

# Journal of the House

FIFTY-THIRD DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Friday, March 26, 2004, 10:00 a.m.

The House met pursuant to adjournment with Speaker Mays in the chair.  
The roll was called with 124 members present.  
Rep. O'Neal was excused on excused absence by the Speaker.

Prayer by guest chaplain, the Rev. John R. Hopkins, pastor, Calvary Lutheran Church,  
Topeka, guest of Rep. Flora:

Merciful Father and Lord of Life,

In your word, you ask that prayers "be made for all people, for kings and all who are in high positions, that we may lead a peaceful and quiet life, godly and dignified in every way." (*1 Timothy 2:1c-2ESV*)

So we come to You this morning, praying specifically for the people of Kansas.

Lord God, hold fast to Your Will. Bless also those who the people have elected to serve on their behalf. Grant Your wisdom to them this day that they would make godly decisions for the benefit of all the people of Kansas. But we also recognize that we are not a perfect people and during those times of strife and division as these representatives struggle to find common ground in making law, give them Your counsel and insight that they may arrive at amicable agreements between all parties. Thereby, through their actions, You do bring to Your people of Kansas, a peaceful and quiet life, godly and dignified in every way.

For Heavenly Father, You tell us, that "whoever gives thought to the word will discover good, and blessed is he who trusts in the Lord." (*Proverbs 16:20 ESV*) It is because of Your Word and this trust that we come to You in confidence, knowing that You hear our prayer this morning and would ask the You act upon it through Jesus Christ our Lord. Amen.

The Pledge of Allegiance was led by Rep. McCreary.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **SB 536, SB 538, SB 561.**

## INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Aurand, **SCR 1623**, A concurrent resolution relating to the 2004 regular session of the legislature; extending such session beyond 90 calendar days; and providing for adjournment thereof, was adopted.

## MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Hayzlett, the House nonconcurred in Senate amendments to **Sub. HB 2143** and asked for a conference.

Speaker Mays thereupon appointed Reps. Hayzlett, Faber and M. Long as conferees on the part of the House.

On motion of Rep. Dahl, the House nonconcurrred in Senate amendments to **S. Sub. for HB 2352** and asked for a conference.

Speaker Mays thereupon appointed Reps. O'Neal, Patterson and Pauls as conferees on the part of the House.

On motion of Rep. Loyd, the House nonconcurrred in Senate amendments to **S. Sub. for HB 2375** and asked for a conference.

Speaker Mays thereupon appointed Reps. Dahl, Novascone and Ruff as conferees on the part of the House.

On motion of Rep. Patterson, the House nonconcurrred in Senate amendments to **S. Sub. for HB 2404** and asked for a conference.

Speaker Mays thereupon appointed Reps. O'Neal, Patterson and Pauls as conferees on the part of the House.

On motion of Rep. Hutchins, the House nonconcurrred in Senate amendments to **HB 2557** and asked for a conference.

Speaker Mays thereupon appointed Reps. Hutchins, Judy Morrison and Flaharty as conferees on the part of the House.

On motion of Rep. D. Johnson, the House nonconcurrred in Senate amendments to **S. Sub. for Sub. HB 2593** and asked for a conference.

Speaker Mays thereupon appointed Reps. D. Johnson, O'Neal and J. Miller as conferees on the part of the House.

On motion of Rep. Vickrey, the House nonconcurrred in Senate amendments to **HB 2600** and asked for a conference.

Speaker Mays thereupon appointed Reps. Vickrey, Ostmeier and Toelkes as conferees on the part of the House.

On motion of Rep. Hutchins, the House nonconcurrred in Senate amendments to **HB 2604** and asked for a conference.

Speaker Mays thereupon appointed Reps. Hutchins, DeCastro and Flaharty as conferees on the part of the House.

On motion of Rep. Myers, the House nonconcurrred in Senate amendments to **HB 2606** and asked for a conference.

Speaker Mays thereupon appointed Reps. Myers, Powers and Sawyer as conferees on the part of the House.

On motion of Rep. Hayzlett, the House nonconcurrred in Senate amendments to **HB 2624** and asked for a conference.

Speaker Mays thereupon appointed Reps. Hayzlett, Faber and M. Long as conferees on the part of the House.

On motion of Rep. Myers, the House nonconcurrred in Senate amendments to **HB 2641** and asked for a conference.

Speaker Mays thereupon appointed Reps. Myers, Powers and Sawyer as conferees on the part of the House.

On motion of Rep. Holmes, the House nonconcurrred in Senate amendments to **HB 2652** and asked for a conference.

Speaker Mays thereupon appointed Reps. Holmes, Krehbiel and Kuether as conferees on the part of the House.

On motion of Rep. Hutchins, the House nonconcurrred in Senate amendments to **HB 2653** and asked for a conference.

Speaker Mays thereupon appointed Reps. Hutchins, Judy Morrison and Flaharty as conferees on the part of the House.

On motion of Rep. Vickrey, the House nonconcurrred in Senate amendments to **HB 2712** and asked for a conference.

Speaker Mays thereupon appointed Reps. Vickrey, Ostmeier and Toelkes as conferees on the part of the House.

