enrolled on Thursday, March 22, 2018—HJ 2569

- H 6054** Resolution by Representatives Lusker, Murnan
Congratulating and commending the Pittsburg State University men's indoor track and field team on their 2018 NCAA Division II national championship.

03/26/2018 House—Introduced—HJ 2651
 04/05/2018 House—Adopted without roll call—HJ 2758

04/06/2018 House—Enrolled on Friday, April 06, 2018—HJ 2809

- H 6055** Resolution by Representatives Gallagher, Baker, Bishop, Blex, Carlin, Clayton, Curtis, Dietrich, Ellis, Finney, Garber, Good, Horn, Jennings, Kessinger, Lusk, Markley, Mastroni, Neighbor, Ohaebosim, Orr, Ousley, Patton, Phelps, Resman, Sloan

Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.

03/26/2018 House—Introduced—HJ 2654

03/28/2018 House—Adopted without roll call—HJ 2674

04/02/2018 House—Enrolled on Monday, April 02, 2018—HJ 2742

- H 6056** Resolution by Representatives Finney, Elliott
Celebrating the 100th anniversary of the completion of Frank Lloyd Wright's Allen House.

03/27/2018 House—Introduced—HJ 2658

03/27/2018 House—Adopted without roll call—HJ 2658

03/29/2018 House—Enrolled on Thursday, March 29, 2018—HJ 2724

- H 6057** Resolution by Representatives Ohaebosim, Finney
Recognizing Storytime Village, Inc. for its work in giving young Kansas children the opportunity for a better future through its literacy programs.

03/28/2018 House—Introduced—HJ 2675

03/28/2018 House—Adopted without roll call—HJ 2675

03/29/2018 House—Enrolled on Thursday, March 29, 2018—HJ 2724

- H 6058** Resolution by Representatives Koesten, Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bergquist, Bishop, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, Curtis, Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, Patton, Phelps, Phillips, Pittman, Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Wheeler, Whipple, Whitmer, Williams, Winn, Wolfe Moore

Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

04/02/2018 House—Introduced—HJ 2726

04/02/2018 House—Adopted without roll call—HJ 2726

04/04/2018 House—Enrolled on Wednesday, April 04, 2018—HJ 2753

- H 6059** Resolution by Representatives Dietrich, Alford, Baker, Bishop, Blex, Brim, Burroughs, Clark, Clayton, Cox, Crum, Curtis, Deere, Dierks, Elliott, Ellis, Eplee, Finney, Gallagher, Garber, Good, Hoffman, Holscher, Horn, Huebert, Judd-Jenkins,

Kelly, Kessinger, Koesten, Lewis, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Patton, Phelps, Resman, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, E., Swanson, Tarwater, Wheeler

Recognizing the month of April as Child Abuse Prevention Month.

04/05/2018 House—Introduced—HJ 2756

04/05/2018 House—Adopted without roll call—HJ 2756

04/07/2018 House—Enrolled on Monday, April 09, 2018—HJ 2858

H 6060 Resolution by Representative Houser

Commemorating the 150th anniversary of the founding of Columbus, Kansas.

04/27/2018 House—Introduced—HJ 2901

04/28/2018 House—Adopted without roll call—HJ 2913

04/30/2018 House—Enrolled on Monday, April 30, 2018—HJ 2962

H 6061 Resolution by Representative Carlin

Designating April 29 through May 5, 2018, as Senior Corps Week at the Capitol.

04/30/2018 House—Introduced—HJ 2937

04/30/2018 House—Adopted without roll call—HJ 2937

05/04/2018 House—Enrolled on Friday, May 04, 2018—HJ 3334

H 6062 Resolution by Representatives Humphries, Alford, Arnberger, Aurand, Baker, Ballard,

Becker, Bergquist, Bishop, Blex, Brim, Burroughs, Carlin, Carmichael, Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, Curtis, Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Jacobs, Jennings, Johnson, Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Osterman, Ousley, Parker, Patton, Phelps, Phillips, Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, Swanson, Tarwater, Thimesch, Thompson, Trimboli, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Wheeler, Whipple, Whitmer, Williams, Winn, Wolfe Moore

Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

05/01/2018 House—Introduced—HJ 2863

05/01/2018 House—Adopted without roll call—HJ 2963

05/02/2018 House—Enrolled on Wednesday, May 02, 2018—HJ 3097

H 6063 Resolution by Representative Gallagher

Celebrating the 25th anniversary of Heart to Heart International.

05/02/2018 House—Introduced—HJ 3012

05/02/2018 House—Adopted without roll call—HJ 3012

05/04/2018 House—Enrolled on Tuesday, May 08, 2018

HISTORY OF HOUSE PETITIONS

No Petitions filed during 2018 Session

EXECUTIVE REORGANIZATION ORDERS

No Executive Reorganization Orders issued during 2018 Session

FINAL
HOUSE CALENDAR

No. 70

JANUARY 8, 2018 THROUGH MAY 4, 2018

ACTION ON HOUSE BILLS CARRIED OVER FROM 2017 SESSION

2001 Died in Committee	2049 Died, Sen Committee	Sub
2003 Died in Committee	2050 Died in Committee	2103 Died, Sen Committee
2004 Died in Committee	2051 Died in Committee	2104 Died in Committee
2005 Died in Committee	2056 Died in Committee	2105 Died in Committee
2007 Died in Committee	2057 Died in Committee	2106 Signed, Eff Dt. 7/1/18
2008 Died in Committee	2058 Died in Committee	2107 Died, Sen Committee
2009 Died in Committee	2059 Died in Committee	2108 Died in Committee
2012 Died in Committee	2060 Died in Committee	2111 Signed, Eff Dt. 7/1/18
2013 Died, Sen Committee	2061 Died in Committee	2112 Died in Committee
2014 Died in Committee	2062 Died in Committee	2113 Died in Committee
2015 Died in Committee	2063 Died in Committee	2114 Died in Committee
2016 Died in Committee	2064 Died in Committee	2115 Died in Committee
2018 Died in Committee	2065 Died in Committee	2116 Died in Committee
2019 Died in Committee	2067 Signed, Eff Dt. 7/1/18	2117 Died in Committee
2020 Died in Committee	2068 Died in Committee	2119 Died in Committee
2021 Died in Committee	2069 Died, Sen Committee	2120 Died in Committee
2022 Died in Committee	2070 Died, Sen Committee	2121 Died, Sen Committee
2023 Died in Committee	2071 Died, Sen Committee	2122 Died in Committee
2024 Died in Committee	2072 Died in Committee	2123 Died in Committee
S Sub	2073 Died in Committee	2124 Died in Committee
2028 Signed, Eff Dt. 7/1/18	2074 Died in Committee	2125 Died, Sen Committee
2029 Died in Committee	2075 Died in Committee	2126 Died, Sen Committee
2031 Died, Sen Cal	2076 Died, Sen Committee	2127 Died in Committee
2032 Died in Committee	2077 Died in Committee	S Sub
2033 Died in Committee	2078 Died in Committee	2129 Signed, Eff Dt. 7/1/18
2034 Died in Committee	2081 Died on Calendar	S Sub
2035 Died, Sen Committee	2082 Died in Committee	2130 Died, Sen Committee
2036 Died, Sen Committee	2083 Died in Committee	2131 Died in Committee
2037 Died in Committee	2084 Died, Sen Committee	2133 Died in Committee
2038 Died in Committee	2086 Died in Committee	2134 Died in Committee
2039 Died in Committee	2087 Died in Committee	2135 Died in Committee
Sub	2088 Died, Sen Cal	2138 Died in Committee
2040 Died, Sen Cal	2089 Died in Committee	2139 Died in Committee
2042 Died, Conf	2090 Stricken, Rule 1507	2141 Died in Committee
2045 Died, Sen Committee	2091 Died in Committee	2142 Died in Committee
2046 Died in Committee	2093 Died, Sen Committee	2143 Died in Committee
2047 Died, Sen Committee	2097 Died in Committee	2144 Died in Committee
2048 Died, Sen Committee	2101 Died in Committee	2145 Signed, Eff Dt. 5/4/18

2146 Died in Committee	2197 Died, Sen Committee	2248 Died in Committee
Sub	2198 Died in Committee	2249 Died in Committee
2147 Signed, Eff Dt. 7/1/18	2199 Died in Committee	2250 Died in Committee
2148 Died, Sen Committee	2200 Died in Committee	2251 Died in Committee
2149 Died in Committee	2201 Died in Committee	2252 Died in Committee
2150 Died in Committee	2202 Died in Committee	2253 Died in Committee
2151 Died in Committee	2203 Died, Sen Committee	2254 Died in Committee
2152 Died in Committee	2204 Died in Committee	2255 Died in Committee
2154 Died in Committee	2205 Died, Sen Committee	2256 Died, Sen Cal
2155 Died in Committee	2206 Died in Committee	
2156 Died in Committee		Sub
2157 Died in Committee	Sub	2257 Died, Sen Committee
2159 Died in Committee	2207 Died in Committee	2258 Died in Committee
2160 Died, Sen Committee	2208 Died in Committee	2259 Died in Committee
2161 Died, Sen Committee	2209 Died in Committee	2260 Died, Sen Committee
2162 Died, Sen Cal	2210 Died, Sen Committee	2261 Died in Committee
2163 Died in Committee	2211 Died in Committee	2262 Died, Sen Committee
2165 Died in Committee	2214 Died in Committee	2263 Died in Committee
2166 Died in Committee	2215 Died in Committee	Sub
2167 Died in Committee	2216 Died in Committee	2264 Died on Calendar
2168 Died, Sen Committee	2218 Died in Committee	2265 Died in Committee
2169 Died in Committee	2220 Died in Committee	2266 Died in Committee
2171 Died in Committee	2221 Died in Committee	2267 Died in Committee
2172 Died in Committee	2222 Died in Committee	2268 Died, Sen Committee
2173 Died in Committee	Sub	2269 Died in Committee
2175 Died in Committee	2223 Died, Sen Cal	2270 Died in Committee
2176 Died, Sen Committee	2224 Died in Committee	2271 Died in Committee
2177 Died in Committee	2225 Died in Committee	Sub
2179 Died in Committee	2226 Died in Committee	2272 Died, Sen Committee
2180 Died, Sen Committee	2227 Died in Committee	2273 Died, Sen Committee
2181 Died in Committee	S Sub	2274 Died in Committee
2182 Died, Sen Committee	2228 Killed	2275 Died in Committee
2183 Died in Committee	2229 Died in Committee	2276 Died in Committee
S Sub	2231 Died in Committee	2279 Died, Sen Committee
2184 Signed, Eff Dt. 7/1/18	2232 Signed, Eff Dt. 7/1/18	2280 Signed, Eff Dt. 6/7/18
2185 Died in Committee	2234 Died, Sen Committee	2281 Died in Committee
S Sub	2235 Died, Sen Committee	2282 Died in Committee
2186 Died, Conf	2236 Died in Committee	2283 Died in Committee
2187 Died, Sen Committee	2237 Died in Committee	2284 Died in Committee
2188 Died in Committee	2238 Died in Committee	2285 Died in Committee
2189 Died in Committee	2239 Died in Committee	2286 Died in Committee
2190 Died in Committee	2240 Died, Sen Committee	2287 Died in Committee
2193 Died in Committee	2241 Died in Committee	2288 Died in Committee
Sub	2242 Died in Committee	2289 Died, Sen Committee
2194 Signed, EffDt. 5/24/18	2243 Died in Committee	2290 Died in Committee
2195 Died in Committee	2244 Died in Committee	2291 Died in Committee
Sub	2245 Died in Committee	2292 Died in Committee
2196 Stricken, Rule 1507	2246 Died in Committee	2293 Died in Committee
S Sub	2247 Died in Committee	2294 Died in Committee

2295 Died in Committee	2345 Died in Committee	2390 Died in Committee
2296 Died in Committee	2346 Died in Committee	2391 Died, Sen Committee
2297 Died in Committee	2347 Died in Committee	2392 Died in Committee
2298 Died in Committee	2348 Died in Committee	2393 Died in Committee
2299 Died in Committee	2349 Died in Committee	2394 Died in Committee
2300 Died in Committee	2350 Died in Committee	Sub
2302 Died, Sen Committee	2351 Died in Committee	2395 Died on Calendar
2303 Died in Committee	2352 Died in Committee	2396 Died in Committee
2305 Died in Committee	2354 Died in Committee	2397 Died in Committee
2306 Died, Sen Committee	2355 Died in Committee	Sub
2307 Died in Committee	2357 Died in Committee	2398 Died, Sen Cal
2308 Died, Sen Committee	2358 Died in Committee	2399 Died in Committee
2309 Died in Committee	S Sub for Sub	2400 Died on Calendar
2310 Died in Committee	2359 Died, Conf	2401 Died in Committee
2311 Died in Committee	2360 Died, Sen Committee	2402 Died in Committee
2314 Died in Committee	2361 Died, Sen Committee	2403 Died in Committee
2315 Died on Calendar	2362 Signed, Eff Dt. 7/1/18	2404 Died in Committee
2316 Died in Committee	2363 Died in Committee	2405 Died in Committee
2317 Died in Committee	Sub	2406 Died in Committee
2318 Died in Committee	2364 Died on Calendar	Sub
2319 Died, Sen Committee	Sub	2408 Died, Sen Cal
2320 Died, Sen Committee	2365 Died, Sen Committee	Sub
2321 Died in Committee	2366 Died in Committee	2410 Died, Sen Committee
2322 Died in Committee	2367 Died in Committee	2411 Died in Committee
2323 Died in Committee	2368 Died in Committee	2412 Died in Committee
2324 Died in Committee	2369 Died in Committee	2413 Died in Committee
2325 Died in Committee	2370 Died on Calendar	2414 Died in Committee
2326 Died in Committee	2371 Died in Committee	2415 Died in Committee
2327 Died in Committee	2372 Died in Committee	2416 Died, Sen Cal
2328 Died in Committee	2373 Died in Committee	2417 Died in Committee
2330 Died in Committee	2374 Died in Committee	2418 Died on Calendar
Sub	2375 Died in Committee	2419 Killed, Senate
2331 Died, Sen Committee	2376 Died in Committee	2420 Died in Committee
Sub	2377 Died in Committee	2421 Died on Calendar
2332 Died, Sen Cal	2378 Died in Committee	2422 Died in Committee
2333 Died, Sen Cal	2379 Died in Committee	2423 Died in Committee
2334 Died in Committee	S Sub	2424 Died on Calendar
2335 Died in Committee	2380 Died, Sen Cal	2425 Died in Committee
2336 Died in Committee	2381 Died in Committee	Sub
2337 Died in Committee	2382 Died in Committee	2427 Died, Sen Committee
2338 Died in Committee	2383 Died in Committee	2428 Died in Committee
2339 Died in Committee	2384 Died in Committee	2429 Died in Committee
2340 Died in Committee	2385 Died in Committee	2430 Died in Committee
2341 Died on Calendar	S Sub for S Sub	2431 Died in Committee
2342 Died in Committee	2386 Signed, Eff Dt. 7/1/18	2432 Died in Committee
2343 Signed, Eff Dt. 7/1/18	2388 Died in Committee	2433 Died in Committee
2344 Died in Committee	2389 Died in Committee	2434 Died in Committee

NUMERICAL SCHEDULE OF HOUSE BILLS - 2018 SESSION

2435 Signed, Eff Dt. 7/1/18	2481 Died, Conf	2528 Died in Committee
2436 Died, Sen Committee	2482 Signed, Eff Dt. 7/1/18	2529 Died in Committee
2437 Signed, Eff Dt. 3/8/18	2483 Died in Committee	2530 Died, Sen Committee
2438 Signed, Eff Dt. 5/24/18	2484 Died in Committee	2531 Died, Sen Committee
2439 Signed, Eff Dt. 7/1/18	2485 Died in Committee	2532 Died in Committee
2440 Died in Committee	2486 Died on Calendar	2533 Died in Committee
2441 Died, Sen Committee	2487 Died on Calendar	2534 Died, Sen Committee
2442 Died in Committee	2488 Signed, Eff Dt. 7/1/18	2535 Died in Committee
2443 Died in Committee	2489 Died, Sen Committee	2536 Died in Committee
2444 Signed, Eff Dt. 4/26/18	2490 Died in Committee	2537 Died on Calendar
2445 Died, Sen Committee	2491 Died in Committee	2538 Died in Committee
2446 Died, Sen Committee	2492 Died, Conf	2539 Signed, Eff Dt. 7/1/18
2447 Died in Committee	2493 Died in Committee	2540 Died in Committee
2448 Died, Sen Cal	2494 Died in Committee	2541 Signed, Eff Dt. 7/1/18
2449 Died in Committee	2495 Died in Committee	2542 Signed, Eff Dt. 5/17/18
2450 Died in Committee	2496 Signed, Eff Dt. 7/1/18	2543 Died in Committee
2451 Died in Committee	2497 Died in Committee	2544 Died in Committee
2452 Died in Committee	2498 Signed, Eff Dt. 4/5/18	Sub
2453 Died in Committee	2499 Died in Committee	2545 Died on Calendar
2454 Signed, Eff Dt. 7/1/18	2500 Died in Committee	2546 Stricken, Rule 1507
2455 Died, Sen Committee	2501 Signed, Eff Dt. 7/1/18	2547 Died, Sen Committee
2456 Died, Sen Committee	2502 Signed, Eff Dt. 7/1/18	2548 Died in Committee
2457 Signed, Eff Dt. 7/1/18	2503 Died in Committee	2549 Signed, Eff Dt. 7/1/18
2458 Signed, Eff Dt. 7/1/18	2504 Stricken, Rule 1507	2550 Died in Committee
2459 Signed, Eff Dt. 7/1/18	2505 Died, Sen Cal	2551 Died, Sen Committee
2460 Died on Calendar	2506 Died, Sen Committee	2552 Died in Committee
2461 Died in Committee	2507 Died in Committee	2553 Died in Committee
2462 Died in Committee	2508 Died in Committee	2554 Died in Committee
2463 Died in Committee	2509 Died, Sen Committee	2555 Died in Committee
2464 Stricken, Rule 1507	2510 Died in Committee	Sub
2465 Died, Sen Cal	2511 Signed, Eff Dt. 7/1/18	2556 Signed, Eff Dt. 7/1/18
2466 Died in Committee	2512 Died in Committee	2557 Died in Committee
2467 Died in Committee	2513 Died in Committee	2558 Signed, Eff Dt. 7/1/18
Sub	2514 Died in Committee	2559 Died in Committee
2468 Died on Calendar	2515 Died in Committee	Sub
2469 Signed, Eff Dt. 7/1/18	2516 Signed, Eff Dt. 7/1/18	2560 Stricken, Rule 1507
2470 Signed, Eff Dt. 5/24/18	2517 Died on Calendar	2561 Died in Committee
2471 Died in Committee	2518 Died in Committee	2562 Died on Calendar
2472 Signed, Eff Dt. 7/1/18	2519 Died in Committee	2563 Died in Committee
2473 Died in Committee	2520 Died in Committee	2564 Died in Committee
2474 Died, Sen Committee	2521 Died in Committee	2565 Died in Committee
2475 Died in Committee	2522 Died in Committee	2566 Died, Sen Committee
2476 Signed, Eff Dt. 7/1/18	2523 Signed, Eff Dt. 7/1/18	2567 Signed, Eff Dt. 3/29/18
2477 Signed, Eff Dt. 4/26/18	2524 Signed, Eff Dt. 7/1/18	2568 Died, Sen Committee
2478 Died, Sen Committee	2525 Died in Committee	2569 Died in Committee
2479 Signed, Eff Dt. 7/1/18	2526 Died, Sen Cal	2570 Died in Committee
2480 Died, Sen Committee	2527 Died, Sen Committee	2571 Signed, Eff Dt. 7/1/18