On motion of Rep. Wilk, the House nonconcurred in Senate amendments to **S. Sub. for Sub. HB 2713** and asked for a conference.

Speaker Mays thereupon appointed Reps. Wilk, Gordon and Burroughs as conferees on the part of the House.

On motion of Rep. Vickrey, the House nonconcurred in Senate amendments to **HB 2758** and asked for a conference.

Speaker Mays thereupon appointed Reps. Vickrey, Ostmeyer and Toelkes as conferees on the part of the House.

On motion of Rep. Vickrey, the House nonconcurred in Senate amendments to **HB 2774** and asked for a conference.

Speaker Mays thereupon appointed Reps. Vickrey, Ostmeyer and Toelkes as conferees on the part of the House.

On motion of Rep. Vickrey, the House nonconcurred in Senate amendments to **HB 2793** and asked for a conference.

Speaker Mays thereupon appointed Reps. Vickrey, Ostmeyer and Toelkes as conferees on the part of the House.

On motion of Rep. Hayzlett, the House nonconcurred in Senate amendments to **HB 2833** and asked for a conference.

Speaker Mays thereupon appointed Reps. Hayzlett, Faber and M. Long as conferees on the part of the House.

On motion of Rep. Myers, the House nonconcurred in Senate amendments to **HCR 5005** and asked for a conference.

Speaker Mays thereupon appointed Reps. Myers, Powers and Sawyer as conferees on the part of the House.

#### **MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY**

On motion of Rep. Gordon, **HR 6029**, A resolution memorializing the Congress of the United States to permit children of state employees to be eligible recipients of health care benefits under Health Wave, was adopted.

On motion of Rep. Aurand, the House recessed until 11:30 p.m.

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### LATE MORNING SESSION

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

#### **INTRODUCTION OF GUESTS**

Rep. Krehbiel introduced students and their parents from the Plainview Christian School in Inman. The group sang "Home on the Range."

#### **FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS**

**HB 2540**, An act concerning property taxation; relating to appeals of orders of the board of tax appeals; attorney fees and costs; amending K.S.A. 74-2426 and repealing the existing section, was considered on final action.

Call of the House was demanded.

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

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy

Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Larkin.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed.

**HB 2559**, An act concerning property taxation; relating to listing and valuation of buildings and improvements; assessment and payment of certain taxes, distribution by county treasurer; amending K.S.A. 79-332a and 79-1427a and K.S.A. 2003 Supp. 79-412 and 79-2005 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: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**HB 2662**, An act concerning taxation; relating to city and county compensating use tax upon tangible personal property; exemption for certain construction contracts; amending K.S.A. 2003 Supp. 12-198 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: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed.

**Sub. HB 2783**, An act concerning state finance; relating to the governor's budget report and appropriation bills; excluding certain transfers from special revenue funds to state

general fund; amending K.S.A. 2003 Supp. 75-3721 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 8; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dreher, Edmonds, Faber, Faust-Goudeau, Flaharty, Flora, Freeborn, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, S. Sharp, Showalter, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Dillmore, Feuerborn, Gatewood, Klein, Minor, B. Sharp, Shriver, Ward.

Present but not voting: None.

Absent or not voting: O'Neal.

The substitute bill passed, as amended.

**HB 2882**, An act concerning taxation; relating to estimated tax of individuals; credits, commercial and industrial machinery and equipment; resident trust; homestead property tax; amending K.S.A. 79-32,107, 79-32,109, 79-4508 and 79-4509 and K.S.A. 2003 Supp. 79-32,101 and 79-32,206 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 61; Nays 63; Present but not voting: 0; Absent or not voting: 1.

Yeas: Ballard, Ballou, Bethell, Burgess, Burroughs, Carlin, Compton, Craft, Crow, Davis, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Gatewood, Gilbert, Grant, Henderson, Henry, Holland, Horst, Howell, Kirk, Klein, Krehbiel, Kuether, Lane, Larkin, Loganbill, M. Long, McKinney, J. Miller, Minor, Osborne, Pauls, Phelps, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Scoggins-Waite, B. Sharp, Showalter, Shriver, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, J. Williams, Wilson, Winn.

Nays: Aurand, Barbieri-Lightner, Beggs, Boyer, Brunk, Campbell, Carter, Cox, Dahl, DeCastro, Decker, Dreher, Freeborn, Goering, Goico, Gordon, Hayzlett, Hill, Holmes, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Landwehr, Light, Long-Mast, Loyd, Mason, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Ostmeyer, Owens, Patterson, Pottorff, Powell, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Sloan, Wilk, D. Williams, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill did not pass.

#### EXPLANATION OF VOTE

MR. SPEAKER: **HB 2882** would provide \$6 million of property tax relief for the disabled and low income seniors. It is funded by closing a loophole in the law that allows some of the wealthiest trusts in the state to avoid paying taxes on their capital gains. Missouri closed this loophole years ago. It is unfortunate that a majority of this House is more interested in protecting tax loopholes for the wealthy than providing tax relief for needy seniors. I vote YES on **HB 2882**.—BRUCE LARKIN

**HB 2890**, An act relating to public health; concerning infectious and contagious diseases, 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: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Carlin, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faust-Goudeau, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, S. Sharp, Showalter, Shriver, Shultz, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Campbell, Carter, Faber, Feuerborn, Huebert, Kauffman, F. Miller, Powers, B. Sharp, Siegfried, Wilk.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**HB 2891**, An act establishing procedure for redevelopment districts to finance investigation and remediation of flood-plain conditions; tax increment bonds; amending K.S.A. 2003 Supp. 12-1770a and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Yoder, Yonally.

Nays: Kassebaum, Tafanelli, Winn.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed.

**HB 2897**, An act concerning property taxation; relating to public utilities; exemptions; amending K.S.A. 79-201f and K.S.A. 2003 Supp. 79-5a01 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 101; Nays 23; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Ballard, Ballou, Beggs, Bethell, Boyer, Burgess, Burroughs, Campbell, Carlin, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Huff, Humerickhouse, Hutchins, Jack, D. Johnson, E. Johnson, Kassebaum, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Loyd, Mason, Mays, McCreary, McKinney, McLeland, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Novascone, Osborne, Patterson, Pauls, Phelps, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Ward, Wilk, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Barbieri-Lightner, Brunk, Carter, Faber, Goering, Goico, Gordon, Howell, Huebert, Huntington, Huy, Kauffman, Long-Mast, Merrick, Newton, O'Malley, Ostmeyer, Owens, Pottorff, Schwab, Siegfried, Vickrey, D. Williams.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**HB 2910**, An act concerning motor vehicle fuel taxation; relating to exempt transactions; amending K.S.A. 2003 Supp. 79-3408 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 6; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Carlin, Carter, Compton, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Ward, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Campbell, Cox, Krehbiel, Sloan, Vickrey, Wilk.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed.

**HB 2919**, An act concerning appropriation of water for beneficial use; requiring a study and recommendation regarding certain issues; amending K.S.A. 82a-734 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Ballard, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Ballou, Powers.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**HB 2925**, An act concerning practice obligations for certain students of allopathic or osteopathic medicine receiving financial assistance; relating to service commitment areas; amending K.S.A. 74-3266 and K.S.A. 2003 Supp. 76-381 and repealing the existing sections, 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: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Campbell, Freeborn, Howell, Schwab, D. Williams.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**HB 2938**, An act concerning social welfare; establishing the health care access improvement program; state medicaid plan; hospitals and health maintenance organizations, 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: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**HB 2940**, An act concerning school finance; relating to sources of revenue therefor; relating to required courses of study; amending K.S.A. 72-979, 72-1101, 72-6410, 72-6413, 72-6414, 72-6433 and 72-6441 and K.S.A. 2003 Supp. 72-978, 72-6407, 79-32, 110, 79-3603, 79-3620, 79-3703 and 79-3710 and repealing the existing sections; also repealing K.S.A. 72-1103 and 72-1117, was considered on final action.

On roll call, the vote was: Yeas 72; Nays 52; Present but not voting: 0; Absent or not voting: 1.

Yeas: Ballard, Beggs, Boyer, Burroughs, Campbell, Carlin, Cox, Craft, Crow, Davis, Dillmore, Faust-Goudeau, Feuerborn, Flaharty, Flora, Gatewood, Gilbert, Grant, Henderson, Henry, Hill, Holland, Horst, Huff, Huntington, Jack, Kassebaum, Kirk, Klein, Krehbiel, Kuether, Lane, Larkin, Light, Loganbill, M. Long, Loyd, McKinney, J. Miller, Minor, Judy Morrison, Neighbor, Newton, O'Malley, Owens, Patterson, Pauls, Phelps, Pottorff, Reardon, Rehorn, Reitz, Ruff, Sawyer, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Sloan, Storm, Svaty, Swenson, Thimesch, Thull, Toelkes, Ward, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Aurand, Ballou, Barbieri-Lightner, Bethell, Brunk, Burgess, Carter, Compton, Dahl, DeCastro, Decker, Dreher, Edmonds, Faber, Freeborn, Goering, Goico, Gordon,

Hayzlett, Holmes, Howell, Huebert, Humerickhouse, Hutchins, Huy, D. Johnson, E. Johnson, Kauffman, Landwehr, Long-Mast, Mason, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Myers, Neufeld, Novascone, Osborne, Ostmeyer, Powell, Powers, Schwab, Schwartz, Shultz, Siegfried, Tafanelli, Vickrey, Wilk, D. Williams.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

EXPLANATIONS OF VOTE

MR. SPEAKER: March 22, 2004 this House defeated **HCR 5034**, which would have amended our Constitution and forced fiscal discipline upon our government. However, yesterday this same body passed out for final vote **HB 2940** that as amended will increase Kansas taxes by \$157 Million in FY 2005, and by the end of FY 2009 Kansas will have paid a total of \$1.3 Billion. All of us are pro-education, but all we ever hear is "we need more money." The underlying bill **HB 2940** is an excellent step in that direction, but with the amendments that we added increasing taxes, I am left with no choice but to vote No on **HB 2940**.—C. FRANK MILLER

MR. SPEAKER: I vote NO on **HB 2940**. How can we tell the state employees they will be receiving a 3% pay increase but raise their income taxes 4.5%? How can we tell teachers we are putting more money into education when the bureaucracy will eat most of the increase and the income tax hike will eat the remainder and more? How can we tell the citizens?