Sub	2618 Died in Committee	2667 Died in Committee
2572 Died, Sen Committee	2619 Signed, Eff Dt. 7/1/18	2668 Died in Committee
2573 Died, Sen Committee	2620 Died in Committee	2669 Died in Committee
2574 Died in Committee	2621 Died in Committee	2670 Died in Committee
2575 Died in Committee	2622 Died in Committee	2671 Died in Committee
2576 Stricken, Rule 1507	2623 Died in Committee	2672 Died in Committee
2577 Signed, Eff Dt. 7/1/18	2624 Died in Committee	2673 Died in Committee
2578 Stricken, Rule 1507	2625 Died, Sen Committee	S Sub
2579 Signed, Eff Dt. 7/1/18	2626 Died in Committee	2674 Died, Sen Cal
2580 Signed, Eff Dt. 7/1/18	2627 Died in Committee	2675 Died in Committee
2581 Signed, Eff Dt. 7/1/18	2628 Signed, Eff Dt. 4/12/18	2676 Died, Sen Committee
2582 Died on Calendar	2629 Died on Calendar	2677 Died in Committee
2583 Signed, Eff Dt. 7/1/18	2630 Died in Committee	2678 Died in Committee
2584 Died in Committee	2631 Died in Committee	2679 Died in Committee
2585 Died in Committee	2632 Died in Committee	2680 Died in Committee
2586 Died in Committee	2633 Died in Committee	2681 Died in Committee
2587 Died on Calendar	2634 Stricken, Rule 1507	2682 Died in Committee
2588 Stricken, Rule 1507	2635 Died in Committee	2683 Died in Committee
2589 Died in Committee	2636 Died in Committee	2684 Died in Committee
2590 Signed, Eff Dt. 7/1/18	2637 Died in Committee	2685 Died in Committee
2591 Died in Committee	2638 Died in Committee	2686 Died in Committee
2592 Died in Committee	2639 Signed, Eff Dt. 7/1/18	2687 Died in Committee
2593 Died in Committee	2640 Died in Committee	2688 Died on Calendar
2594 Died on Calendar	2641 Died in Committee	2689 Died in Committee
2595 Died in Committee	2642 Signed, Eff Dt. 7/1/18	2690 Died in Committee
2596 Died in Committee	2643 Died in Committee	2691 Signed, Eff Dt. 7/1/18
2597 Signed, Eff Dt. 7/1/18	2644 Died, Sen Committee	2692 Died in Committee
2598 Died on Calendar	2645 Died in Committee	2693 Died in Committee
2599 Signed, Eff Dt. 7/1/18	2646 Died in Committee	2694 Died in Committee
Sub	2647 Died in Committee	2695 Died in Committee
2600 Signed, Eff Dt. 7/1/18	2648 Died, Sen Committee	2696 Died in Committee
2601 Died in Committee	2649 Died in Committee	2697 Died in Committee
Sub	2650 Signed, Eff Dt. 7/1/18	2698 Died in Committee
2602 Signed, Eff Dt. 7/1/18	2651 Died in Committee	2699 Died in Committee
2603 Died, Sen Committee	2652 Died in Committee	2700 Died, Sen Committee
2604 Died, Sen Cal	2653 Died in Committee	S Sub
2605 Died in Committee	2654 Died in Committee	2701 Signed, Eff Dt. 5/3/18
2606 Signed, Eff Dt. 7/1/18	2655 Died in Committee	2702 Stricken, Rule 1507
2607 Died in Committee	2656 Died in Committee	2703 Died in Committee
2608 Signed, Eff Dt. 4/5/18	2657 Died in Committee	2704 Died in Committee
2609 Died in Committee	2658 Died in Committee	2705 Died in Committee
2610 Died in Committee	2659 Died in Committee	2706 Died in Committee
2611 Died in Committee	2660 Died in Committee	2707 Died on Calendar
2612 Died in Committee	2661 Died in Committee	2708 Died in Committee
2613 Died in Committee	2662 Died in Committee	2709 Died in Committee
2614 Died in Committee	2663 Died in Committee	2710 Died in Committee
2615 Died in Committee	2664 Died in Committee	2711 Died in Committee
2616 Died in Committee	2665 Died in Committee	2712 Died in Committee
2617 Died in Committee	2666 Died in Committee	2713 Died in Committee

2714 Died in Committee	2743 Died in Committee	2772 Died in Committee
2715 Died in Committee	2744 Died in Committee	2773 Died, Sen Committee
2716 Died in Committee	2745 Died in Committee	2774 Died on Calendar
2717 Died in Committee	2746 Died in Committee	2775 Died in Committee
2718 Died in Committee	2747 Died in Committee	2776 Died in Committee
2719 Died on Calendar	2748 Died in Committee	2777 Died in Committee
2720 Died in Committee	2749 Died, Sen Committee	2778 Died, Sen Committee
2721 Died in Committee	2750 Died in Committee	2779 Died in Committee
2722 Stricken, Rule 1507	2751 Died in Committee	2780 Died in Committee
2723 Died in Committee	2752 Died in Committee	2781 Died in Committee
2724 Died in Committee	2753 Died, Sen Committee	2782 Died in Committee
2725 Died in Committee	2754 Died in Committee	2783 Died in Committee
2726 Died in Committee	2755 Died, Sen Committee	2784 Died, Sen Committee
2727 Stricken, Rule 1507	2756 Died on Calendar	2785 Died in Committee
2728 Died in Committee	2757 Died, Sen Committee	2786 Died in Committee
2729 Died, Sen Committee	2758 Died, Sen Committee	2787 Died in Committee
2730 Died in Committee	2759 Died in Committee	2788 Died in Committee
2731 Died in Committee	2760 Died in Committee	2789 Died in Committee
2732 Died in Committee	2761 Died on Calendar	2790 Died in Committee
2733 Died in Committee	2762 Died in Committee	2791 Died in Committee
2734 Died, Sen Committee	2763 Died in Committee	2792 Died in Committee
2735 Died in Committee	2764 Died on Calendar	2793 Died in Committee
2736 Died in Committee	2765 Died in Committee	2794 Died in Committee
2737 Died in Committee	Sub	2795 Died in Committee
2738 Died in Committee	2766 Died on Calendar	2796 Died in Committee
Sub	2767 Died in Committee	2797 Died in Committee
2739 Died, Sen Committee	2768 Died in Committee	2798 Died in Committee
2740 Died in Committee	2769 Died in Committee	2799 Died in Committee
2741 Died in Committee	2770 Died in Committee	
2742 Died in Committee	2771 Died in Committee	

**ACTION ON HOUSE CONCURRENT RESOLUTIONS CARRIED
OVER FROM 2017 SESSION**

5004 Died in Committee	5007 Died in Committee	5010 Died in Committee
5005 Died in Committee	5008 Died in Committee	5011 Died in Committee
5006 Died in Committee	5009 Died in Committee	5013 Died in Committee

**NUMERICAL SCHEDULE OF HOUSE CONCURRENT
RESOLUTIONS - 2018 SESSION**

5017 Died in Committee	5022 Died in Committee	5027 Died in Committee
5018 Enrolled	5023 Enrolled	5028 Enrolled
5019 Enrolled	5024 Died in Committee	5029 Died on Calendar
5020 Died in Committee	5025 Died in Committee	5030 Died, Sen Committee
5021 Enrolled	5026 Enrolled	

NUMERICAL SCHEDULE OF HOUSE RESOLUTIONS - 2018 SESSION

6038 Enrolled	6047 Enrolled	6056 Enrolled
6039 Enrolled	6048 Enrolled	6057 Enrolled
6040 Enrolled	6049 Enrolled	6058 Enrolled
6041 Enrolled	6050 Enrolled	6059 Enrolled
6042 Enrolled	6051 Enrolled	6060 Enrolled
6043 Enrolled	6052 Died in Committee	6061 Enrolled
6044 Enrolled	6053 Enrolled	6062 Enrolled
6045 Enrolled	6054 Enrolled	6063 Enrolled
6046 Died in Committee	6055 Enrolled	

ACTION ON SENATE BILLS CARRIED OVER FROM 2017 SESSION

18 Died in Committee	75 Died in Committee	146 Died on Calendar
25 Died in Committee	87 Died in Committee	H Sub
28 Died in Committee	88 Died in Committee	179 CCR Adopted
30 Veto Sustained	92 Died in Committee	180 CCR Adopted
48 Died in Committee	93 Died in Committee	181 Died in Committee
H Sub	94 Died in Committee	185 P Am, Sen Con
52 Died in Committee	H Sub	186 Died in Committee
H Sub	109 CCR Adopted	Sub
56 CCR Adopted	114 Died in Committee	189 Died in Committee
H Sub	117 Died in Committee	194 Passed
57 Stricken, Rule 1507	130 Died in Committee	Sub
H Sub 61 P Am, Sen Con	135 Died in Committee	198 Died in Committee
62 Died in Committee	136 Died in Committee	199 CCR Adopted
67 Died in Committee	137 Died in Committee	217 CCR Adopted
Sub	138 Died in Committee	221 Died in Committee
69 Died in Committee	144 Died in Committee	247 Died in Committee

ACTION ON SENATE BILLS - 2018 SESSION

255 Died in Committee	276 Passed	309 Died in Committee
256 Passed	279 Passed	310 CCR Adopted
260 CCR Adopted	281 P Am, Sen Con	311 Passed
261 CCR Adopted	282 CCR Adopted	312 Died in Committee
262 Passed	283 Passed	313 Died in Committee
263 P Am, Sen Con	284 CCR Adopted	314 Died in Committee
H Sub	Sub	Sub
264 Stricken, Rule 1507	285 Died in Committee	323 Passed
265 Died in Committee	288 P Am, Sen Con	324 P Am, Sen Con
266 CCR Adopted	292 Died in Committee	328 CCR Adopted
267 Passed	294 Passed	331 CCR Adopted
Sub	296 CCR Adopted	335 CCR Adopted
269 Died in Committee	301 Died in Committee	H Sub
Sub	303 Died in Committee	336 CCR Adopted
272 CCR Adopted	H Sub	343 Died on Calendar
275 P Am, Sen Con	307 CCR Adopted	348 CCR Adopted

351 Passed	391 CCR Adopted	422 Died in Committee
352 Died in Committee	394 P Am, Sen Con	423 P Am, Sen Con
353 Died in Committee	398 Passed	428 Passed
367 Died in Committee	405 Passed	429 Died in Committee
369 Passed	410 P Am, Sen Con	430 Died in Committee
H Sub	Sub	433 Died on Calendar
374 CCR Adopted	414 Passed	449 CCR Adopted
375 CCR Adopted	415 P Am, Sen Con	461 Passed
386 Passed	418 Died in Committee	
H Sub	419 Passed	

**ACTION ON SENATE CONCURRENT RESOLUTIONS CARRIED
OVER FROM 2017 SESSION**

None

**NUMERICAL SCHEDULE OF SENATE CONCURRENT
RESOLUTIONS SESSION – 2018 SESSION**

1612 Died in Committee 1615 Adopted

LEGEND

Adptd	Adopted
CCR	Conference Committee Report
Comm	Committee
Cal	Calendar
Conf Comm	Conference Committee
Con	Concur
Eff Dt	Effective Date
Fin Act	Final Action
Gen Orders	General Orders
H	House
Mat Chgd	Ruled Materially Changed by originating chamber
Non	Nonconcur
P Am	Passed as amended
Sub	Substitute
Sen	Senate

**SUMMARY OF ACTIONS ON HOUSE BILLS AND RESOLUTIONS
2018 SESSION**

HOUSE BILLS

House bills introduced in the 2018 session..... 365
House bills carried over from 2017 session..... 371
House bills passed both houses and presented to Governor66
 House bills signed by Governor.....66
 House bills signed with line item vetoes0
 House bills vetoed by Governor0
 House bills returned unsigned0
House bills killed or died670
 House bills killed in House.....14
 House bills that died on House Calendar.....32
 House bills that died in House committees.....507
 House bills killed in Senate.....1
 House bills that died on Senate Calendar.....18
 House bills that died in Senate committees.....93
 House bills that died in conference.....5
 Total..... 736

HOUSE CONCURRENT RESOLUTIONS

House concurrent resolutions introduced in 2018 session.....14
House concurrent resolutions carried over from 2017 session.....9
 House concurrent resolutions adopted by both houses6
 House concurrent resolutions that died in committee.....15
 House concurrent resolutions that died on calendar.....1
 House concurrent resolutions killed in House.....0
 House concurrent resolutions that died in Senate Committee.....1
 House concurrent resolutions that died on Senate Calendar.....0
House concurrent resolutions killed in Senate.....0
 Subtotal.....23
 Total..... 23

HOUSE RESOLUTIONS

House resolutions introduced in 2018 session.....26
 House resolutions adopted.....24
 House resolutions that died in committee.....2
 House resolutions that died on calendar.....0
 House resolutions killed.....0
 Subtotal.....26
 Total..... 26

APPOINTMENTS, GUESTS, COMMUNICATIONS FROM STATE OFFICERS IN THE 2018 HOUSE JOURNAL

APPOINTMENTS

- Of Susan Kannarr, chief clerk, p. 2115.
- Of Foster Chisholm, sergeant-at-arms, p. 2115.
- Of Rev. Eunice Brubaker, chaplain, p. 2115.
- Committee assignments, pp. 2121-2122.
- Committee assignments changes, p. 2124.
- Committee assignments changes, p. 2171.
- Committee assignments changes, p. 2237.
- Committee assignments changes, p. 2245.
- Committee assignments changes, p. 2258.
- Committee assignments, p. 2380.

RULES

- No amendments to House or Joint Rules were considered.

SPECIAL GUESTS

Speaker Ryckman introduced Dr. John Feehan, President of the Kansas Academy of Family Physicians, the group that sponsors the Doctor of the Day program, providing daily assistance for health concerns to those serving the Statehouse during the session, p. 2123.

Rep. Garber introduced pastors from across the state in recognition of Pastor Appreciation Day, pp. 2141-2142.

Rep. Clark introduced members of the Kansas Agriculture and Rural Leadership Program, (KARL) Class XIV, pp. 2155-2156.

Rep. Burroughs introduced Jake Reid of Sporting Kansas City with the Lamar Hunt U.S. Open Cup, p. 2163.

Rep. Seiwert introduced Julie Samaniego of Circle of Love, p. 2165.

Rep. Dietrich introduced 2018 Kansas Teacher of the Year Team, pp. 2169-2170.

Rep. Delperdang introduced Heidi Albin, science teacher at Complete High School Maize, Milken Educator Award, p. 2206.

Rep. Whitmer introduced representatives of the Kansas Law Enforcement Training Center, p. 2210.

Rep. Finch introduced Barry Feaker and staff members of the Topeka Rescue Mission, p. 2212.

Rep. Kessinger introduced Coach Andy Sims and members of the Kansas State 6A football championship team, the Blue Valley North Mustangs, p. 2239.

Rep. Victors introduced Kansas Native American guests, pp. 2246-2247.

Rep. Williams introduced the Rose Hill High School State Volleyball Champions and their coach Melissa Segovia, p. 2247.

Rep. Murnan introduced Mrs. Julie Laflen, coach, and the Pittsburg High School Speech and Debate Team, named as a "Top 100 School" by the National

Speech and Debate Association, pp. 2266-2267.

Rep. Lewis introduced Miss Kansas Outstanding Teen 2017, p. 2300.

Rep. Horn introduced international students attending area high schools through the efforts of the Council on International Education Exchange program (CIEE), p. 2300.

Rep. Holscher introduced Cheryl Pilate and Tricia Bushnell of the Midwest Innocence Project, pp. 2313-2313.

Rep. Proehl introduced the Phi Theta Kappa All-State Academic Team, p. 2324.

Rep. Kessinger introduced fifth grader Julie Luetje who won the Frito Lay Dreamvention national competition, p. 2324.

Rep. Crum introduced participants in a swim-a-thon to raise money for Make-A-Wish Kansas, p. 2325.

Rep. Hoffman introduced members of the 2018 State Future Farmers of America leadership, p. 2338.

Rep. Ward introduced members of the JAG-K Career Association, pp. 2381-2382.

Rep. Murnan introduced tiny-K representatives, p. 2382.

Rep. Williams introduced the 2017-2018 Leadership Butler Class, pp. 2445-2446.

Rep. Elliott introduced representatives from the aviation industry, pp. 2449-2451.

Rep. Trimmer introduced the Topeka High Speech and Debate team in celebration of National Speech and Debate day, p. 2451.