As a former teacher, mother of three, and grandmother of two, I am and always have been a strong supporter of public education in Kansas. This bill is not...I vote NO!—LANA GORDON

MR. SPEAKER: The work product of this House in **HB 2940** is to be commended. We are supportive of the \$155 million in funding for public education. However, there are many critical services for seniors and Kansans with disabilities that also need help and support. What is needed now is to also make certain that additional support is given for life saving services and supports for seniors and persons with disabilities.

We vote yes on **HB 2940**, but we are also committed to making more progress to help our most vulnerable Kansas seniors and persons with disabilities.—NILE DILLMORE, GERALDINE FLAHARTY, JOSH SVATY, MARGARET LONG, SUE STORM, ANNIE KUETHER, TOM HOLLAND, OLETHA FAUST-GOUDEAU, HAROLD LANE, BRUCE LARKIN, BRODERICK HENDERSON, JUDY SHOWALTER, NANCY KIRK, JERRY HENRY, TOM BURROUGHS, SYDNEY CARLIN, L. CANDY RUFF, JANICE PAULS, RUBY GILBERT, ROGER TOELKES, VALDENIA WINN

MR. SPEAKER: I vote yes of **HB 2940**. I am encouraged that the passage of **HB 2940** along with the passage of **HB 2937** shows a strong bi-partisan commitment to continued excellence and accountability in public education in Kansas. Financial resources are critical to maintaining quality schools. As we move forward baselines provided in **HB 2940** and the mentoring and facilitation of best practice efficiencies in **HB 2937** offer opportunities to establish and maintain suitability and adequacy in public education endeavors. Representative Bill Kassebaum in leading the advocacy for this house action illustrates what proactive bi- partisanship, passion and persistence can accomplish.—DON HILL

**H. Sub. for SB 28**, An act concerning professional corporations; amending K.S.A. 2003 Supp. 17-2707 and 17-2710 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 10; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Huff, Humerickhouse, Huntington, Hutchins, Jack, D. Johnson, E. Johnson, Kassebaum, Kirk, Klein, Krehbiel, Kuether, Landwehr, Larkin, Light,

Loganbill, M. Long, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Faber, Howell, Huebert, Huy, Kauffman, Lane, Long-Mast, F. Miller, Ostmeyer, Rehorn.

Present but not voting: None.

Absent or not voting: O'Neal.

The substitute bill passed.

**SB 29**, An act concerning business entities; amending K.S.A. 17-6102, 17-6201, 17-6202, 17-6301, 17-6302, 17-6305, 17-6402, 17-6407, 17-6408, 17-6410, 17-6412, 17-6417, 17-6418, 17-6420, 17-6422, 17-6423, 17-6424, 17-6425, 17-6426, 17-6501, 17-6503, 17-6504, 17-6505, 17-6506, 17-6507, 17-6508, 17-6509, 17-6510, 17-6511, 17-6512, 17-6513, 17-6514, 17-6515, 17-6517, 17-6518, 17-6519, 17-6520, 17-6604, 17-6801, 17-6805a, 17-6808, 17-6810, 17-6811, 17-6902, 17-6903, 17-6904, 17-6905, 17-6906, 17-6907, 17-6908, 17-6909, 17-6910, 17-6911, 17-7003, 17-7103, 17-7104, 17-7202, 17-7303, 17-7304, 17-7510, 17-7512 and 17-7514 and K.S.A. 2003 Supp. 17-6002, 17-6003, 17-6205, 17-6206, 17-6401, 17-6502, 17-6605, 17-6701, 17-6702, 17-6703, 17-6704, 17-6705, 17-6706, 17-6707, 17-6712, 17-6804, 17-7001, 17-7301, 17-7302, 17-7306, 17-7503, 17-7504, 17-7505, 17-7506, 17-7507 and 17-7508 and repealing the existing sections; also repealing K.S.A. 17-7513 and K.S.A. 2003 Supp. 17-7502, 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: Aurand, Ballard, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dreher, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kirk, Krehbiel, Kuether, Landwehr, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Newton, Novascone, O'Malley, Osborne, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Toelkes, Vickrey, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Ballou, Dillmore, Edmonds, Faber, Huebert, Kauffman, Klein, Lane, Larkin, McKinney, Neufeld, Ostmeyer, Powers, Thull, Ward.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**H. Sub. for SB 45**, An act creating the Kansas criminal justice recodification, rehabilitation and restoration project; duties thereof; establishing a committee to govern the project; providing for the membership thereof, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 10; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Ballard, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Huff, Humerickhouse, Huntington, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps,

Pottorff, Powell, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Ballou, Edmonds, Freeborn, Howell, Huebert, Hutchins, Huy, Neufeld, Powers, Schwartz.

Present but not voting: None.

Absent or not voting: O'Neal.

The substitute bill passed.