Rep. Parker introduced representatives of the Kansas Chapter of the Council on Islamic-American Relations, or CAIR, pp. 2456-2457.

Rep. Trimmer introduced representatives of the Winfield High School Orchestra, p. 2473.

Rep. Highberger introduced members of the Kansas Volunteer Commission, p. 2473.

Rep. Mason introduced Director General Jerry Chang and Forester Lee from the Taipei Economic and Cultural Office in Denver, pp. 2474-2475.

Rep. Patton introduced representatives of the Boys and Girls Clubs of America and the State Youth of the Year, Ruth Gathunguri, p. 2475.

Rep. Eplee introduced the senior members of Adrenaline, the Atchison High School show choir, pp. 2489-2490.

Rep. Weber introduced Pat Jonas, son of CPRF's founder Jack Jonas, of the Cerebral Palsy Research Foundation, pp. 2494-2495.

Rep. Schreiber introduced representatives of the Kansas Small Business Development Center's 2018 Businesses of the Year, pp. 2495-2496.

Rep. Garber introduced members of the Class 3A State Football champions, the Sabetha Bluejays, pp. 2502-2503.

Rep. Smith introduced members of the Leadership Wallace County Class, p. 2515.

Rep. Hibbard introduced the 2017 State Champions in 2A Cross Country and Scholars Bowl, the Yates Center Wildcats, p. 2516.

Rep. Horn introduced representatives of the Kansas Regional Afterschool Ambassador and the Kansas Enrichment Network, p. 2517.

Rep. Thimesch introduced the senior government class from Fairfield High School, p. 2517.

Rep. Seiwert introduced Pastor Everett Schultz, First Mennonite Church, Pretty Prairie, p. 2538.

Rep. Finney and Rep. Dietrich introduced Ms. Michelle De La Isla, Topeka's first Hispanic Mayor in commemoration of **HR 6053**, p. 2539.

Rep. Brim introduced Alonzo Jamison, Colleen Jamison and Shekinah Bailey, in recognition of Kansas Kidney Awareness and Organ Donation Day, pp. 2543-2544.

Rep. Weigel introduced Paramedic Mindy Toy, American Ambulance Association Star of Life Award winner, p. 2552.

Rep. Elliott introduced Maureen Botros of Wichita, recipient of the 2018 Prudential Spirit of Community Award, p. 2552.

Rep. Eplee introduced members of Benevolent and Protective Order of Elks clubs in recognition of their 150th anniversary, pp. 2657-2658.

Rep. Finney introduced members of the Allen House Foundation in recognition of the 100th Anniversary of the Henry J. Allen House, pp. 2658-2659.

Rep. Koesten introduced Quaram Robinson and Will Katz, University of Kansas NCAA National Debate Championship winners, p. 2727.

Rep. Gartner introduced the 4A Division II Men's State Basketball Champions, the Hayden Wildcats, p. 2744.

Rep. Concannon introduced representatives of the KU Medical Center's Scholars in Rural Health program, pp. 2744-2745.

Rep. Carpenter introduced the 2018 Basketball 6A State Champions, the Derby High School girls and their coach Jodie Karsak, pp. 2754-2755.

Rep. Koesten introduced the Leawood Cadette Girl Scout Troop 108, p. 2755.

Rep. Dietrich introduced Dona Booe, CEO and President of KCSL, p. 2757.

Rep. Tarwater introduced students from St. Michael the Archangel Catholic School, Leawood, pp. 2859-2860.

Rep. Concannon introduced June Wiley, the granddaughter of Ken Cochran, pp. 2933-2935.

Rep. Markley introduced the Blue Valley Northwest High School 2018 6A Champions, pp. 2935-2936.

Rep. Landwehr introduced Sierra Scott, Ms United States, p. 2936.

Rep. Pittman introduced Rachel Minnis, a new US citizen, p. 2936.

Rep. Carlin introduced members of Senior Corps program, p. 2938.

Rep. Mason introduced members of the McPherson High school Lady Bullpup basketball team, 2018 Class 4A Champions, p. 3010.

Rep. Bishop introduced members of the Extension Master Gardeners, p. 3011.

Rep. Gallagher introduced members of Heart to Heart, pp. 3012-3014.

Rep. Ruiz introduced Sophia Dominguez-Heithoff, Miss Teen USA, pp. 3099-3100.

Rep. Eric Smith introduced his son, a deputy sheriff, p. 3248.

COMMUNICATIONS FROM STATE OFFICERS

This letter is to advise you that the Office of Chief Clerk has received the following communications during the interim since adjournment of the 2017 Regular Session of the Legislature:

From Alan D. Conroy, Executive Director, Kansas Public Employees Retirement System, the required annual report regarding KPERS investments in Sudan.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 50-628, the calendar year 2016 annual report of the Consumer Protection & Antitrust Division.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 22a-243, the 2017 annual report of the Kansas State Child Death Review Board.

From the Johnson County Education Research Triangle, in accordance with the requirements of K.S.A. 19-5005(e), the annual report regarding financial activities.

From the Board of Indigents' Defense Services, the annual report for fiscal year 2017

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 75-7c16(b), the statistical report of concealed carry handgun licenses issued, revoked, suspended and denied during fiscal year 2017.

From Derek Schmidt, Kansas Attorney General, pursuant to K.S.A. 75-723, the fiscal year 2017 annual report of the Abuse, Neglect and Exploitation Unit.

From Jon A. Roberts, Chairperson, the Fiscal Year 2017 Annual Report of the Central Interstate Low-Level Radioactive Waste Commission.

From Dale M. Dennis, Deputy Commissioner of Education, the 2017 Senate Bill 19 Special Report on State Aid for Career and Technical Education Pathways/Courses based on Program Cost.

From Kirk D. Thompson, Director, Kansas Bureau of Investigation, in compliance with K.S.A. 60-4117, the status of the KBI State Forfeiture Fund.

From the Office of Governor Sam Brownback:

Executive Directive No. 17-479, Authorizing expenditure of Federal Funds.

Executive Directive No. 17-480, Authorizing Personnel Transactions and Expenditure of Federal Funds, with an additional attachment.

Executive Directive No. 17-481, Authorizing Expenditure of Federal Funds.

Executive Directive No. 17-482, Authorizing Personnel Transactions.

Executive Directive No. 17-483, Authorizing Expenditure of Federal Funds.

Executive Directive No. 17-484, Authorizing Transfer of Funds Between State General Fund units.

Executive Directive No. 17-485, Authorizing Expenditure of Federal Funds.

Executive Order No. 17-03, for Regional Emergency.

Executive Order No. 18-01, for Regional Emergencies.

Pursuant to my authority under Article 1, Section of the Constitution of the State of Kansas, Issuance of a Pardon, pp. 2116-2117.

From Joseph House, Paramedic, Executive Director, Kansas Board of

Emergency Medical Services; in pursuant to K.S.A. 65-6111, Annual Report on number of reasons for fines imposed by the board and the number of and reasons for subpoenas issued by the board during the previous calendar year, p. 2125.

From Scott W. Miller, Director of Investments, Kansas Pooled Money Investment Board; in compliance with K.S.A. 75-4222(h), Annual Report for Fiscal Year 2017, p. 2125.

From Pat Apple, Chairman, Kansas Corporation Commission; in accordance with K.S.A. 55-194(a), report of active contamination sites and K.S.A. 55-194(b), report concerning the status of abandoned well inventory and a system for ranking wells with respect to potential threat posed to the environment and a multi-year plan dealing with unplugged abandoned wells, p. 2125.

From Pat Apple, Chairman, Kansas Corporation Commission, in accordance with K.S.A. 55-194(a), report concerning the status of active contamination sites; also, in accordance with K.S.A. 55-194(b), report concerning status of abandoned wells, p. 2125.

From Pat Apple, Chairman, Kansas Corporation Commission; Annual Report of Utilities and Common Carriers.

From Ryan Hoffman, Director of Conservation, Kansas Corporation Commission; Annual Report of Land-Spreading Procedures and Costs, p. 2125.

From the Kansas Department of Health and Environment, in accordance with House Bill 2219, 2018 Kansas Diabetes Report, p. 2139.

From Gary Harshberger, Chair, Kansas Water Authority; 2018 Annual Report, p. 2145.

From Mike Michael, Director, State Employee Health Plan, Division of Health Care Finance, Kansas Department of Health and Environment; in compliance with K.S.A. 75-6509; 2017 Annual Report of the Kansas State Employees Health Care Commission, p. 2158.

From Marlene Nagel, Administrator to the Commission, Metropolitan Culture District, Bi-State Commission, 2016 Annual Report and Comprehensive Annual Financial Report for the Kansas and Missouri Metropolitan Culture District Commission, p. 2177.

From The Kansas Board of Regents, pursuant to K.S.A. 75-7226, Kan-Ed Summary Report, p. 2177.

From The Kansas Board of Regents, Kansas Training Information Program, K-TIP, pursuant to K.S.A. 72-4451, Annual Report, Academic Year 2016, p. 2177.

From The Kansas Board of Regents, report on Student Financial Aid, p. 2177.

From Mark A. Bruce, Superintendent, Kansas Highway Patrol; pursuant to K.S.A. 0-4117, report regarding state forfeiture funds, p. 2191.

From Ken Selzer, CPA, Commissioner of Insurance, Kansas Insurance Department, pursuant to K.S.A. 44-566a; 2016 Annual Report, p. 2237.

From Nick Jordan, Interim Secretary of Commerce, Kansas Department of Commerce, pursuant to K.S.A. 12-17,169(c); 2017 STAR Bonds Annual Report, p. 2237.

From Jake LaTurner, Kansas State Treasurer; 2017 Annual Report for the Kansas State Treasurer's Office, p. 2335.

From The Kansas Board of Regents, Postsecondary Technical Education Authority (TEA); pursuant to K.S.A. 74-32,402(a)(9), FY 2017 Summary Report, p. 2474.

From David N. Harper, Director, Division of Property Valuation; pursuant to K.S.A. 75-3048, 2017 Statistical Report of Property Assessment and Taxation, p. 2745 .

From Derek Schmidt, Kansas Attorney General; pursuant to K.S.A. 74-7316, 2017 annual report of Crime Victims Compensation Board, p. 2745 .

MESSAGES FROM THE GOVERNOR

State of the State, Governor Sam Brownback, pp. 2126-2132.

Executive Order No. 18-02, regarding a reward, p. 2168.

Executive Order No. 18-03 concerning Rescinding Certain Executive Orders, p. 2202.

Executive Order No. 18-04 concerning Policy Regarding Sexual Harassment, p. 2241.

State of the State, Governor Jeff Colyer, pp. 2258-2265

Executive Order No. 18-05, concerning Open Records Copy Charges, p. 2285.

Executive Order No. 18-06, concerning Open Records Policy and Transparency Regarding Use of E-Mail, p. 2285.

Executive Order No. 18-07, concerning Evaluating and Measuring Government Performance, p. 2286.

Executive Order No. 18-08, concerning Creation of Open Meetings Notice Website, p. 2286.

Executive Order No. 18-09, concerning Task Force to Address Substance Use Disorders, p. 2455.

Executive Order No. 18-10, concerning the Governor's Education Council, p. 2474.

Executive Order No. 18-11, concerning a Drought Declaration, p. 2504.

Executive Order No. 18-12, concerning Criminal History and State Employment Practices, p. 3043.

SPECIAL REMARKS

Rep. Ballard, in recognition of Martin Luther King, Jr., pp. 2156-2157.

AUTHOR INDEX

This index includes all legislation sponsored by Representatives, House committees, Joint committees, Select committees and Special committees authorized to introduce legislation for the 2017-2018 Biennium.

Alcala, John

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2261 Providing a sales tax exemption for certain veterans service organizations.
- HB 2571 Regulating access to certain law enforcement audio and video recordings.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

Alford, Steve

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Arnberger, Tory Marie

- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2546 Allowing the state fair to retain state sales tax revenues and depositing such revenues into the state fair capital improvements fund.
- HB 2547 Establishing October 15 as the end of a state fair board member term.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.

- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
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Aurand, Clay

- HB 2483 Due process for termination of certain teachers' contracts.
- HCR 5027 Resolution to delegate finance policy for public elementary and secondary education to certain private entities.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Awerkamp, Francis

- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2529 Creating a presumption of child's equal time with parents during court determinations of legal custody, residency or parenting time.
- HB 2687 Creating the adoption protection act.
- HCR 5009 State constitution, human life amendments.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

Baker, Dave

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2704 Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.

- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Ballard, Barbara

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2685 Permanent exemption for postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Barker, John

- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

Becker, Steven

- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2245 Attorney licensure and information; supreme court nominating commission; judicial district nominating commissions.
- HB 2437 National day of the cowboy.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
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Bishop, Elizabeth

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2646 Requiring more motor vehicle insurance coverage for people with previous convictions related to driving under the influence.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2685 Permanent exemption for postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
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Blex, Doug

- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
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Brim, Shelee

- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2439 Creating an additional crime of involuntary manslaughter for certain violations of driving under the influence of alcohol or drugs.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2602 Requiring screenings for dyslexia and related disorders in public schools.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HCR 5009 State constitution, human life amendments.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Burris, Jesse

- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.

- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

Burroughs, Tom

- HB 2179 Due process for terminating teachers' contracts.
- HB 2181 Requiring a statewide accounting and reporting of untested sexual assault evidence collection kits.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2304 Child care facilities; infant safety in sleeping equipment and sleeping areas.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HR 6040 Congratulating and commending Sporting Kansas City on an outstanding 2017 season and for winning their fourth Lamar Hunt U.S. Open Cup title.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Campbell, Larry

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.

Carlin, Sydney

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2546 Allowing the state fair to retain state sales tax revenues and depositing such revenues into the state fair capital improvements fund.
- HB 2547 Establishing October 15 as the end of a state fair board member term.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.

- HB 2685 Permanent exemption for postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6061 Designating April 29 through May 5, 2018, as Senior Corps Week at the Capitol.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Carmichael, John

- HB 2014 Amending prosecutorial powers and penalties for election crimes.
- HB 2117 Restrictions on city and county regulation of political signs; repealed.
- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2581 Increasing the criminal penalties for the crime of giving a false alarm in certain circumstances.
- HB 2684 Certain state agencies; redaction of social security numbers.
- HB 2685 Permanent exemption for postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Carpenter, Blake

- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2504 Advance voting; advance voting ballot envelopes; secretary of state duties.

- HB 2539 Qualifications for candidates seeking certain statewide offices.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HCR 5009 State constitution, human life amendments.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Claeys, J. R.

- HB 2006 County commission boards; expansion of commissioners; special election.
- HB 2168 Enacting the ad astra rural jobs act.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6043 A resolution urging the Federal Aviation Administration to accept Kansas' application for the Unmanned Aerial Systems Integration Pilot Program.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Clark, Lonnie

- HB 2261 Providing a sales tax exemption for certain veterans service organizations.
- HB 2546 Allowing the state fair to retain state sales tax revenues and depositing such revenues into the state fair capital improvements fund.
- HB 2547 Establishing October 15 as the end of a state fair board member term.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Clayton, Stephanie

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2668 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2682 Prohibiting state contracts with internet service providers that do not adhere to net neutrality principles.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Concannon, Susan

- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2168 Enacting the ad astra rural jobs act.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6048 Recognizing the month of February as American Heart Month.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Corbet, Ken

- HB 2261 Providing a sales tax exemption for certain veterans service organizations.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.

- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Cox, Tom

- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2602 Requiring screenings for dyslexia and related disorders in public schools.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Crum, Steven

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2685 Permanent exemption for postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and

Taiwan.

- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Curtis, Pam

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2682 Prohibiting state contracts with internet service providers that do not adhere to net neutrality principles.
- HB 2704 Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Davis, Erin

- HB 2168 Enacting the ad astra rural jobs act.
- HB 2572 Requiring public disclosure of certain economic incentive data.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.

- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Deere, Debbie

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2551 Prohibiting the outsourcing or privatization of any operations or facilities of any correctional institution or juvenile correctional facility; allowing existing contracts to be renewed.
- HB 2554 Providing a sales tax exemption for brothers in blue re-entry program, inc.
- HB 2555 Providing a sales tax exemption for the Kansas gang investigators association.
- HB 2608 Authorizing the secretary of corrections to convey property to fire district 1 of Leavenworth county by quit claim deed.
- HB 2686 Making appropriations for FY 2019 for the department of corrections; salary increases for uniformed officers and all employees at correctional facilities.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HB 2704 Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

DeGraaf, Pete

- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HCR 5009 State constitution, human life amendments.

Delperdang, Leo

- HB 2439 Creating an additional crime of involuntary manslaughter for certain violations of driving under the influence of alcohol or drugs.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.

- HCR 5009 State constitution, human life amendments.
HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Dierks, Diana

- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
HB 2226 Prohibition of state mental health facility privatization.
HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Dietrich, Brenda

- HB 2226 Prohibition of state mental health facility privatization.
HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
HR 6059 Recognizing the month of April as Child Abuse Prevention Month.

HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Dove, Willie

- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2649 Enacting the industrial hemp pilot program under the department of agriculture.
- HB 2687 Creating the adoption protection act.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Elliott, Roger

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2529 Creating a presumption of child's equal time with parents during court determinations of legal custody, residency or parenting time.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6056 Celebrating the 100th anniversary of the completion of Frank Lloyd Wright's Allen House.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Ellis, Ronald

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2529 Creating a presumption of child's equal time with parents during court determinations of legal custody, residency or parenting time.

- HB 2551 Prohibiting the outsourcing or privatization of any operations or facilities of any correctional institution or juvenile correctional facility; allowing existing contracts to be renewed.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HCR 5009 State constitution, human life amendments.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Eplee, John

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2529 Creating a presumption of child's equal time with parents during court determinations of legal custody, residency or parenting time.
- HB 2551 Prohibiting the outsourcing or privatization of any operations or facilities of any correctional institution or juvenile correctional facility; allowing existing contracts to be renewed.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HCR 5009 State constitution, human life amendments.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Esau, Keith

- HB 2011 Campaign finance; increasing contribution limits; contributions received

- during primary period.
- HB 2012 Elections; voter registration lists; free copies quarterly to recognized political parties.
- HB 2013 Write in candidates in primary elections must agree in writing to have their names placed on general election ballot.
- HB 2015 Governmental ethics commission; investigation procedures.
- HB 2017 Vacancy elections; United States representative to congress.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2642 Elections; corrupt political advertising.
- HB 2687 Creating the adoption protection act.
- HB 2700 Requiring redaction of social security numbers in documents available for public inspection and copying.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Finch, Blaine

- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Finney, Gail

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2018 Requiring conviction before forfeiture of assets.
- HB 2020 Elections; registration; election day registration.
- HB 2115 Providing for fair consideration for employment to persons with records of conviction.