**H. Sub. for SB 48**, An act concerning the Kansas self-service storage act; relating to late fees; amending K.S.A. 58-814 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 110; Nays 14; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Ballard, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Carlin, Carter, Compton, Cox, Craft, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Feuerborn, Flora, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Krehbiel, Kuether, Landwehr, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Phelps, Pottorff, Powell, Reardon, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yonally.

Nays: Ballou, Campbell, Crow, Faber, Faust-Goudeau, Flaharty, Freeborn, Klein, Lane, Pauls, Powers, Rehorn, Vickrey, Yoder.

Present but not voting: None.

Absent or not voting: O'Neal.

The substitute bill passed.

**SB 66**, An act relating to title insurance; prohibiting certain practices; amending K.S.A. 2003 Supp. 40-2404 and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Craft, Crow, Dahl, Davis, DeCastro, Decker, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Huntington, Huy, Jack, E. Johnson, Kirk, Krehbiel, Kuether, Landwehr, Lane, Light, Loganbill, M. Long, Loyd, Mason, Mays, McCreary, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Newton, Novascone, O'Malley, Osborne, Owens, Patterson, Pauls, Pottorff, Reardon, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Wilk, D. Williams, J. Williams, Winn, Yoder, Yonally.

Nays: Ballou, Cox, Dillmore, Dreher, Edmonds, Faber, Henry, Humerickhouse, Hutchins, D. Johnson, Kassebaum, Kauffman, Klein, Larkin, Long-Mast, McKinney, Neufeld, Ostmeyer, Phelps, Powell, Powers, Rehorn, Ward, Wilson.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**SB 106**, An act relating to the public health and welfare of all Kansans; identifying major health care issues including public health; objectives and priorities and abortion clinic issues, was considered on final action.

On roll call, the vote was: Yeas 77; Nays 47; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Barbieri-Lightner, Bethell, Brunk, Burgess, Burroughs, Campbell, Carter, Craft, Dahl, DeCastro, Decker, Edmonds, Faber, Feuerborn, Freeborn, Gatewood, Goering, Goico, Grant, Hayzlett, Henry, Holmes, Horst, Howell, Huebert, Humerickhouse, Huy, Jack, E. Johnson, Kauffman, Landwehr, Larkin, Light, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Pottorff, Powell, Powers, Reardon, Ruff, Schwab, Schwartz, B. Sharp, Shultz, Siegfried, Sloan, Svaty, Swenson, Tafanelli, Thimesch, Vickrey, Wilk, D. Williams, J. Williams, Wilson.

Nays: Ballard, Ballou, Beggs, Boyer, Carlin, Compton, Cox, Crow, Davis, Dillmore, Dreher, Faust-Goudeau, Flaharty, Flora, Gilbert, Gordon, Henderson, Hill, Holland, Huff, Huntington, Hutchins, D. Johnson, Kassebaum, Kirk, Klein, Krehbiel, Kuether, Lane, Loganbill, Minor, Neighbor, Phelps, Rehorn, Reitz, Sawyer, Scoggins-Waite, S. Sharp, Showalter, Shriver, Storm, Thull, Toelkes, Ward, Winn, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**H. Sub. for SB 260.** An act concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; employer contributions; payment of certain obligations of retirement system; employment after retirement; investments by the system; Kansas police and firemen's retirement system, affiliation and membership; retirant dividend payment; amending K.S.A. 38-2102, 71-801, 72-5437, 72-5445, 72-7513, 74-4914, 74-4921, 74-4922, 74-4939, 74-4957 and 74-4967 and K.S.A. 2003 Supp. 20-2605, 74-4920 and 74-4927 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 9; Present but not voting: 1; Absent or not voting: 1.

Yeas: Aurand, Ballard, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kauffman, Kirk, Klein, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Owens, Patterson, Pauls, Phelps, Pottorff, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder.

Nays: Ballou, Hayzlett, Kassebaum, Krehbiel, Loyd, Minor, Ostmeyer, Powell, Shriver.

Present but not voting: Yonally.

Absent or not voting: O'Neal.

The substitute bill passed, as amended.

**H. Sub. for SB 280.** An act enacting the unborn victims of violence act defining the crimes of causing injury or death to an unborn child and causing injury or death to an unborn child by vehicle; providing penalties for violations, was considered on final action.

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

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carter, Compton, Craft, Crow, Dahl, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Freeborn, Gatewood, Gilbert, Goering, Goico, Grant, Hayzlett, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Humerickhouse, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kauffman, Kirk, Krehbiel,

Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Wilk, D. Williams, J. Williams, Wilson, Yoder.

Nays: Beggs, Carlin, Cox, Davis, Dreher, Flaharty, Flora, Gordon, Henderson, Huff, Huntington, Kassebaum, Klein, Kuether, Rehorn, Shriver, Ward, Winn, Yonally.

Present but not voting: None.

Absent or not voting: O'Neal.

The substitute bill passed, as amended.

#### EXPLANATION OF VOTE

MR. SPEAKER: **SB 280** came up for vote and included changes from the original bill which caused me to reconsider my position and I attempted to vote in favor. However, the Speaker did not recognize my hand to request a change in vote before he closed the role. He apologized, and asked me to write this explanation of my vote.—SYDNEY CARLIN

**Sub. SB 296**, An act relating to the Kansas department of agriculture; transferring powers and duties of the secretary of the department of health and environment to the secretary of agriculture; meat and poultry inspection dispute review board; amending K.S.A. 65-688 and 74-560 and K.S.A. 2003 Supp. 74-567 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 10; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Ballard, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Holland, Holmes, Horst, Huff, Humerickhouse, Huntington, Hutchins, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Lane, Larkin, Light, Loganbill, M. Long, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwartz, Scoggins-Waite, B. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Ballou, Faber, Hill, Howell, Huebert, Huy, Landwehr, Long-Mast, Schwab, S. Sharp.

Present but not voting: None.

Absent or not voting: O'Neal.

The substitute bill passed, as amended.

**SB 304**, An act relating to schools; concerning medications at schools; concerning school districts; relating to the powers and duties of the state board of education and local boards of education; establishing the center for innovative school leadership; amending K.S.A. 72-6439 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 2; Present but not voting: 1; Absent or not voting: 1.

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Holland, Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens,

Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Hill, Howell.

Present but not voting: DeCastro.

Absent or not voting: O'Neal.

The bill passed, as amended.

**Sub. SB 335**, An act concerning liquefied petroleum gas; relating to the regulation thereof; prescribing certain prohibited and unlawful acts and providing penalties therefor; prescribing certain responsibility, was considered on final action.

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

Yeas: Aurand, Ballard, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Faust-Goudeau, Feuerborn, Flaharty, Flora, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Ballou, Carter, Edmonds, Faber, Freeborn, Howell, Hutchins, Kauffman, Long-Mast, Newton, Powers, Siegfried.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**H. Sub. for SB 336**, An act concerning adult care homes; relating to paid nutrition assistants; amending K.S.A. 2003 Supp. 39-923 and 39-936 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: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Faber, Kauffman, S. Sharp.

Present but not voting: None.

Absent or not voting: O'Neal.

The substitute bill passed.

**SB 343**, An act relating to hospitals; repealing K.S.A. 2003 Supp. 65-441a, was considered on final action.

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

Yeas: Aurand, Ballard, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Dillmore, Dreher, Edmonds, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Henderson, Henry, Hill, Holland, Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Ballou, Burgess, Decker, Faber, Hayzlett, Howell, Huy, Merrick, Osborne, Powell, Schwab, D. Williams.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**SB 363**, An act concerning hunting; amending K.S.A. 32-921 and K.S.A. 2003 Supp. 32-920 and 32-937 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: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kirk, Klein, Krehbiel, Kuether, Landwehr, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Powell, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Svaty, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Yoder, Yonally.

Nays: Dreher, Henderson, Huntington, Kauffman, Lane, Neighbor, Pottorff, Powers, Reardon, Storm, Swenson, Wilson, Winn.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**SB 364**, An act concerning wildlife; providing for reissuance of certain permits to certain military personnel; relating to wild turkeys; providing for a special deer season in certain areas; relating to certain licenses and fees for members of the Kansas national guard; amending K.S.A. 32-701, 32-901, 32-919, 32-938, 32-943, 32-1004 and 32-1032 and K.S.A. 2003 Supp. 32-906, 32-930, 32-937, 32-988 and 32-1050 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 113; Nays 10; Present but not voting: 1; Absent or not voting: 1.

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Klein, Krehbiel, Landwehr, Larkin, Light, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz,

Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Svaty, Swenson, Thimesch, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Yoder, Yonally.

Nays: Flaharty, Flora, Kirk, Kuether, Lane, Loganbill, Storm, Thull, Toelkes, Winn.

Present but not voting: Tafanelli.

Absent or not voting: O'Neal.

The bill passed, as amended.

**SB 373**, An act concerning school district; relating to consolidation of districts; amending K.S.A. 72-8701 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: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed.

**SB 422**, An act concerning crimes, punishment and criminal procedure; relating to imprisonment for life without the possibility of parole; amending K.S.A. 21-4622, 21-4623 and 21-4624 and K.S.A. 2003 Supp. 21-4635 and 22-3717 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: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Carter, Freeborn, Schwab.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

#### Protest

Pursuant to the Kansas Constitution, Article 2, §10, I hereby submit the following protest. I support capital punishment, but by the authority of the right preserved in the Kansas Constitution to do so, I protest the Carter amendment offered to **SB 422** on General Orders on March 25. House Corrections and Criminal Justice Committee worked **SB 422** over the course of two separate days, with hearings, debate on amendments and passage. We did so

after public notice of the intent to do so. The carrier of this amendment as one of my committee members offered at least four amendments to this bill when it was worked in committee; the House floor amendment was not one of the those offered. Why try to sneak it in now? During committee debate was the time to do so. The carrier admits to having no idea of whether there is a need for this proposal, rationalizing it as a simple change, nor information on how many more capital cases the amendment would engender. It is wrong to propose expanding capital punishment at 10:30 o'clock at night on the last day of this session available for floor action, by an amendment never before considered. It is inappropriate and unfair to make members appear to vote against capital punishment. Every member of this body abhors the thought of any intentional killing of a child, and to suggest otherwise is folly. Every degree of murder charge in any such event remains available to prosecutors, without change or limitation. If this amendment is in fact good policy, bring it to committee so we can have the benefit of deliberative process, hear all sides, have public input, and weigh its full effect on all Kansans. This was the wrong time for this amendment, I voted no as a result and requested fellow members of the body do likewise. I vote yes on **SB 422**.—WARD LOYD