- HB 2179 Due process for terminating teachers' contracts.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2685 Permanent exemption for postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6056 Celebrating the 100th anniversary of the completion of Frank Lloyd Wright's Allen House.
- HR 6057 Recognizing Storytime Village, Inc. for its work in giving young Kansas children the opportunity for a better future through its literacy programs.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Francis, Shannon

- HB 2226 Prohibition of state mental health facility privatization.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Frownfelter, Stan

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

Gallagher, Linda

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2666 Concerning public assistance; relating to cash assistance, food assistance, medical assistance and child care subsidies.
- HB 2704 Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.
- HR 6063 Celebrating the 25th anniversary of Heart to Heart International.

Garber, Randy

- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2447 Requiring access at certain location from U.S. highway 36.
- HB 2529 Creating a presumption of child's equal time with parents during court determinations of legal custody, residency or parenting time.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HCR 5009 State constitution, human life amendments.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6055 Urging the small business community in Kansas to assist in developing a

- model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Gartner, Jim

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2546 Allowing the state fair to retain state sales tax revenues and depositing such revenues into the state fair capital improvements fund.
- HB 2547 Establishing October 15 as the end of a state fair board member term.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Good, Mary Martha

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2529 Creating a presumption of child's equal time with parents during court determinations of legal custody, residency or parenting time.
- HB 2538 Elections; voter identification; proof of citizenship eliminated; permanent advance voting for any voter; election day registration; eliminating interstate voter registration crosscheck participation.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.

- HB 2687 Creating the adoption protection act.
- HB 2704 Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.
- HCR 5009 State constitution, human life amendments.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Hawkins, Daniel

- HB 2572 Requiring public disclosure of certain economic incentive data.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Helgerson, Henry

- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

Henderson, Broderick

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.

- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

Hibbard, Larry

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2546 Allowing the state fair to retain state sales tax revenues and depositing such revenues into the state fair capital improvements fund.
- HB 2547 Establishing October 15 as the end of a state fair board member term.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Highberger, Dennis "Boog"

- HB 2147 Authorizing the department of revenue to study Native American veterans' income tax settlement claims.
- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2245 Attorney licensure and information; supreme court nominating commission; judicial district nominating commissions.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2443 Creating the crime of unlawful abandonment of a firearm.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2682 Prohibiting state contracts with internet service providers that do not adhere to net neutrality principles.
- HB 2685 Permanent exemption for postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2698 Establishing the Kansas children's savings account program.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6046 Proposing changes to the rules of the House of Representatives for 2017-2018 relating to requiring certain notations on printed bills regarding amendments striking all material and inserting new material.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Highland, Ron

- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2529 Creating a presumption of child's equal time with parents during court determinations of legal custody, residency or parenting time.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HCR 5009 State constitution, human life amendments.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Hineman, Don

- HB 2226 Prohibition of state mental health facility privatization.
- HCR 5018 Committee to inform the governor that the two houses of the legislature are duly organized and ready to receive communications.
- HCR 5019 Joint session for hearing message of the governor.
- HCR 5021 Joint session for hearing message of the supreme court.
- HCR 5023 Joint session for hearing a message from the governor.
- HCR 5026 Adjournment of the senate and house of representatives for a period of time during the 2018 regular session of the legislature.
- HCR 5028 Adjournment of the senate and house of representatives for a period of time during the 2018 regular session of the legislature.
- HCR 5030 Adjournment of the senate and house of representatives for a period of time during the 2018 regular session of the legislature.
- HR 6038 Organization of the House of Representatives, 2018.
- HR 6039 Assignment of seats in the House of Representatives, 2018 session.
- HR 6041 Assignment of seats in the House of Representatives, 2018 session.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6049 Assignment of seats in the House of Representatives, 2018 session.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Hodge, Tim

- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2461 Awarding costs and attorney fees to plaintiffs prevailing in unpaid wage claims.
- HB 2595 Updating references to individuals with an impairment of the mind and eliminating the crime of unlawfully placing or receiving a child from another state.
- HB 2614 Providing a child tax credit.
- HB 2615 Increasing income tax credit for household and dependent care expenses.
- HB 2616 Providing for a 3.25% sales tax rate on food and food ingredients.
- HB 2618 Creating a new income tax bracket for joint filers with income over \$1,000,000 and all other individuals with income over \$500,000.
- HB 2646 Requiring more motor vehicle insurance coverage for people with previous convictions related to driving under the influence.
- HB 2653 Income tax credit for certain educational expenses.
- HB 2654 Providing an income tax credit for expenditures to construct health or education facilities by KCAC member institutions.
- HB 2655 Providing an income tax credit for amounts paid as gym membership fees.
- HB 2656 Doubling the property tax on recreational vehicles with a sales price of more than \$100,000.
- HB 2657 Income tax credit for increased salaries paid to Kansas employees.
- HB 2658 Providing a sales tax exemption for certain food and food ingredients.
- HB 2659 Doubling the state sales tax rate on the sale of certain motor vehicles.
- HB 2660 Property tax; certain motor vehicles and watercraft.
- HB 2661 Providing for a 10% normal tax rate on certain corporate income.
- HB 2668 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2673 Elections; voter registration; application for public assistance, filing property deeds.
- HB 2694 Creating the community leaders service act.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HCR 5024 Constitutional amendment providing for a 10 mill levy on certain residential property.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Hoffman, Kyle

- HB 2168 Enacting the ad astra rural jobs act.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license

- plate.
- HB 2687 Creating the adoption protection act.
- HB 2716 Registration of antique military vehicles.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Holscher, Cindy

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2621 Including relations between law enforcement and those interacting with law enforcement in the crime of unlawful sexual relations.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6052 Urging Congress to repeal the Dickey amendment.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Horn, Eileen

- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2668 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2685 Permanent exemption for postsecondary educational institutions from the

- public buildings law under the personal and family protection act.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Houser, Michael

- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2308 Suicide evaluation upon admission to certain treatment facilities.
- HB 2687 Creating the adoption protection act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6060 Commemorating the 150th anniversary of the founding of Columbus, Kansas.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Huebert, Steve

- HB 2278 Hillside cemetery district; deannexation of territory located within the city of Valley Center.
- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HCR 5009 State constitution, human life amendments.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6058 Congratulating and commending the University of Kansas debate team of

Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

HR 6059 Recognizing the month of April as Child Abuse Prevention Month.

Humphries, Susan

HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.

HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.

HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.

HB 2687 Creating the adoption protection act.

HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.

HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.

HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.

HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.

HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.

HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.

HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Jacobs, Trevor

HB 2226 Prohibition of state mental health facility privatization.

HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.

HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.

HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.

HB 2687 Creating the adoption protection act.

HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.

HCR 5009 State constitution, human life amendments.

HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.

HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.

HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Jennings, Russell

HB 2439 Creating an additional crime of involuntary manslaughter for certain violations of driving under the influence of alcohol or drugs.

HB 2448 Providing membership in the KP&F retirement system for security officers of

- the department of corrections.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Johnson, Steven

- HB 2546 Allowing the state fair to retain state sales tax revenues and depositing such revenues into the state fair capital improvements fund.
- HB 2547 Establishing October 15 as the end of a state fair board member term.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6047 Congratulating and commending the 2018 Kansas Teachers of Promise.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Jones, Kevin

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2322 Sales tax holiday for certain back-to-school items.
- HB 2503 Providing for the reinstatement of certain canceled licenses by the state board of healing arts.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2623 Excluding certain noncovered employees who take a leave of absence from an eligible employer from the definition of employee for purposes of KPERs.
- HB 2624 Eliminating annualization by legislators in determination of KPERs benefits and contributions thereof.
- HB 2687 Creating the adoption protection act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6058 Congratulating and commending the University of Kansas debate team of

Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Judd-Jenkins, Anita

HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.

HB 2704 Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.

HB 2714 Arkansas City library district.

HB 2715 Silverdale township, Cowley county; care of abandoned cemetery.

HB 2716 Registration of antique military vehicles.

HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.

HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.

HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.

HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

HR 6059 Recognizing the month of April as Child Abuse Prevention Month.

HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Karleskint, Jim

HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.

HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.

HB 2551 Prohibiting the outsourcing or privatization of any operations or facilities of any correctional institution or juvenile correctional facility; allowing existing contracts to be renewed.

HB 2668 Sales tax exemption for sales of farm products sold at farmers' markets.

HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.

HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.

HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.

HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Kelly, Jim

HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.

HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.

HR 6051 Recognizing the Kansas Small Business Development Center's 2018

Businesses of the Year.

- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Kessinger, Jan

- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Kiegerl, Mike

- HB 2021 Providing insurance coverage for hearing aids.
- HB 2022 Kansas right to try act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.

Koesten, Joy

- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting

- commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Kuether, Annie

- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Lakin, Greg

- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.

Landwehr, Brenda

- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes

- and on printed committee bills.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

Lewis, Greg

- HB 2226 Prohibition of state mental health facility privatization.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Lusk, Nancy

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6052 Urging Congress to repeal the Dickey amendment.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.

- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Lusker, Adam

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2668 Sales tax exemption for sales of farm products sold at farmers' markets.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6054 Congratulating and commending the Pittsburg State University men's indoor track and field team on their 2018 NCAA Division II national championship.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Markley, Patty

- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2581 Increasing the criminal penalties for the crime of giving a false alarm in certain circumstances.
- HB 2704 Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Mason, Les

- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Mastroni, Leonard

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2439 Creating an additional crime of involuntary manslaughter for certain violations of driving under the influence of alcohol or drugs.
- HB 2704 Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Miller, Vic

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2131 Providing a sales tax exemption for food and food ingredients.
- HB 2158 Providing for canvassing of advance ballots submitted by mail on election day.
- HB 2159 Voter registration; proof of citizenship repealed.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2442 Prohibiting the possession of bump stocks, or similar devices or attachments for semiautomatic firearms.

- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2525 Certain state elected officials; outside employment prohibited.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HCR 5022 Constitutional amendment changing number of representatives and senators; staggering senate terms; other.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

Murnan, Monica

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6054 Congratulating and commending the Pittsburg State University men's indoor track and field team on their 2018 NCAA Division II national championship.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Neighbor, Cindy

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas

- injection wells.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6052 Urging Congress to repeal the Dickey amendment.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Ohaebosim, KC

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2682 Prohibiting state contracts with internet service providers that do not adhere to net neutrality principles.
- HB 2685 Permanent exemption for postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6057 Recognizing Storytime Village, Inc. for its work in giving young Kansas children the opportunity for a better future through its literacy programs.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.

Orr, Boyd

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2509 Election commissioners; role of the secretary of state and boards of county commissioners.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.

Osterman, Les

- HB 2261 Providing a sales tax exemption for certain veterans service organizations.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Ousley, Jarrod

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2251 Election audits; voting machine requirements; time of canvass.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2546 Allowing the state fair to retain state sales tax revenues and depositing such revenues into the state fair capital improvements fund.
- HB 2547 Establishing October 15 as the end of a state fair board member term.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2666 Concerning public assistance; relating to cash assistance, food assistance, medical assistance and child care subsidies.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2704 Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.

- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6052 Urging Congress to repeal the Dickey amendment.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Parker, Brett

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2538 Elections; voter identification; proof of citizenship eliminated; permanent advance voting for any voter; election day registration; eliminating interstate voter registration crosscheck participation.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2620 Property tax lid exception for expenditures for mental health and disability services.
- HB 2633 Secretary of state, nonpartisan election; political action committees prohibited.
- HB 2647 Reinstating local government control over wage, benefit and leave policies for private employees.
- HB 2668 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2679 Providing insurance coverage for contraceptives.
- HB 2680 Voter registration; secretary of state notice of online voter registration not available.
- HB 2681 Requiring the recording of votes taken in standing committees, and committee of the whole when under the order of business of general orders and final action.
- HB 2682 Prohibiting state contracts with internet service providers that do not adhere to net neutrality principles.
- HB 2683 Interstate voter crosscheck program; electronic registration information center.
- HB 2684 Certain state agencies; redaction of social security numbers.
- HB 2685 Permanent exemption for postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in

- certain circumstances.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6052 Urging Congress to repeal the Dickey amendment.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Patton, Fred

- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Phelps, Eber

- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Phillips, Tom

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2261 Providing a sales tax exemption for certain veterans service organizations.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Pittman, Jeff

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2529 Creating a presumption of child's equal time with parents during court determinations of legal custody, residency or parenting time.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2551 Prohibiting the outsourcing or privatization of any operations or facilities of any correctional institution or juvenile correctional facility; allowing existing contracts to be renewed.
- HB 2668 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2675 Interstate voter registration crosscheck program; fee; cybersecurity fund.
- HB 2686 Making appropriations for FY 2019 for the department of corrections; salary increases for uniformed officers and all employees at correctional facilities.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

Powell, Randy

- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2687 Creating the adoption protection act.

- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HCR 5009 State constitution, human life amendments.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Probst, Jason

- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2668 Sales tax exemption for sales of farm products sold at farmers' markets.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2682 Prohibiting state contracts with internet service providers that do not adhere to net neutrality principles.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Proehl, Richard

- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Rafie, Abraham

- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2687 Creating the adoption protection act.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Rahjes, Ken

- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Ralph, Bradley

- HB 2226 Prohibition of state mental health facility privatization.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Resman, John

- HB 2436 Designating a portion of United States highway 69 as the Brandon Collins memorial highway.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license

- plate.
- HB 2687 Creating the adoption protection act.
- HB 2704 Requiring written informed consent before administering an antipsychotic medication to an adult care home resident.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Rooker, Melissa

- HB 2445 Amending the Kansas school equity and enhancement act regarding local option budget provisions, certain weightings, capital outlay expenditures and repealing provisions of the CLASS act.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2561 Amending the Kansas school equity and enhancement act regarding the transportation weighting.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Ruiz, Louis

- HB 2009 State capitol; concealed handguns prohibited except for authorized law enforcement.
- HB 2010 Prohibiting the operation of a motor vehicle while using wireless communication device; exceptions; penalties.
- HB 2179 Due process for terminating teachers' contracts.

- HB 2261 Providing a sales tax exemption for certain veterans service organizations.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Ryckman, Ron

- HB 2439 Creating an additional crime of involuntary manslaughter for certain violations of driving under the influence of alcohol or drugs.
- HCR 5002 Joint rules for the senate and house of representatives, 2017-2018.
- HCR 5018 Committee to inform the governor that the two houses of the legislature are duly organized and ready to receive communications.
- HCR 5019 Joint session for hearing message of the governor.
- HCR 5021 Joint session for hearing message of the supreme court.
- HCR 5023 Joint session for hearing a message from the governor.
- HCR 5026 Adjournment of the senate and house of representatives for a period of time during the 2018 regular session of the legislature.
- HCR 5028 Adjournment of the senate and house of representatives for a period of time during the 2018 regular session of the legislature.
- HCR 5030 Adjournment of the senate and house of representatives for a period of time during the 2018 regular session of the legislature.
- HR 6038 Organization of the House of Representatives, 2018.
- HR 6039 Assignment of seats in the House of Representatives, 2018 session.
- HR 6041 Assignment of seats in the House of Representatives, 2018 session.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6049 Assignment of seats in the House of Representatives, 2018 session.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Sawyer, Tom

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of

the Year team.

- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Schreiber, Mark

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Schroeder, Don

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2546 Allowing the state fair to retain state sales tax revenues and depositing such revenues into the state fair capital improvements fund.
- HB 2547 Establishing October 15 as the end of a state fair board member term.
- HB 2595 Updating references to individuals with an impairment of the mind and eliminating the crime of unlawfully placing or receiving a child from another state.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Schwab, Scott

- HB 2439 Creating an additional crime of involuntary manslaughter for certain violations of driving under the influence of alcohol or drugs.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Seiwert, Joe

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2687 Creating the adoption protection act.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6044 Recognizing the Kansas Law Enforcement Training Center's 50th year of service to the Kansas law enforcement community and the citizens of Kansas.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Sloan, Tom

- HB 2007 Providing leave for civil air patrol members.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2449 Amending the video competition act.
- HB 2450 Collocation of broadband equipment in public right-of-way utility easements.
- HB 2451 Enacting the statewide broadband deployment authorization act.
- HB 2462 Authorizing the use of dark fiber.
- HB 2473 Rural broadband, income tax credit, modifications; sales tax exemptions.
- HB 2514 Requiring the state corporation commission to study distributed energy rate design.
- HB 2515 Income tax deduction for releases of telephone service territory.
- HB 2546 Allowing the state fair to retain state sales tax revenues and depositing such revenues into the state fair capital improvements fund.
- HB 2547 Establishing October 15 as the end of a state fair board member term.
- HB 2563 Requiring broadband providers to contribute to the Kansas universal service fund and authorizing disbursements from such fund to promote broadband development.

- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6055 Urging the small business community in Kansas to assist in developing a model for saving for retirement that can be accessible to working Kansans.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Smith, Adam

- HB 2179 Due process for terminating teachers' contracts.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HCR 5009 State constitution, human life amendments.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Smith, Eric

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2439 Creating an additional crime of involuntary manslaughter for certain violations of driving under the influence of alcohol or drugs.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HCR 5009 State constitution, human life amendments.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of

Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

HR 6059 Recognizing the month of April as Child Abuse Prevention Month.

HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Stogsdill, Jerry

HB 2179 Due process for terminating teachers' contracts.

HB 2226 Prohibition of state mental health facility privatization.

HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.

HB 2318 Creating the Kansas arts commission and transferring certain functions to it from the Kansas creative industries commission.

HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.

HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.

HB 2669 Requiring liability insurance for oil and gas injection well operators.

HB 2685 Permanent exemption for postsecondary educational institutions from the public buildings law under the personal and family protection act.

HB 2699 Prohibiting amendments striking all material and inserting new material.

HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.

HCR 5017 Constitutional amendment staggering terms of the Kansas Senate.

HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.

HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.

HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.

HR 6052 Urging Congress to repeal the Dickey amendment.

HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Sutton, Bill

HB 2167 Abolishing the death penalty and creating the crime of aggravated murder.

HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.

HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.

HB 2687 Creating the adoption protection act.

HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.

HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.

HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.

HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.

HR 6058 Congratulating and commending the University of Kansas debate team of

Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Swanson, Susie

HB 2008 Requiring seat belts on school buses.

HB 2226 Prohibition of state mental health facility privatization.

HB 2519 Exempting Kansas from daylight saving time.

HB 2520 Retroactive child support guidelines.

HB 2521 Kansas no-call act; restrictions on use of automatic dialing-announcing devices.

HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.

HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.

HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.

HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

HR 6059 Recognizing the month of April as Child Abuse Prevention Month.

HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Tarwater, Sean

HB 2179 Due process for terminating teachers' contracts.

HB 2226 Prohibition of state mental health facility privatization.

HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.

HB 2436 Designating a portion of United States highway 69 as the Brandon Collins memorial highway.

HB 2439 Creating an additional crime of involuntary manslaughter for certain violations of driving under the influence of alcohol or drugs.

HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.

HB 2693 Requiring the director of the budget to prepare a federal moneys report on budget bills introduced by the legislature and the governor's budget report.

HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.

HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.

HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.

HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

HR 6059 Recognizing the month of April as Child Abuse Prevention Month.

HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Terrell, Patsy

HB 2179 Due process for terminating teachers' contracts.

HB 2226 Prohibition of state mental health facility privatization.

HB 2293 Amending the protection from abuse act and protection from stalking act to

- establish the protection from stalking and sexual assault act.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

Thimesch, Jack

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
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- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Thompson, Kent

- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Trimboli, Frank

- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Trimmer, Ed

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes

and on printed committee bills.

- HB 2553 Increasing the county population maximum for the veterinary training program for rural Kansas.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Vickrey, Jene

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Victors, Ponka-We

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2147 Authorizing the department of revenue to study Native American veterans' income tax settlement claims.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2498 Prohibiting governmental entities from prohibiting the wearing of tribal regalia and objects of cultural significance at public events.
- HB 2669 Requiring liability insurance for oil and gas injection well operators.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2699 Prohibiting amendments striking all material and inserting new material.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament

championship.

- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Ward, Jim

- HB 2154 Expanding medicaid to the extent permitted under the affordable care act.
HB 2155 Lobbying restrictions; certain elected state officers and executive staff.
HB 2156 Enacting the Kansas protection against terrorists act.
HB 2157 Help Kansas vote act.
HB 2179 Due process for terminating teachers' contracts.
HB 2221 Repealing the health care compact.
HB 2226 Prohibition of state mental health facility privatization.
HB 2280 Adding a minority party member to the state rules and regulations board and designating a ranking minority party member on the joint committee on administrative rules and regulations.
HB 2316 Enacting the Kansas working families pay raise act.
HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
HCR 5018 Committee to inform the governor that the two houses of the legislature are duly organized and ready to receive communications.
HCR 5019 Joint session for hearing message of the governor.
HCR 5021 Joint session for hearing message of the supreme court.
HCR 5023 Joint session for hearing a message from the governor.
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HR 6049 Assignment of seats in the House of Representatives, 2018 session.
HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Waymaster, Troy

- HB 2168 Enacting the ad astra rural jobs act.
HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.

- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Weber, Chuck

- HB 2226 Prohibition of state mental health facility privatization.
- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Weigel, Virgil

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.

Wheeler, John

- HB 2439 Creating an additional crime of involuntary manslaughter for certain violations of driving under the influence of alcohol or drugs.

- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6059 Recognizing the month of April as Child Abuse Prevention Month.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Whipple, Brandon

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.
- HB 2317 Requiring applicable OSHA training for workers working on high voltage electric transmission lines.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HB 2672 State corporation commission and requirements for certain oil and gas injection wells.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HB 2696 Prohibiting the silencing of victims of workplace sexual abuse or harassment by non-disclosure agreements.
- HB 2710 Protecting employees who are victims of domestic violence from employer retaliation or discrimination.
- HB 2711 Prohibiting retaliation against state employees advocating against gender-based wage discrimination.
- HB 2712 Prohibiting denial of maternity leave benefits after an employee has taken maternity leave.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Whitmer, John

- HB 2307 Withholding life-sustaining treatment from patients under 18 years of age.
- HB 2581 Increasing the criminal penalties for the crime of giving a false alarm in certain circumstances.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HB 2687 Creating the adoption protection act.
- HCR 5007 Constitutional amendment to prescribe revenue, expenditure and taxation limitations on state government.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6044 Recognizing the Kansas Law Enforcement Training Center's 50th year of service to the Kansas law enforcement community and the citizens of Kansas.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6051 Recognizing the Kansas Small Business Development Center's 2018 Businesses of the Year.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Williams, Kristey

- HB 2319 Regulating abortion practice; requiring certain physician information to be provided under the woman's-right-to-know act.
- HB 2529 Creating a presumption of child's equal time with parents during court determinations of legal custody, residency or parenting time.
- HB 2572 Requiring public disclosure of certain economic incentive data.
- HB 2596 Providing for the Gadsden flag "DON'T TREAD ON ME" distinctive license plate.
- HCR 5020 Urging Congress to take action on the Remote Transactions Parity Act of 2017.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6045 Opposing human trafficking and urging a dismantling of human trafficking networks.
- HR 6050 Strengthening the sister-state relations between the State of Kansas and Taiwan.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Wilson, John

- HB 2016 People with certain disabilities; motor vehicle registration information and notation on state-issued identification cards.
- HB 2293 Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act.

Winn, Valdenia

- HB 2016 People with certain disabilities; motor vehicle registration information and

- notation on state-issued identification cards.
- HB 2179 Due process for terminating teachers' contracts.
- HB 2508 Creating a suspended eligibility status for recipients of state medicaid services.
- HB 2695 Prohibiting state funds being used to pay sexual harassment settlements and prohibiting non-disclosure agreements for sexual harassment settlements in certain circumstances.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

Wolfe Moore, Kathy

- HB 2179 Due process for terminating teachers' contracts.
- HB 2226 Prohibition of state mental health facility privatization.
- HB 2548 Providing certain requirements related to inclusion of requesting legislator or other person, state or local agency, organization or entity in committee minutes and on printed committee bills.
- HCR 5011 Revising article 10 of the Kansas constitution; establishing a redistricting commission.
- HR 6042 Congratulating and commending the members of the 2018 Kansas Teacher of the Year team.
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- HR 6053 Recognizing March 19 as Celebrating Women in Public Office Day.
- HR 6058 Congratulating and commending the University of Kansas debate team of Quaram Robinson and Will Katz for winning the National Debate Tournament championship.
- HR 6062 Recognizing Kansas' celebration of the 100th anniversary of the ratification of the 19th amendment.

State Legislature, House Committees

Agriculture

- H Sub for SB60 House Substitute for SB 60 by Committee on Agriculture – Extending the sunset of certain agricultural fees and authorizing the Kansas secretary of agriculture to collect a fee for processing paper documents.
- HB 2097 Amending the Kansas pet animal act.
- HB 2098 Naming the mined land wildlife area bison herd.
- HB 2099 Relating to remedies for the impairment of a valid water right or permit to divert and use water.
- HB 2100 Relating to water conservation areas.
- HB 2134 Relating to certain department of agriculture fees.
- HB 2135 Relating to fees for dairy businesses and the processing of paper documents by the Kansas secretary of agriculture.
- HB 2136 Updating provisions relating to weights and measures.
- HB 2191 Relating to licenses, permits, stamps and other issues of the Kansas department of wildlife, parks and tourism.
- HB 2192 Renaming Lake Scott state park.
- HB 2193 Requiring the completion of a boater safety education course.

- HB 2207 Hunting on private land by written permission only.
- Sub HB2207 Substitute for HB2207 by Committee on Agriculture -- Relating to the pursuit of wounded animals onto private land.
- HB 2208 Relating to the transferability of deer permits.
- HB 2209 Creating a program to research the use of industrial hemp.
- HB 2246 Amendments to the Kansas noxious weed law.
- HB 2477 Relating to the Kansas pet animal act.
- HB 2478 Relating to Kansas department of agriculture license renewal dates and late fees.
- HB 2510 Relating to the applicability of conditions for operating recreational trails.
- HB 2552 Relating to the number of first-year veterinary students that may enter into program agreements with Kansas state university.
- HB 2558 Expanding the annual game bird hunting season in controlled shooting areas.
- HB 2583 Relating to the control and eradication of noxious weeds in the state of Kansas.
- HB 2619 Allowing any documentation required under the Kansas pesticide law to be created or maintained in electronic form.
- HB 2729 Moving egg repackaging requirements from statute to rules and regulations adopted by the secretary of the Kansas department of agriculture.
- HB 2742 Relating to labeling requirements for muscle cuts of beef, muscle cuts of pork, ground beef or ground pork meat.
- HB 2743 Allowing deer permits to be transferred to residents and nonresidents of the state of Kansas.

Appropriations

- H Sub for SB61 House Substitute for SB 61 by Committee on Appropriations-Amending Substitute for Senate Bill No. 423 to strike provisions requiring school districts to adopt a minimum local option budget; restoring certain provisions relating to local option budgets and adjusting the BASE aid accordingly.
- H Sub for SB109 House Substitute for SB 109 by Committee on Appropriations - Appropriations for FY 2017, FY 2018, FY 2019 and FY 2020 for various state agencies.
- HB 2052 Appropriation revisions for FY 2017, FY 2018 and FY 2019 for various state agencies.
- Sub HB2052 Substitute for HB 2052 by Committee on Appropriations - Appropriations for FY 2017, FY 2018, FY 2019 and FY 2020 for various state agencies.
- HB 2068 Enforcement of child support orders against persons in arrearage.
- HB 2108 Amendments to the grandparents as caregivers act.
- HB 2109 Authorizing the state board of regents to sell, exchange and convey certain real property in Riley county and Sedgwick county on behalf of Kansas state university and Wichita state university.
- HB 2113 Permanently exempting postsecondary educational institutions from the public buildings law under the personal and family protection act.
- HB 2114 Permanently exempting community mental health centers from the public buildings law under the personal and family protection act.
- HB 2133 Joint revenue estimates, move April 20 date to May 1.
- HB 2144 Civil service; if a state employee in the classified service voluntarily transfers into unclassified service, such employee is not be eligible to be rehired or transferred to a position in the classified service within the same state agency.
- HB 2161 State finances; requiring the KPERS board to liquidate the pooled money investment portfolio investment pursuant to K.S.A. 2016 Supp. 75-2263; transferring money to the state general fund and to the pooled money investment portfolio; authorizing the pooled money investment board to invest idle funds available for long term investment.

- HB 2180 Increasing the health maintenance organization privilege fee and extending the medical assistance fee fund.
- HB 2279 Relating to disposition of drivers' license reinstatement fees and the judicial branch nonjudicial salary adjustment fund.
- HB 2323 Providing a post-retirement benefit increase (COLA) for certain retirants of KPERS.
- HB 2324 School district finance and quality performance act of 2017.
- HB 2340 Transferring actual SGF revenues in excess of the joint estimate of revenue to the budget stabilization fund and prescribing uses for moneys credited to such fund.
- HB 2360 Establishing the division of the state employee health benefits plan in the department of administration.
- HB 2361 Transferring administration of the state workers compensation self-insurance fund to the department of administration.
- HB 2362 Establishing the alcoholic beverage control modernization fee.
- HB 2363 Authorizing the department of administration to sell specified surplus state property on behalf of various state agencies.
- HB 2364 Appropriations for FY 2018, FY 2019, FY 2020 and FY 2021 for various state agencies.
- Sub HB2364 Substitute for HB 2364 by Committee on Appropriations - Appropriations for FY 2017, FY 2018, FY 2019 and FY 2020 for various state agencies.
- HB 2365 Making appropriations for FY 18 and FY 19 for the judicial branch.
- Sub HB2365 Substitute for HB 2365 by Committee on Appropriations - Appropriations for FY 2018, FY 2019, FY 2020, FY 2021, FY 2022, FY 2023 and FY 2024 for various state agencies; capital improvement projects; claims against the state; omnibus appropriation act.
- HB 2375 Department of commerce appropriations for fiscal years 2018 and 2019 for the rural opportunity zones program.
- HB 2379 Requiring school district expenditure reporting under the Kansas uniform financial accounting and reporting act.
- HB 2383 Providing pay increases for public employees based on increase in tax revenue.
- HB 2388 Authorizing the sale of certain Kansas lottery revenues.
- HB 2392 Repealing the local government infrastructure improvement projects loan program; abolishing the Kansas partnership fund.
- HB 2393 Hazardous materials endorsement for commercial driver's licenses; transportation security administration security screening process; abolishing the hazmat fee fund.
- HB 2394 Abolishing the judiciary technology fund, access to justice fund, KAN-ED fund and ROTC service scholarship program fund; credits, transfers and liabilities.
- HB 2402 Debt set off; allowing the director of accounts and reports to enter into an agreement with third party vendors to assist in collecting debts against the state.
- HB 2403 Reinstating the enterprise zone program as an option in lieu of participation in the rural opportunity zone program for counties designated as rural opportunity zones.
- HB 2405 Concerning funding for the senior care act and redeemable beverage containers.
- HB 2407 Duties of the attorney general and the secretary of administration concerning certain real estate transfers.
- HB 2409 Prohibiting state contracts with companies that are engaged in an anti-Israeli boycott.
- HB 2410 Creating the Kansas school equity and enhancement act

- HB 2412 Providing for a \$.05 increase in motor fuel taxes; trip permits; distribution of revenues.
- HB 2413 Amending the Kansas indoor clean air act.
- HB 2418 Establishing an on-site state employee health clinic.
- HB 2419 State finances; transfers to and expenditures from the budget stabilization fund.
- HB 2426 Reconciling amendments to certain statutes.
- HB 2429 Distribution of tax revenue from the cigarette and tobacco products tax to the children's initiative fund.
- HB 2430 Authorizing the sale of certain tobacco settlement receipts; creating the great plains tobacco settlement financing corporation; authorizing the issuance of bonds payable from the tobacco asset payments.
- HB 2466 Making appropriations for FY2018, FY2019, FY2020, FY2021, FY2022, and FY2023 for the department of education.
- HB 2467 Making appropriations for FY2018 and FY2019 for the department of education.
- HB 2468 Appropriation revisions for FY 2018 and FY 2019 for various state agencies.
- Sub HB2468 Substitute for HB 2468 by Committee on Appropriations - Appropriation revisions for FY 2018 and FY 2019 for various state agencies.
- HB 2517 Kansas lottery; permit lottery ticket vending machines and bingo ticket vending machines; lottery sunset extended; debt setoff; certain lottery money pledged to mental health and community crisis programs.
- HB 2592 Requiring that certain client assessment, referral and evaluation program services are provided by area agencies on aging for two years.
- HB 2609 Kansas empowerment scholarship act.
- HB 2688 Establishing the behavioral health task force to study the behavioral health system in the state of Kansas.
- HB 2689 Making appropriations for FY 2019 for the judicial branch; salary increases for justices, judges and nonjudicial employees.
- HB 2746 Unemployment benefits for privately contracted school bus drivers.
- HB 2747 Abolishing the division of post audit within the legislative branch and creating the post audit division within the state treasurer's office.
- HB 2759 Requiring veterinarians to submit information to the prescription monitoring program and providing for transfers of moneys from certain state agencies to the state board of pharmacy for operation and maintenance of the prescription monitoring program.
- HB 2764 Affiliation with the Kansas police and firemen's retirement system by the Kansas department of wildlife, parks and tourism for membership of certain law enforcement officers and employees.
- HB 2767 Reinstating the enterprise zone program.
- HB 2768 Increasing tax on cigarettes and using proceeds for medicaid expansion.
- HB 2771 Amendments to the Kansas school equity and enhancement act; relating to the BASE aid, certain weightings and other school finance provisions.
- HB 2772 Prohibiting certain organizations and associations from being a KPERS eligible employer.
- HB 2773 Creating the Kansas safe and secure schools act.
- HB 2775 Establishing the joint legislative transportation vision task force for evaluation of the state highway fund and the state highway transportation system.
- HB 2784 Providing for payroll deductions for indemnity insurance.
- HB 2785 Lowering the period of disqualification of unemployment benefits upon false statement or representation, or knowing failure to disclose a material fact.
- HB 2787 Creating juvenile crisis intervention centers.
- HB 2790 Requiring the state fair board to issue a request for proposals from cities in Kansas to host the state fair.

- HB 2791 School districts; requiring a portion of local option budget revenue be included in the local foundation aid of the school district.
- HB 2795 Authorizing the department of administration to expend funds in FY 18 and FY 19 to issue cost estimates for a capital complex power plant or energy center and a report on potential use of Docking State office building; asbestos removal.
- HB 2796 Amending Substitute for Senate Bill No. 423 to strike provisions requiring school districts to adopt a minimum local option budget; restoring certain provisions relating to local option budgets and adjusting the BASE aid accordingly.
- HB 2797 Amending Substitute for Senate Bill No. 423 relating to the mandated minimum local option budget for school districts.
- HB 2798 Amending Substitute for Senate Bill No. 423 to strike provisions requiring school districts to adopt a minimum local option budget and transfer funds from the supplemental general fund to certain categorical funds; restoring certain provisions relating to local option budgets and adjusting the BASE aid accordingly.
- HB 2799 Amending Senate Bill No. 423; repealing provisions relating to the mandated portion of the local option budget; making appropriations for the department of education for FY 2019, 2020, 2021, 2022 and 2023.

Children and Seniors

- H Sub for SB126 House Substitute for SB 126 by Committee on Children and Seniors – Establishing the foster care task force.
- HB 2160 Amending the individual development account program act to allow certain expenditures by individuals who were likely to age out of foster care.
- HB 2187 Restrictions on persons interacting with child care facilities.
- HB 2232 Electronic monitoring in adult care homes.
- HB 2309 Requiring certain records to become public records if a child in the custody of the secretary for children and families is sexually abused or suffers great bodily harm or death.
- HB 2530 Adding emergency medical services personnel to the list of mandatory reporters of abuse, neglect or exploitation of certain adults.
- HB 2570 Creating the grandparents as caregivers reimbursement fund.
- HB 2622 Making amendments to child care assistance eligibility.
- HB 2639 Allowing KDHE to collect a fee for fingerprinting individuals maintaining or residing, working or regularly volunteering at a child care facility.
- HB 2744 Establishing the statewide Alzheimer's care plan task force.
- HB 2745 Establishing a task force that would draft a transition bill of rights to educate parents and students regarding their rights and resources related to transition services for students receiving special education.

Commerce, Labor and Economic Development

- H Sub for SB13 House Substitute for SB 13 by Committee on Commerce, Labor and Economic Development – Alcoholic beverages; sale of beer by cereal malt beverage licensees.
- HB 2036 Providing income tax credits for aerospace and aviation program graduates and their employers.
- HB 2037 Establishing the aviation grant program to develop the aviation industry in Kansas.
- HB 2038 Exempting certain veterans and current members of the armed forces from paying certain business filing fees.

- HB 2039 Making the Kansas airport improvement program independent of the transportation works program.
- HB 2050 Creating the joint economic development committee.
- HB 2051 Enacting the Kansas innovation zone act and reinstating the Kansas enterprise zone act.
- HB 2056 Amending the composition of the workers compensation and employment security boards nominating commission; administrative judge elected term lengths and reappointment.
- HB 2057 Moving workforce development from the department of commerce to the department of labor.
- HB 2058 Replacing the prevailing factor standard in workers compensation law with a substantial factor standard.
- HB 2059 Amending the American medical association guides to the evaluation of permanent impairment edition used for determining workers compensation benefits.
- HB 2062 Amending workers compensation law regarding drug testing, certain employer credits, maximum rates, work disability claim threshold, end of employer's obligation, future medical benefits, claim notice requirements and dismissal for lack of prosecution.
- HB 2163 Reinstating the income tax credit for certain contributions to technical colleges.
- HB 2182 Authorizing growth of Kansas agribusiness through development of an industrial hemp industry; enacting the Kansas agricultural industry growth act.
- HB 2183 Providing employees with the option of written pay statements.
- HB 2184 Extending the sunset date of the STAR bond financing act and other amendments.
- HB 2185 Restoring local control over wage requirements for construction projects.
- HB 2249 Eligibility for workers compensation death benefits for a child over the age of 18 enrolled in high school.
- HB 2282 Kansas liquor control act and retailer's licenses.
- HB 2326 Employee wage deductions.
- HB 2327 Restoring local control over wages, benefits and other labor-related matters by regulation and in public construction contracts.
- HB 2328 Requiring accident prevention programs as a prerequisite to workers compensation insurance coverage unless declined by the covered employer.
- HB 2329 Amending certain employment security benefit provisions relating to receipt of separation pay.
- HB 2330 Restoring local control over employee scheduling policies.
- HB 2353 Revising qualified vendor requirements under state use law.
- HB 2354 Fair share fees for labor organizations.
- HB 2355 Requiring an affirmative acceptance by a consumer of charges by vendors offering goods or services over the internet before billing.
- HB 2356 Certification of businesses as a certified business by the department of administration pursuant to competitive bid process for state contracts.
- HB 2357 Enacting the agribusiness technology and entrepreneurship district act.
- HB 2482 Expanding the hours of sale of alcoholic liquor by the drink.
- HB 2494 Amending certain provisions pertaining to rebates with respect to real estate brokers and salespersons.
- HB 2502 Regulation of the sale of beer by cereal malt beverage licensees.
- HB 2532 Clarifying an exemption for commercial property owners under the Kansas roofing contractor registration act.
- HB 2544 Reducing the impact on workers compensation benefits from the receipt of retirement benefits.

- HB 2586 Concerning workplace bullying; creating requirements for policies in state agencies.
- HB 2703 Use of American medical association guides when determining functional impairment for purposes of workers compensation benefits.
- HB 2741 Enacting the fire sprinkler industry act.
- HCR 5025 Proposition to repeal section 12 of article 15 of the constitution of the state of Kansas, relating to membership or nonmembership in labor organizations.

Corrections and Juvenile Justice

- H Sub for SB42 House Substitute for SB 42 by Committee on Corrections and Juvenile Justice - Making updates to the revised juvenile justice code.
- HB 2048 School district plan addressing child sexual abuse; establishing Erin's law.
- HB 2049 Increasing criminal penalties for crimes committed against a law enforcement officer; the law enforcement protection act.
- HB 2084 Allowing for sharing data and information between state agencies and Kansas sentencing commission.
- HB 2085 Modifying postrelease supervision for sexually violent offenders.
- HB 2086 Amending the requirements for offender registration.
- HB 2087 Authorizing use of certified drug abuse treatment programs for certain crimes.
- HB 2088 Allow use of certified drug abuse treatment program for drug severity level 4 crimes.
- HB 2089 Amending the criminal penalties for unlawfully tampering with electronic monitoring equipment.
- HB 2090 Repealing special sentencing rule for third-time possession of a controlled substance.
- HB 2091 Requiring parental notification when immunity from criminal prosecution is invoked for a minor in possession of alcohol.
- HB 2092 Increasing loss thresholds for certain property crimes.
- HB 2093 Allowing certain juvenile adjudications to decay from criminal history.
- HB 2116 Amendments to the Kansas standard asset seizure and forfeiture act.
- HB 2222 Expanding mandatory reporters of child abuse.
- HB 2243 Authorizing school security officers to use certain types of emergency safety interventions.
- HB 2262 Adding employees of the department of corrections to the definition of law enforcement officer regarding requests for law enforcement assistance from another jurisdiction.
- HB 2263 Authorizing the secretary of corrections to sell products to contractors and vendors of government entities.
- HB 2264 Allowing juveniles who commit a crime using a firearm to be sentenced to placement in a juvenile correctional facility.
- Sub HB2264 Substitute for HB 2264 by Committee on Corrections and Juvenile Justice - Clarifying criminal sentencing for certain persons subject to a mandatory minimum term of imprisonment.
- HB 2265 Amending the definition of a federal law enforcement officer.
- HB 2271 Clarifying the criminal sentencing statute for a person with intellectual disability who is convicted of capital murder.
- HB 2284 Changing age ranges for crimes of unlawful possession of a visual depiction of a child and unlawful transmission of a visual depiction of a child.
- HB 2290 Changing the age range for unlawful voluntary sexual relations.
- HB 2291 Providing for transfer of inmates in the custody of the secretary of corrections to custody of the sheriff for admission to a state psychiatric hospital.
- HB 2292 Allowing felons to dispense alcohol in connection with employment.
- HB 2338 Making comment sessions of the prison review board private.

- HB 2352 Limiting admissibility of impeachment evidence.
- HB 2534 Defining exhibition of speed or acceleration offense.
- HB 2535 Changing the number of days within which a criminal defendant shall be brought to trial from 150 to 90.
- HB 2565 Removing drug offenders from the list of offenders required to register pursuant to the Kansas offender registration act.
- HB 2566 Making the criminal penalty for possession of THC equal to the criminal penalty of possession of marijuana.
- HB 2567 Amending criminal code rules for determination of an offender's criminal history classification.
- HB 2568 Increasing loss thresholds for felony property crimes.
- HB 2603 Providing that the service of postrelease supervision period shall not toll except as otherwise provided by law.
- HB 2648 Including federal law enforcement officers in assault and battery against a law enforcement officer.
- HB 2713 Requiring the attorney general to contract for continuing education for bail enforcement agents.
- HB 2717 Changing house arrest to electronic monitoring and requiring the secretary of corrections to create a system of alternative incarceration credit.
- HB 2738 Changing criminal penalties for sexual conduct between minors.
- HB 2739 Changing the requirements for juvenile offenders required to register for sex offenses to match the requirement for adults.
- Sub HB2739 Substitute for HB 2739 by Committee on Corrections and Juvenile Justice - Including relations between law enforcement and those interacting with law enforcement in the crime of unlawful sexual relations; increasing criminal penalty for lewd and lascivious behavior.

Education

- HB 2078 Authorizing the reduction or elimination of property tax exemption by a school district.
- HB 2164 Adding an additional member to the board of trustees of Cowley county community college.
- HB 2165 Development and implementation of ethnic studies in schools.
- HB 2204 Authorizing the governing body of technical colleges to levy a property tax and issue bonds for capital outlay purposes.
- HB 2212 Reauthorizing the Postsecondary Technical Education Authority until 2022.
- HB 2213 Reauthorizing the fee schedule in the Kansas private and out-of-state postsecondary educational institution act.
- HB 2252 Amending the tax credit for low income students scholarship program act.
- HB 2484 Provision of assistive technology, sign language and Braille services for students with a disability.
- HB 2485 Requiring transportation of certain students when no safe pedestrian route is available.
- HB 2540 Authorizing participation by certain students in activities regulated by the Kansas state high school activities association.
- HB 2541 Amendments to the Kansas National Guard educational assistance act.
- HB 2542 Modifying certain fees and removing the fee sunset in the Kansas postsecondary educational institution act.
- HB 2578 Concerning school districts; relating to publication of bullying policies.
- Sub HB2602 Substitute for HB 2602 by the Committee on Education - Creating the legislative task force on dyslexia.
- HB 2613 Provision of assistive technology, sign language and Braille services for students with a disability.

- HB 2638 Disclosure of conditional financial donations to public postsecondary educational institutions.
- HB 2690 Creating the Kansas school financial transparency act.
- HB 2692 Requiring the provision of applied behavior analysis for students diagnosed with an autism spectrum disorder.
- HB 2723 Permitting residents to petition and vote for a transfer of school district territory; concerning requirements and procedure.

Elections

- H Sub for Sub SB8 House Substitute for Substitute for SB 8 by Committee on Elections – Counting advanced ballots mailed on date of election; election commissioners elected; candidate, treasurer, party committee and political committee report information; other.
- H Sub for SB57 House Substitute for SB 57 by the Committee on Elections-Qualifications for candidates seeking certain statewide offices.
- H Sub for SB264 House Substitute for SB264 by the Committee on Elections-Voters with disabilities; accommodating signature requirements; permanent advance voter status for any voter.
 - HB 2223 Campaign finance reports; \$500 fine per day for certain late reports.
- Sub HB2223 Substitute for HB 2223 by the Committee on Elections – Electronic filing of reports for a candidate for the state legislature and reports for lobbyists; increased penalties for late filing of reports.
 - HB 2224 Elections; recognition of political parties; petitions.
 - HB 2225 Advance voting permanent status.
 - HB 2256 Election offenses; electioneering crime changes.
 - HB 2303 Candidate for president; certain criteria to have name on the ballot.
 - HB 2310 Municipal election changes; bond law clarification; other changes.
 - HB 2333 Audits of election results; voting machine requirements; timing of the canvass.
 - HB 2334 Gubernatorial elections; independent candidate; petition requirements.
 - HB 2358 Elections; voter registration; voter identification; proof of citizenship deleted.
 - HB 2604 Secretary of state; posting precinct level election results; certain offices.

Energy, Utilities and Telecommunications

- HB 2061 Video competition act, definitions.
- HB 2166 Authorizing private entities to charge fees at electric vehicle charging stations.
- HB 2190 Electric utilities and the sale of renewable energy.
- HB 2518 Municipal energy agencies.
- HB 2536 Termination of retail electric service territory within city boundaries.
- HB 2601 State corporation commission reporting requirements and electric and gas rate increases.
- HB 2701 Establishing the statewide broadband expansion task force.
- HB 2702 Registration of meteorological evaluation towers.

Federal and State Affairs

- H Sub for SB70 House Substitute for SB 70 by Committee on Federal and State Affairs - Amendments to the Kansas amusement ride act.
- H Sub for SB86 House Substitute for SB 86 by Committee on Federal and State Affairs - Amendments to the Kansas amusement ride act.
- H Sub for SB307 House Substitute for SB 307 by Committee on Federal and State Affairs - Amendments to the Kansas amusement ride act.
 - HB 2024 Interstate compact on the agreement among the states to elect the president by national popular vote act.

- HB 2042 Concealed carry licensure amendments under the personal and family protection act.
- HB 2063 Requiring an opportunity for diversion in certain circumstances.
- HB 2072 Creating the Eisenhower preservation fund; registration fees.
- HB 2073 Changing the designation of columbus day to indigenous peoples day.
- HB 2074 Creating a permanent exemption for certain entities from the public buildings law under the personal and family protection act.
- HB 2075 Elections; voting procedures where proof of citizenship not provided.
- HB 2081 Public employer liability for public employees carrying a concealed handgun.
- HB 2102 Board of county commissioners; meetings.
- HB 2122 Creating the fair repair act.
- HB 2123 Amending the Kansas act against discrimination to include sexual orientation and gender identity.
- HB 2140 Authorizing the governor to enter into the great plains interstate fire compact.
- HB 2141 Alcoholic beverages; authorizing a manufacturer licensee to hold a drinking establishment license.
- HB 2145 Prohibiting the possession of a firearm by certain individuals.
- HB 2171 Student privacy and protection act.
- HB 2172 Relating to the recognition of marriages.
- HB 2173 Amendments to the Kansas expanded lottery act relating to racetrack gaming facilities.
- HB 2199 Authorizing the board of county commissioners of any county to regulate conservation easements on property located within the county.
- HB 2200 State agencies required to adopt policies and procedures to prohibit workplace bullying.
- HB 2201 Taxpayer empowerment, accountability and transparency in state contracting act.
- HB 2220 Prohibiting certain regulations concerning the carrying of concealed handguns at postsecondary educational institutions.
- HB 2273 Kansas no-call act; restrictions on use of automatic dialing-announcing devices.
- HB 2274 Authorizing the Kansas highway patrol to enter into a memorandum of agreement with the department of homeland security concerning enforcement of immigration laws.
- HB 2275 Prohibiting adoption of sanctuary policies by municipalities.
- HB 2276 Amending statutes concerning dangerous regulated animals.
- HB 2313 Kansas lottery; permit lottery ticket vending machines; repealing lottery sunset.
- HB 2339 Exemption from criminal possession of a silencer.
- HB 2343 Ensuring nondiscrimination of organ transplants on the basis of disability.
- HB 2366 Amending the beer and cereal malt beverage keg registration act to include hard cider.
- HB 2386 Authorizing sale of property by port authority at less than appraised value.
- HB 2389 Amendments to the Kansas amusement ride act.
- HB 2391 Concerning driving under the influence and other driving offenses; use of ignition interlock devices; expungement of convictions and diversions.
- HB 2397 Creating an unconscionable act or practice under the Kansas consumer protection act for people who engage in the unauthorized practice of law.
- HB 2398 Roads and highways; traffic control devices maintained by counties and townships.
- Sub HB2398 Substitute for HB 2398 by Committee on Federal and State Affairs - Roads and highways; traffic-control devices maintained by counties and townships.
- HB 2401 Prohibiting use of union dues for partisan or political purposes.

- HB 2404 Rehabilitation of abandoned property by cities.
- HB 2411 Alcoholic beverages; microbreweries; contract brewing.
- HB 2414 Standards for real estate appraisers.
- HB 2417 Authorizing state psychiatric institutions to prohibit the carrying of firearms in secured areas.
- HB 2423 Prohibiting the collection and sale of personal data by internet service providers.
- HB 2425 Adding household members to the list of mandatory reporters of child abuse or neglect.
- HB 2427 Adult care home licensure and background check amendments.
- Sub HB2427 Substitute for HB 2427 by Committee on Federal and State Affairs - Amendments regarding the licensure, employment and background checks for employees of adult care homes, home health aides and providers of disability services.
- HB 2460 Firearm safety education programs in public schools.
- HB 2470 Alcoholic beverages; microbreweries; contract brewing.
- HB 2475 Authorizing the on-premises sale by microbreweries of certain large containers of beer for off-premises consumption and providing labeling requirements for such containers.
- HB 2476 Including alcoholic candy and other confectionary products to the definition of alcoholic liquor.
- HB 2516 Providing immunity from civil liability for damage to a motor vehicle related to the rescue of a person or animal.
- HB 2533 Kansas expanded lottery act; providing that sports gaming be solely operated and managed by racetrack gaming facilities.
- HB 2545 Amending the Kansas expanded lottery act regarding racetrack gaming facilities.
- Sub HB2545 Substitute for HB 2545 by Committee on Federal and State Affairs - Amendments to the Kansas expanded lottery act and Kansas parimutuel racing act.
- HB 2562 Creating the Kansas transparency act.
- HB 2587 Requiring the department for children and families to respond to reports of juveniles with problem sexual behavior.
- HB 2598 Relating to the unlawful use of names derived from public records.
- HB 2645 Changing district magistrate judge position assignments in the 4th judicial district.
- HB 2650 Designating the state rock as limestone, the state mineral as galena, and the state gemstone as jelinite amber.
- HB 2651 Requiring counties to approve the establishment of a poultry production or poultry slaughter facility and establishing the procedures therefor.
- HB 2652 Requiring counties to approve the establishment of a poultry confinement facility and establishing the procedures therefor.
- HB 2667 Repealing prohibitions and restrictions on insurance coverage for abortion services.
- HB 2676 Failure of community service providers to comply with developmental disability reform act.
- HB 2677 Repeal of prohibition on use of state appropriated moneys to lobby relating to gun control.
- HB 2718 Alcoholic beverages; providing fee waivers for microbrewery licensees using certain percentages of Kansas-grown products in the production of beer and hard cider.
- HB 2719 Amending the definition of "service-connected" for the KP&F retirement system.