**SB 425**, An act concerning dentistry; relating to the administering of sedation and anaesthetics; requiring dentists actively practicing to maintain a policy of professional liability insurance; amending K.S.A. 65-1444 and repealing the existing section, 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: Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Faber, Faust-Goudeau, Feuerborn, Flaharty, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Krehbiel, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Reardon, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Aurand, Edmonds, Flora, Hayzlett, Klein, Kuether, Mason, Neufeld, Powers, Rehorn, Ward.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed.

**SB 426**, An act concerning institutional licenses under the Kansas healing arts act; amending K.S.A. 65-2895 and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz,

Siegfreid, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Klein, Rehorn, Ward.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed.

**SB 432.** An act concerning law enforcement officers; relating to the records thereof; termination of employment; qualification of applicants; amending K.S.A. 74-5611a and K.S.A. 2003 Supp. 21-4619 and 74-5605 and repealing the existing sections, 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: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McLeland, Merrick, F. Miller, J. Miller, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfreid, Sloan, Storm, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Dillmore, Lane, McKinney, Minor, Svaty.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**SB 461.** An act concerning eminent domain; relating to acquisition of land for certain purposes by a port authority or county; relating to the filing of the appraisers' report; concerning relocation assistance; amending K.S.A. 12-3408 and 26-504 and K.S.A. 2003 Supp. 12-3402, 12-3406, 19-101a and 58-2502 and repealing the existing sections, 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: Aurand, Ballard, Barbieri-Lightner, Beggs, Boyer, Brunk, Burgess, Carlin, Carter, Cox, Craft, Davis, DeCastro, Decker, Dillmore, Dreher, Faber, Faust-Goudeau, Flaharty, Flora, Freeborn, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kauffman, Kirk, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfreid, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Ballou, Bethell, Burroughs, Campbell, Compton, Crow, Dahl, Edmonds, Feuerborn, Gatewood, Kassebaum, Klein, Minor, Rehorn, D. Williams.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**SB 463.** An act concerning water; relating to members of the Kansas water authority relating to perfection of water rights; amending K.S.A. 2003 Supp. 74-2622 and 82a-714 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: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**SB 487**, An act relating to taxation; concerning mineral severance tax; relating to disposition of revenue; creating the gas valuation depletion trust fund and providing for distribution of moneys therefrom; providing for the Ogallala public improvement district amending K.S.A. 2003 Supp. 79-4227 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 77; Nays 47; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Cox, Craft, Dahl, Davis, Decker, Dreher, Edmonds, Faber, Flora, Gatewood, Gordon, Grant, Hayzlett, Henry, Hill, Holland, Holmes, Horst, Huff, Humerickhouse, Huntington, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Krehbiel, Light, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, Merrick, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Reitz, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shultz, Siegfried, Sloan, Storm, Svaty, Tafanelli, Wilk, Wilson, Yoder, Yonally.

Nays: Burroughs, Campbell, Carlin, Carter, Compton, Crow, DeCastro, Dillmore, Faust-Goudeau, Feuerborn, Flaharty, Freeborn, Gilbert, Goering, Goico, Henderson, Howell, Huebert, Hutchins, Huy, Kirk, Klein, Kuether, Landwehr, Lane, Larkin, Loganbill, McLeland, F. Miller, J. Miller, Minor, Powers, Reardon, Rehorn, Ruff, Sawyer, Schwab, Shriver, Swenson, Thimesch, Thull, Toelkes, Vickrey, Ward, D. Williams, J. Williams, Winn.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**SB 501**, An act relating to motor vehicles; concerning the use of compression release engine braking system; relating to the state vanpool program; amending K.S.A. 8-2118, 75-46a02, 75-46a03, 75-46a04, 75-46a06 and 75-46a09 and K.S.A. 2003 Supp. 75-46a05 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 107; Nays 17; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dreher, Edmonds, Faber, Faust-Goudeau, Flaharty, Freeborn, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Hill, Holland, Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Krehbiel, Landwehr, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, Merrick, F. Miller, J. Miller, Jim Morrison, Judy Morrison, Myers, Neighbor, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens,

Patterson, Pauls, Phelps, Pottorff, Powell, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Carter, Dillmore, Feuerborn, Flora, Gatewood, Henry, Howell, Kirk, Klein, Kuether, Lane, McLeland, Minor, Neufeld, Powers, Shriver, Shultz.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**SB 511**, An act concerning infants; relating to rule and regulation authority for the newborn infant hearing screening program; amending K.S.A. 65-1,157a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 108; Nays 16; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Ballard, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Huff, Huy, Jack, D. Johnson, E. Johnson, Kauffman, Kirk, Klein, Krehbiel, Kuether, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Ballou, Compton, Cox, Dreher, Freeborn, Howell, Huebert, Humerickhouse, Huntington, Hutchins, Kassebaum, Landwehr, Neufeld, Powell, Schwartz, Vickrey.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**SB 523**, An act concerning taxing subdivisions of the state; relating to budgets thereof; amending K.S.A. 79-2929a and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Ward.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed.