- HB 2720 Providing increased maximum retirement benefit for KP&F members.
- HB 2731 Alcoholic beverages; authorizing a manufacturer licensee to hold a drinking establishment license.
- HB 2750 Exempting certain rides from the Kansas amusement ride act.
- HB 2751 Establishing the office of the child advocate for children's protection and services within the Kansas department of administration.
- HB 2752 Creating the Kansas sports wagering act.
- HB 2754 Establishing a guardianship assistance program.
- HB 2760 Creating a special sentencing rule to provide presumptive imprisonment for violation of criminal possession of a firearm by a convicted felon.
- HB 2765 Enacting the elevator safety act.
- HB 2766 Alcoholic beverages; authorizing self-service beer dispensers.
- Sub HB2766 Substitute for House Bill No. 2766 by Committee on Federal and State Affairs- Authorizing self-service of beer from automated devices.
- HB 2777 Enacting the human trafficking and child exploitation prevention act.
- HB 2778 Concerning restrictions of state contracts with businesses engaged in anti-Israel boycotts.
- HB 2786 Creating the injection well safety advisory task force.
- HB 2789 Creating the Kansas staff as first emergency responders (SAFER) act.
- HB 2792 Creating the Kansas sports wagering act.
- HB 2793 Authorizing sports wagering under the Kansas expanded lottery act.
- HCR 5003 Urging congress to propose the regulation freedom amendment to the United States constitution.
- HCR 5004 Constitutional amendment granting counties home rule powers.
- HCR 5005 Making application to the U.S. congress to call a convention of the states.
- HCR 5006 Constitutional amendment repealing section 16 of article 15; relating to marriage.

Financial Institutions and Pensions

- H Sub for SB21 House Substitute for SB 21 by Committee on Financial Institutions and Pensions - Sunsetting and collapsing special exemptions and modifying certain other working after retirement provisions.
- HB 2110 Requiring nonresident trust entity applicants to prove that their home state authorizes Kansas trust entities.
- HB 2111 Death benefits for certain KP&F surviving spouses.
- HB 2266 Allowing retirants who retire from two plans under KPERS to receive an additional lump-sum death benefit.
- HB 2267 Amending requirements for certain consumer loan transactions.
- HB 2268 Extending the sunset date on certain working after retirement exemptions.
- HB 2289 Allowing certain time away from work or normal duties to be credited as participating service under KPERS and KP&F.
- HB 2351 Prohibiting state contracts with companies that are engaged in an anti-Israeli boycott.
- HB 2594 Permitting local eligible employers to affiliate with KP&F with regard to coverage of certain local corrections employees.

General Government Budget

- HB 2129 Relating to an exception to department of administration energy audit requirements.
- HB 2130 Relating to department of administration regulations on contracts and purchase orders.
- HB 2349 Recreating the Kansas arts commission as a separate commission.

HB 2634 Providing for payroll deductions for indemnity insurance.

Government, Technology and Security

H Sub for SB56 House Substitute for SB 56 by Committee on Government, Technology and Security - Creating the Kansas cybersecurity act and revising membership of the information technology executive council.

HB 2331 Enacting the Kansas cybersecurity act.

Sub HB2331 Enacting the representative Jim Morrison cybersecurity act and establishing the Kansas information technology enterprise.

HB 2332 Relating to disclosure of electronic communications and electronically stored data.

Sub HB2332 Substitute for HB 2332 by Committee on Government, Technology and Security - Revisions to membership of the information technology executive council.

HB 2359 Creating the Kansas information technology enterprise agency.

Sub HB2359 Substitute for HB 2359 by Committee on Government, Technology and Security - Enacting the Kansas cybersecurity act for executive branch agencies.

HB 2556 Establishing the statewide interoperability council.

Sub HB2556 Substitute for HB 2556 by Committee on Government, Technology and Security - Establishing the state interoperability advisory committee.

HB 2560 Enacting the Kansas cybersecurity act.

Sub HB2560 Substitute for HB 2560 by Committee on Government, Technology and Security - Enacting the Kansas cybersecurity act.

HB 2617 Interstate voter crosscheck program; electronic registration information center.

Health and Human Services

H Sub for SB51 House Substitute for SB 51 by Committee on Health and Human Services - Scheduling of controlled substance analog and controlled substances.

H Sub for SB52 House Substitute for SB 52 by Committee on Health and Human Services - Filling and refilling prescriptions.

HB 2025 Assistant attorneys general for the board of nursing.

HB 2026 Board of nursing reinstatement of revoked license.

HB 2027 Healing arts concerning anatomic pathology billing.

HB 2028 Mental health technician's licensure act amendments.

HB 2029 Regulation of cannabidiol investigational products.

HB 2030 Pharmacist, pharmacy student or intern, administration of any vaccine to a person six years of age or older.

HB 2031 Establishing the advisory council on palliative care and quality of life and palliative care education program.

HB 2044 Clubhouse community-based psychosocial rehabilitation program.

HB 2045 Institutional licenses under the healing arts act.

HB 2046 Anesthesiologist assistant licensure act.

HB 2047 Transfer of the office of inspector general to the office of the attorney general.

HB 2055 Pharmacy act amendments.

HB 2064 Establishing the KanCare bridge to a healthy Kansas program.

HB 2065 Assessments on hospitals and health maintenance organizations.

HB 2106 License renewal of treatment centers.

HB 2107 Inclusion of biological products in the pharmacy act of the state of Kansas.

HB 2119 Establishing non-covered services for dental benefits under health insurance.

HB 2120 Kansas death with dignity act.

HB 2121 Reporting the administration of vaccines to the state registry.

- HB 2124 Medical student loan agreements for psychiatry.
HB 2139 Licensure of dental therapists.
HB 2149 Creating the social work examining committee.
HB 2150 Prohibiting the carrying of concealed firearms in certain buildings.
HB 2151 Establishing restrictions on health insurance use of step therapy protocols.
HB 2152 Authorizing hemp treatments for certain medical conditions.
HB 2169 KanCare process and contract requirements.
HB 2195 Powers, duties and functions of the board of examiners in fitting and dispensing of hearing instruments transferred to secretary for aging and disability services.
HB 2205 Vaccinations for meningitis required.
HB 2206 Relating to telemedicine.
HB 2217 Standards governing the use and administration of emergency opioid antagonists.
HB 2218 Amending the school sports head injury prevention act.
HB 2219 Relating to diabetes information reporting.
HB 2244 Establishing the maternal mortality review committee.
HB 2253 Requiring scoliosis screening for every student enrolled in a school district or accredited nonpublic school.
HB 2254 Relating to the practice of telehealth.
HB 2255 Establishing certain requirements relating to health benefit plans that offer dental services.
HB 2285 Reimbursement to eligible providers for medicaid ground emergency medical transportation services.
HB 2294 Requiring targeted case management for recipients of home and community based services.
HB 2295 Requiring that closed captioning be enabled on televisions in public areas of places of public accommodation.
HB 2296 Merging the Kansas board of barbering and the Kansas state board of cosmetology into the Kansas board of barbering, cosmetology and body art.
HB 2297 Pertaining to training requirements for certified nurse aides providing care in adult care homes.
HB 2298 Increasing fee caps for the Kansas board of barbering.
HB 2299 Establishing an independent home and community based services ombudsman.
HB 2300 Enacting the Rx transparency act.
HB 2348 Kansas safe access act; use of cannabis for medical conditions.
HB 2471 Physical therapy licensure compact.
HB 2472 Relating to organ donation, amending the uniform anatomical gift act.
HB 2495 Compliance by community service providers with developmental disabilities reform act.
HB 2496 Enacting the nurse licensure compact.
HB 2501 Establishing the health occupations credentialing fee fund.
HB 2507 Prohibiting substantial change to the Kansas medical assistance program without prior legislative approval.
HB 2512 Establishing the Kansas telemedicine act.
HB 2549 Determinations of competency, commitment for treatment and state hospitals catchment areas.
HB 2557 Massage therapist licensure act.
HB 2573 Providing for study and investigation of maternal deaths by the secretary of health and environment.
HB 2574 Requiring mandatory enrollment of certain prescribers in the prescription monitoring program and regulating access to its database.
HB 2575 Enacting the patient right to shop act.

- HB 2589 Amendments to the independent practice of midwifery act.
- HB 2590 Review of state long-term care ombudsman program and activities and access to certain records.
- HB 2591 Revised program for the administration and provision of state medical services under the Kansas medical assistance program.
- HB 2600 Increasing the fees assessed by KDHE for certain radiation protection services.
- HB 2611 Secretary of health and environment to review behavior crisis response in Kansas and make a report of findings and recommendations.
- HB 2662 Increasing the fees for Kansas board of barbering licenses and examinations.
- HB 2663 Enacting the KanCare/Medicaid ombudsman act.
- HB 2664 Establishing the social work mobility and workforce development task force.
- HB 2721 Certificate of authorization for a business entity to practice of medicine.
- HCR 5010 A concurrent resolution opposing physician assisted suicide.

Higher Education Budget

- HB 2305 Exempting Cleveland university-Kansas City from the Kansas private and out-of-state postsecondary educational institution act.
- HB 2643 Modifying postsecondary tuition and fees for aliens to offset moneys used for the Kansas foster child educational assistance act.
- HB 2644 Budget process; exempting postsecondary educational institutions from the program service inventory, integrated budget fiscal process and performance-based budgeting system if such institution has implemented performance agreements.

Insurance

- HB 2043 Amending certain financial examination requirements.
- HB 2067 Amending the uniform insurance agents licensing act to require fingerprinting of applicants for a resident insurance agent license.
- HB 2103 Providing insurance coverage for amino acid-based elemental formula.
- Sub HB2103 Substitute for HB 2103 by Committee on Insurance – Requiring insurance coverage for amino acid-based elemental formula in the state health care benefits program and requiring the state employees health care commission to submit a report to the legislature.
- HB 2104 Motor vehicle liability insurance; amending uninsured motorist coverage provision requirements and increasing the minimum policy limit for bodily injury.
- HB 2118 Providing liability exceptions and inactive provider coverage limits under the health care provider insurance availability act and exempting certain licensed providers from the act.
- HB 2233 Amending the definition of service contract to include certain motor vehicle-related contracts, exempting such contracts from regulation as insurance.
- HB 2469 Exempting certain claims handling operations from certain local ordinances and restrictions during an emergency or catastrophe.
- HB 2487 Authorizing the commissioner of insurance to provide for certain modifications of an employer's premium rates under a workers compensation insurance policy.
- HB 2499 Repealing a provision in the uniform insurance agents licensing act concerning automatic certification of certain insurance agents.

Judiciary

- H Sub for SB40 House Substitute for SB 40 by Committee on Judiciary - Amending human trafficking and related crimes; creating certain new crimes; requiring training

- for commercial driver's license applicants; addressing offender registration, expungement of juvenile adjudications and victim compensation.
- H Sub SB101 House Substitute for SB 101 by Committee on Judiciary - Amending the protection from abuse act and protection from stalking act to establish the protection from stalking and sexual assault act; providing exceptions to the parental notification requirement when a sexual assault evidence collection examination of a minor has taken place; authorizing certain claims for compensation through the crime victims compensation board.
- H Sub for SB120 House Substitute for SB 120 by Committee on Judiciary - Updating the code of civil procedure.
- H Sub for SB179 House Substitute for SB 179 by Committee on Judiciary - Creating juvenile crisis intervention centers.
- H Sub for SB336 House Substitute for SB 336 by Committee on Judiciary - Extending open records exceptions and requiring release of certain records by the secretary for children and families.
- H Sub for SB374 House Substitute for SB 374 by Committee on Judiciary - Amendments related to driving under the influence, including testing, administrative penalties and criminal penalties.
- HB 2033 Authorizing certain claims for compensation through the crime victims compensation board.
- HB 2034 Amending the crime of aggravated battery, concerning strangulation.
- HB 2035 Clarifying the subject matter of criminal post-trial motions for correction of sentence.
- HB 2041 Extending the judicial branch surcharge fund, relating to court fees and costs.
- HB 2053 Requiring defendants to pay for the cost of collection in domestic cases.
- HB 2054 Allowing agents and contractors of public officials to access records from the department of labor.
- HB 2069 Amending the definition of 'conviction' for applicant qualification under the Kansas law enforcement training act.
- HB 2070 Creating an exemption to the Kansas open records act for the central registry of Kansas police and law enforcement officers.
- HB 2071 Sentencing for domestic battery.
- HB 2077 Limiting civil liability for certain persons performing inspection, installation or adjustment of a child safety seat or providing education regarding the installation or adjustment of a child safety seat.
- HB 2101 Abolishing common-law marriage.
- HB 2125 Amending the Kansas general corporation code to include public benefit corporations.
- HB 2126 Relating to the mediation or arbitration of trust provisions.
- HB 2127 Transfer-on-death deeds; lapsing or vesting of ownership in grantee beneficiary.
- HB 2128 Allowing the governor's domestic violence fatality review board to recess for a closed or executive session.
- HB 2153 Fee agencies, moneys transferred to the state general fund; notification to persons paying fees that moneys have been transferred.
- HB 2176 Providing exceptions to the parental notification requirement when a sexual assault evidence collection examination of a minor has taken place.
- HB 2186 Enacting the uniform arbitration act of 2000.
- HB 2197 Creating an exception to the Kansas open records act for juror lists.
- HB 2198 Adding domestic battery and stalking to the list of offenses for which the Kansas bureau of investigation may collect biological samples.
- HB 2214 Placing restrictions on adult sex offenders who were convicted of a sex offense involving a minor.

- HB 2215 Removing opposite sex requirement for unlawful voluntary sexual relations.
- HB 2216 Removing sodomy between consenting members of the same sex from criminal sodomy.
- HB 2234 Setting a time in which infectious disease testing of certain offenders must take place.
- HB 2239 Allowing cities and counties to opt out of the scrap metal theft reduction act.
- HB 2240 Enacting the crisis intervention act.
- HB 2258 Prohibiting mental examination of victim of sex offense.
- HB 2259 Allowing hearsay at preliminary hearings.
- HB 2260 Allowing probation revocation without graduated sanctions for persons on probation due to downward departure.
- HB 2301 Legislative review of exceptions to disclosure of public records.
- HB 2302 Relating to the custody and disposition of cruelly treated animals.
- HB 2306 Amending provisions concerning annual examinations, transitional release and conditional release of sexually violent predators.
- HB 2320 Clarifying who receives notice of request for disclosure of warrants.
- HB 2321 Amending citizen grand jury petition sufficiency and right to appeal.
- HB 2335 Removing limitation on punitive damages and sending a portion of award to the state general fund.
- HB 2336 Application of collateral source payments.
- HB 2337 Amending the Kansas false claims act, concerning medicaid-related fraud and abuse.
- HB 2350 Clarifying method for calculating the spousal elective share.
- HB 2457 Enacting the asbestos trust claims transparency act.
- HB 2458 Adding violations of the act for obtaining a guardian or conservator, or both, to the crimes of mistreatment of a dependent adult and mistreatment of an elder person, changing the felony loss thresholds and adding the crimes to the inherently dangerous felonies list.
- HB 2459 Amending the Kansas standard asset seizure and forfeiture act and establishing the Kansas asset seizure and forfeiture repository.
- HB 2474 Removing the requirement for district courts to mail marriage certificate information to the secretary of health and environment.
- HB 2479 Allowing criminal cases to be stayed during state appeal of writ of habeas corpus relief.
- HB 2480 Changing the definition of "misdemeanor crime of domestic violence" in the Kansas law enforcement training act.
- HB 2481 Updating the Kansas adoption and relinquishment act.
- HB 2497 Granting immunity from civil liability to the person who files a grand jury petition.
- HB 2522 Repealing the self-defense immunity.
- HB 2523 Amending qualifications for office of sheriff.
- HB 2524 Allowing petitions for a protection from abuse order to include a request for transfer of rights to a wireless telephone number.
- HB 2550 Removing caps on damages in wrongful death actions except those against certain healthcare providers.
- HB 2579 Providing compensation for a person who was wrongfully convicted and imprisoned.
- HB 2580 Eliminating consumer reporting agencies' authority to charge certain fees related to consumer report security freezes.
- HB 2588 Requiring courts to set aside forfeiture of appearance bond when the surety can show the defendant has died or has been expelled from the country.
- HB 2610 Amending the residential landlord and tenant act to allow termination of rental agreement due to clear and present danger.

- HB 2612 Prohibiting the wearing of hoods or masks to conceal a person's identity.
- HB 2625 Establishing confidentiality of records contained in the central registry of all Kansas police officers and law enforcement officers.
- HB 2630 Adding protecting children from witnessing abuse to the list of factors the court considers when determining custody, residency or parenting time.
- HB 2631 Clarifying when reports of abuse, neglect or exploitation shall be sent to both the department for children and families and the appropriate law enforcement agency.
- HB 2705 Clarifying that peer review privilege does not apply to factual information.
- HB 2706 Allowing child advocacy centers to conduct sexual assault examinations.
- HB 2707 Moving the registration for charitable organizations from the secretary of state to the attorney general.
- HB 2708 Providing a procedure for the attorney general to enter into diversion agreements.
- HB 2709 Amending penalties for lewd and lascivious behavior.
- HB 2724 Making possession of a controlled substance a class A misdemeanor and making associated changes throughout the criminal code.
- HB 2725 Clarifying what is considered the unauthorized practice of law in matters before the state board of tax appeals.
- HB 2728 Release of information after the fatality of child in need of care caused by abuse or neglect.
- HB 2734 Making changes to the Kansas sexually violent predator program.
- HB 2735 Exempting juvenile adjudications for certain misdemeanors from the crimes that disqualify child care facilities.
- HB 2736 Providing for immunity from criminal protection for possession of controlled substance of drug paraphernalia if seeking assistance with drug overdose.
- HB 2737 Mandatory expungement of records following an acquittal at trial.

K-12 Education Budget

- HB 2142 Establishing a unified school district employee health care benefits program.
- HB 2143 Requiring school districts to procure specific spend categories through the department of education.
- HB 2242 Enacting the classroom-based funding act.
- HB 2270 Creating the education finance act.
- HB 2288 Requiring school districts use generally accepted accounting principles.
- HB 2344 Requiring the adoption of a local foundation budget by each school district and the levying of a property tax for the financing thereof.
- HB 2345 Authorizing school districts to adopt a local activities budget and levy property taxes for the finance thereof.
- HB 2346 Administration of school district finance by the state board of education.
- HB 2347 Creating the school district finance and student success act.
- Sub HB2410 Substitute for HB 2410 by Committee on K-12 Education Budget - Creating the Kansas school equity and enhancement act.
- HB 2635 Amendments to the Kansas school equity and enhancement act; relating to the BASE aid, certain weightings and other school finance provisions.
- HB 2636 Repealing the statutory limit on state board of education approval of school district bond issuances.
- HB 2697 Amending the transportation weighting calculation.

Local Government

- HB 2094 Municipalities; contracts with other municipalities.
- HB 2137 Cities and counties; governing body members, certain volunteer activities.

- HB 2138 State fire marshal; school lockdowns; rules and regulations.
- HB 2210 Elections; political or temporary signs; city and county restrictions.
- HB 2211 Limiting campaign contributions to governor and lieutenant governor after second term inauguration.
- HB 2247 Authorizing legal publications on internet websites.
- HB 2248 Homeowners associations subject to consumer protection act.
- HB 2277 Alcoholic liquor; common consumption areas; cities and counties.
- Sub HB2277 Substitute for HB No. 2277 by Committee on Local Government – Alcoholic liquor; common consumption areas; cities and counties.
- HB 2505 Cities; when mayor is considered part of the governing body for voting purposes.
- HB 2506 Rehabilitation of abandoned property by cities.
- HB 2597 Sedgwick county designated an urban area.
- HB 2626 Tax lid exemption when taxing entity abolished and duties assumed by a city or county.
- HB 2627 Elections; political advertising; political signs; city and county regulations.
- HB 2628 Certain airport authorities; dissolution procedures.
- HB 2629 Homeowners associations subject to consumer protection act; annual registration; fee.

Taxation

- HB 2023 Determination of Kansas adjusted gross income; sunseting certain modifications.
- HB 2082 Property tax lid; cities and counties; repealed.
- HB 2083 Allowing counties to deny registration of a motor vehicle for unpaid real property taxes.
- HB 2105 Oil and gas property statement of assessment, due date for filing.
- HB 2112 Expanding medicaid coverage for military veterans.
- HB 2146 Property tax exemption for certain property used for educational or scientific purposes.
- HB 2162 Sales taxation; time for payment by retailers.
- HB 2177 Concerning sales and compensating use tax; origin sourcing.
- HB 2178 Concerning income tax; rates; itemized deduction for certain medical expenses.
- Sub HB2178 Substitute for HB 2178 - Concerning income taxation; relating to determination of Kansas adjusted gross income, rates, itemized deductions.
- HB 2227 Property tax levy for the Kansas educational building fund.
- HB 2228 Allowing property tax exemption on certain property without order of the board of tax appeals.
- HB 2229 Classification and taxation of certain oil and gas equipment and materials.
- HB 2230 Allowing a board of county commissioners to exempt certain property located in a federal enclave.
- Sub HB2230 Substitute for HB 2230 by Committee on Taxation - Concerning property tax exemption for certain property owned by a redevelopment authority within a former federal enclave.
- HB 2231 Increasing rates of tax of cigarettes and tobacco products; establishing the cigarette and tobacco products cessation fund.
- HB 2235 Concerning Kansas sales and compensating use tax, administration and reporting requirements.
- HB 2237 Concerning taxation; relating to income tax, rates, determination of income, tax credits; motor fuels tax, rates, trip permits, distribution; sales and compensating use tax, food and food ingredients.
- HB 2238 Sales tax exemption, farm production machinery and equipment.

- HB 2250 Relating to Taxation; income tax and non-wage business income; sales and compensating use tax, rate on food and food ingredients; establishing the food sales tax reduction fund.
- HB 2283 Providing for state income taxation of retirement contributions by certain employees of the state board of regents.
- HB 2286 Income tax on corporations; increasing rate of normal tax to 5%.
- HB 2287 Expanding the Kansas itemized deduction.
- HB 2314 Authorizing use of ad valorem taxes to pay for capital improvements within a redevelopment district encompassing a federal enclave; authorizing issuance of bonds.
- HB 2315 Income tax, rates, modifications, credits; cigarettes and tobacco products, rates; alcoholic beverages, liquor enforcement, rates; business entities, filing fees.
- HB 2325 Enacting the fair share act.
- HB 2341 Adding Cowley county to the list of rural opportunity zones.
- HB 2342 Permitting injured workers to choose their health care providers.
- HB 2367 Concerning valuation of property for taxation; duties of county appraiser; appeals.
- HB 2368 Allowing a deduction for business entities that create new jobs.
- HB 2369 Reducing the sales and compensating use tax rate of food and food ingredients.
- HB 2370 Concerning income taxation; relating to determination of Kansas adjusted gross income, rates, itemized deductions.
- HB 2371 Income tax credit for expenses paid for household and dependent care services necessary for gainful employment.
- HB 2372 Providing homestead property tax refunds for renters.
- HB 2373 Enacting the food sales tax refund and sunsetting the tax credit for food purchased in this state.
- HB 2374 Expanding the tax credit for low income students scholarship program.
- HB 2376 Property tax lid; requiring cities and counties to publish notice of budget increase; election requirements.
- HB 2377 Repealing the nonwage business income deduction.
- HB 2378 Concerning income taxation; relating to determination of Kansas adjusted gross income, rates, itemized deductions.
- HB 2380 Sales tax authority for Marion county for property tax relief, economic development and infrastructure projects.
- HB 2381 Providing a sales tax exemption for the land institute.
- HB 2382 Providing for a \$.11 increase in motor fuel taxes; trip permits; distribution of revenues.
- HB 2384 Imposing sales tax on certain services.
- HB 2385 Providing for a 3.9% tax rate for all individuals and repealing future formulaic rate cuts.
- HB 2387 Sales tax exemption for certain property destroyed by wildfires in 2017.
- HB 2390 Taxing sales of certain gym memberships.
- HB 2395 Providing for a 5% rate on all income over \$10,000 for individuals and \$20,000 for persons married filing joint returns.
- Sub HB2395 Substitute for HB2395 by Committee on Taxation - Concerning taxation; income tax rates, determination of Kansas adjusted gross income and deductions; sales and use tax, rate on sales of food and food ingredients.
- HB 2396 Allowing a tax credit for certain medical professionals who establish domicile in a rural opportunity zone.
- HB 2399 Providing a tax credit for certain child and dependent care expenses.
- HB 2400 Requiring certain remote sellers to collect Kansas sales tax.
- HB 2406 Repealing property tax exemption for certain pipeline property.

- HB 2408 Requiring people with access to federal tax information to be fingerprinted.
- HB 2415 Making parts of the scrap metal theft reduction act unenforceable until January 1, 2019.
- HB 2416 Income tax credit for certain purchases of goods and services by a taxpayer from qualified vendors that provide employment to individuals who are blind or severely disabled.
- HB 2420 Concerning taxation; income tax, determination of Kansas adjusted gross income, rates, itemized deductions; sales and compensating use tax, rates food and food ingredients.
- HB 2421 Enacting a sales tax exemption for sales of currency, certain coins or bullion.
- HB 2422 Providing for a sales tax exemption for the make-a-wish foundation of Kansas.
- HB 2424 Property tax lid; exception for certain employee benefits.
- HB 2428 Repealing certain sales tax exemptions.
- HB 2431 Taxation; relating to income tax, rates, credits, itemized deductions and determination of Kansas adjusted gross income; sales and use tax, rate, food and food ingredients; property tax, homestead refunds; motor fuels tax rate; cigarettes, rate of tax.
- HB 2432 Concerning taxation; relating to income tax rates, credits, deductions and determination of Kansas adjusted gross income.
- HB 2433 Concerning income tax, relating to credits, rates, determination of Kansas gross income and itemized deductions for qualified medical expenses.
- HB 2434 Concerning income tax; relating to rates, credits, deductions and determination of Kansas adjusted gross income.
- HB 2488 Removing alcohol as special fuel under the motor-fuel tax law.
- HB 2489 Apportionment of corporate income under the multistate tax compact; election.
- HB 2490 Defining durable medical equipment under the Kansas retailers sales tax act.
- HB 2491 Sales tax; installation of appliances and electronic products.
- HB 2492 Sales tax authority for Thomas county.
- HB 2493 Giving the director of taxation subpoena power for sales tax investigations.
- HB 2500 Sales tax exemption for friends of hospice of Jefferson county.
- HB 2527 Creating the crime of unlawful acts involving automated sales suppression devices.
- HB 2537 Redevelopment authorities; Johnson and Labette counties.
- HB 2569 Concerning income taxation; doubling the standard deduction for tax year 2018 and all tax years thereafter.
- Sub HB2572 Substitute for HB 2572 by Committee on Taxation - Requiring the department of commerce to create a database of economic development incentive program information.
- HB 2584 Property taxation; distribution of taxes paid under protest.
- HB 2585 Sales of motor vehicles sourced to address of purchaser.
- HB 2593 Sales tax exemption for friends of JCDS, inc.
- HB 2607 Providing a sales tax exemption to Stafford county economic development, inc.
- HB 2670 Requiring certain information on protested or exempt property taxes be provided to local units of government.
- HB 2671 Providing a sales tax exemption for midland care connection, inc.
- HB 2674 Establishing the Kansas telemedicine act.
- HB 2740 Increasing the statewide property tax levy for schools.
- HB 2748 Decreasing the sales and use tax rate on food and food ingredients.
- HB 2749 Sales tax authority for Jackson county.
- HB 2753 Review of tax credits, tax exemptions and economic development programs.
- HB 2755 Property tax lid exception for cities and counties that assume duties of abolished entity.

- HB 2756 Concerning sales and use tax; remote retailers; nexus; marketplace facilitators; digital products.
- HB 2757 Due process for terminating teachers' contracts.
- HB 2758 Publication of school district bullying policies.
- HB 2761 Allowing an individual to itemize deductions in Kansas despite not itemizing on their federal return.
- HB 2762 Exempting mechanical amusement devices from sales tax, providing for use of a tax stamp.
- HB 2763 Sales tax exemption for the Ronald McDonald house charities of Wichita, inc.
- HB 2769 Creating the gun safety red flag act.
- HB 2770 Sales tax exemption for the Ellis county historical society.
- HB 2774 Designating the employees of certain charitable organizations as eligible to participate in the state health care benefits program.
- HB 2776 Providing an income tax credit for contributions to the Eisenhower foundation.
- HB 2779 Enacting the senior citizen property tax deferral act.
- HB 2780 Requiring the county to pay costs associated with certain property tax appeals.
- HB 2781 Secretary of State; interstate voter registration crosscheck program; creating the interstate voter registration crosscheck fund.
- HB 2782 Disposition of seized firearms by law enforcement agencies.
- HB 2783 Providing a sales tax exemption for kids need to eat, inc.
- HB 2788 Enacting income tax rates formulas.
- HB 2794 Treatment of certain foreign income for Kansas income tax purposes.
- HCR 5013 Urging Congress to regulate interstate commerce and allow states to collect sales tax from remote retailers.
- HCR 5029 Constitutional amendment to declare the power to appropriate funding for education is exclusively a legislative power and not subject to judicial review.

Transportation

- H Sub for SB391 House Substitute for SB 391 by Committee on Transportation - Establishing the joint legislative transportation vision task force for evaluation of the state highway fund and the state highway transportation system.
- HB 2040 Citations for overtaking and passing of school buses captured on camera.
- Sub HB2040 Substitute for HB 2040 by Committee on Transportation -Creating a negligent driving infraction and increasing penalties for subsequent violations of traffic regulation prohibiting the improper passing of a school bus.
- HB 2060 Increasing registration fees on electric and hybrid vehicles.
- HB 2076 Creating the seat belt safety fund and increasing the fine for adult seat belt violations.
- HB 2095 Providing a special vehicle permit for certain vehicle combinations.
- HB 2096 Operation of transit buses on certain right shoulders in Wyandotte County.
- HB 2148 Providing for an Autism awareness distinctive license plate.
- HB 2170 Allowing bicycles to be equipped with either a rear lamp or reflector.
- S Sub for HB2174 Senate Substitute for House Bill 2174 - Allowing persons with distinctive license plates to obtain a wheelchair emblem decal.
- HB 2188 Providing for increased penalties for right-of-way violations.
- HB 2194 Eliminating fees for certain motorcycle license applicants and allowing safety courses outside the state.
- Sub HB2194 Substitute for HB 2194 by Committee on Transportation - relating to motorcycles, approved safety training curriculum and location for safety courses.
- HB 2202 Drivers' licenses renewal period, test fees.
- HB 2203 Designating a segment of United States highway 75 as the SGT Eldon K Miller memorial highway.

- HB 2236 Required training for certain motor carrier drivers and transportation network company drivers.
- HB 2269 Increasing certificate of title fees on motor vehicles.
- HB 2281 Providing for the Kansas 4-H foundation distinctive license plate.
- HB 2486 Allowing golf carts to be driven on certain streets at night.
- HB 2511 Making commercial driver's licenses renewable every five years.
- HB 2531 Designating segments of Kansas and United States highways to members of the Kansas highway patrol killed in the line of duty.
- HB 2599 Special olympics Kansas license plate.
- HB 2605 Allowing motor vehicles to operate in a platoon.
- HB 2606 Renewal of drivers' licenses; vision requirements.
- HB 2632 Requiring an annual registration for escort vehicles.
- HB 2678 Providing for the choose life license plate.
- HB 2722 Expanding the use and location for work-site utility vehicles.

Transportation and Public Safety Budget

- HB 2463 Prohibiting the department of corrections from demolishing and constructing a correctional facility at Lansing until the legislature has approved the reissued request for proposal. Making null and void a provision that allows the department to construct a correctional facility.

Veterans and Military

- HB 2132 Adding employees of the Kansas commission on veterans affairs office to the list of safety sensitive positions for preemployment drug screening.
- Sub HB2147 Substitute for HB 2147 by Committee on Veterans & Military-Providing an income tax refund for certain Native American veterans.
- HB 2174 Amending the definition of disabled veteran for distinctive license plate eligibility.
- HB 2175 Requiring disclosure to veterans in certain materials concerning veterans' benefits.
- HB 2196 Concerning the veterans benefit lottery game; relating to disposition of profits; establishing funds for the veterans and national guard benefit lottery games.
- Sub HB2196 Substitute for HB 2196 by Committee on Veterans and Military - Relating to the veterans benefit lottery game and disposition of net profits, creating the veterans benefit lottery game fund and transferring moneys to veterans services programs.
- HB 2257 Providing for an armed services occupation medal license plate.
- Sub HB2257 Adding an armed services occupation medal decal for distinctive military license plates.
- HB 2464 Allowing military service members called to active duty to terminate certain contracts.
- HB 2465 Designating Kansas commission on veterans affairs office employees as safety sensitive positions subject to drug screening.
- HB 2543 Designating June 27 as post-traumatic stress injury awareness day.
- HB 2559 Allowing part-time national guard and reservist members an exemption from vehicle property tax.
- HB 2637 Enacting the Kansas veterans loan act and establishing the Kansas veterans loan act fee fund.

Water and Environment

- HB 2032 Increasing fees credited to the state water plan fund.
- HB 2066 Public wholesale water supply districts and highway right-of-way.

- HB 2079 Water district vehicle registration.
- HB 2080 Reinstatement of forfeited benefit units of rural water districts.
- HB 2189 Protecting surface owners' property rights.
- HB 2241 Creating the surface water protection fee and the irrigation water use fee and depositing such fees in the state water plan fund.
- HB 2272 Establishing the Kansas water collaborative to promote coordination among agencies on state water priorities.
- Sub HB2272 Substitute for HB 2272 by Committee on Water and Environment – Establishing the Kansas water authority science and research subcommittee.
- HB 2311 Maintenance requirements for streambank stabilization and water quality protection projects.
- HB 2312 Amending the administrative hearing process for the department of agriculture.
- HB 2452 Limiting the duration of certain conservation easements.
- HB 2513 Surface water protection fees.
- HB 2528 State water plan fund and the economic development initiatives fund.
- HB 2564 Authorizing the division of water resources to regulate the use of end guns on irrigation systems.
- HB 2576 Kansas asbestos control program and the air quality fee fund.
- HB 2577 Emergency responders and creating the Kansas right-to-know fee fund.
- HB 2640 Requiring the state corporation commission to provide for public comment concerning regional transmission organizations.
- HB 2641 Providing disposal limits for fluids produced from oil and gas operations to reduce induced seismic activity.
- HB 2665 Establishing a Kansas water law study commission.
- HB 2691 Modifying notification requirements for the division of water resources regarding multi-year flex accounts and water right applications.
- HB 2726 Establishing the non-corn irrigation grant program and the low-water-use crop grant program and authorizing the Kansas water office to issue bonds for the purpose of providing funding to such programs.
- HB 2727 Requiring contracts for the sale of real estate to provide notice of mineral, oil and gas interests.
- HB 2730 Requiring the division of water resources of the department of agriculture to study and report on the impact of the use of groundwater on streamflow impairments.
- HB 2732 Authorizing the division of conservation of the department of agriculture to create and administer water banks.
- HB 2733 Kansas water appropriation act and water rights for sand and gravel pits.
- HCR 5008 Proposition to amend article 11 of the constitution of the state of Kansas concerning the state water plan fund.

State Legislature, Joint Committees***Joint Committee on Corrections and Juvenile Justice Oversight***

- HB 2453 Allow a fee to be assessed for application to immediate intervention programs.
- HB 2454 Allowing a juvenile's attorney to waive appearance at the 14-day detention review hearing.
- HB 2455 Require the juvenile justice oversight committee to monitor instead of calculate state expenditures avoided as a result of reductions in out-of-home placement of juvenile offenders.
- HB 2456 Tolling case length limits for certain juvenile offenders.

Joint Committee on Special Claims Against the State

- SB 109 Claims against the state.
- HB 2582 Claims against the state.

Joint Committee on Kansas Security

- HB 2446 Allowing for a ranking minority member on the joint committee on Kansas security.

Legislative Post Audit Committee

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