**SB 528**, An act concerning the Kansas parole board; amending K.S.A. 2003 Supp. 22-3709 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: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed.

**SB 534.** An act concerning real estate brokers and salespersons; relating to certain commercial real estate transactions; amending K.S.A. 2003 Supp. 58-3062 and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Howell, Neufeld, Ward.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed.

**SB 552.** An act concerning the crime victims funds; amending K.S.A. 74-7336 and repealing the existing section, was considered on final action.

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

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Neufeld.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed, as amended.

**SB 557**, An act concerning the attorney general; authorizing transfers between certain funds, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 1.

Yeas: Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, Mays, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Stegfreid, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, D. Williams, J. Williams, Wilson, Winn, Yoder, Yonally.

Nays: Carlin, Wilk.

Present but not voting: None.

Absent or not voting: O'Neal.

The bill passed.

#### MESSAGE FROM THE SENATE

The Senate nonconcurs in House amendments to **H. Sub. for SB 9**, requests a conference and has appointed Senators Vratil, Oleen and Goodwin as conferees on the part of the Senate.

The Senate nonconcurs in House amendments to **SB 256**, requests a conference and has appointed Senators Vratil, Jackson and Goodwin as conferees on the part of the Senate.

The Senate nonconcurs in House amendments to **SB 299**, requests a conference and has appointed Senators Vratil, Schmidt and Goodwin as conferees on the part of the Senate.

The Senate nonconcurs in House amendments to **SB 309**, requests a conference and has appointed Senators Clark, Emler and Barone as conferees on the part of the Senate.

The Senate nonconcurs in House amendments to **SB 317**, requests a conference and has appointed Senators Vratil, Schmidt and Goodwin as conferees on the part of the Senate.

The Senate nonconcurs in House amendments to **SB 334**, requests a conference and has appointed Senators Brownlee, Jordan and Barone as conferees on the part of the Senate.

The Senate nonconcurs in House amendments to **SB 382**, requests a conference and has appointed Senators Clark, Emler and Barone as conferees on the part of the Senate.

The Senate nonconcurs in House amendments to **SB 396**, requests a conference and has appointed Senators Tyson, Taddiken and Le as conferees on the part of the Senate.

The Senate nonconcurs in House amendments to **SB 440**, requests a conference and has appointed Senators Brownlee, Jordan and Barone as conferees on the part of the Senate.

The Senate nonconcurs in House amendments to **SB 472**, requests a conference and has appointed Senators Schmidt, Huelskamp and Downey as conferees on the part of the Senate.

The Senate nonconcurs in House amendments to **SB 524**, requests a conference and has appointed Senators Schmidt, Huelskamp and Downey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2347** and has appointed Senators Vratil, Pugh and Goodwin as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **Sub. HB 2516** and has appointed Senators Clark, Emler and Barone as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2545** and has appointed Senators Teichman, Barnett and Steineger as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2573** and has appointed Senators Tyson, Taddiken and Lee as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2597** and has appointed Senators Teichman, Barnett and Steineger as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2695** and has appointed Senators Donovan, Salmans and Goodwin as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **Sub. HB 2698** and has appointed Senators Wagle, Barnett and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2760** and has appointed Senators Wagle, Barnett and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2795** and has appointed Senators Umbarger, Vratil and Downey as conferees on the part of the Senate.

#### **INTRODUCTION OF ORIGINAL MOTIONS**

On motion of Rep. Aurand, the House acceded to the request of the Senate for a conference on **H. Sub. for SB 9**.

Speaker pro tem Ballou thereupon appointed Reps. Mason, D. Williams and Rehorn as conferees on the part of the House.

On motion of Rep. Aurand, the House acceded to the request of the Senate for a conference on **SB 256**.

Speaker pro tem Ballou thereupon appointed Reps. O'Neal, Patterson and Pauls as conferees on the part of the House.

On motion of Rep. Aurand, the House acceded to the request of the Senate for a conference on **SB 299**.

Speaker pro tem Ballou thereupon appointed Reps. Loyd, Owens and Ward as conferees on the part of the House.

On motion of Rep. Aurand, the House acceded to the request of the Senate for a conference on **SB 309**.

Speaker pro tem Ballou thereupon appointed Reps. Holmes, Krehbiel and Kuether as conferees on the part of the House.

On motion of Rep. Aurand, the House acceded to the request of the Senate for a conference on **SB 317**.

Speaker pro tem Ballou thereupon appointed Reps. O'Neal, Patterson and Pauls as conferees on the part of the House.

On motion of Rep. Aurand, the House acceded to the request of the Senate for a conference on **SB 334**.

Speaker pro tem Ballou thereupon appointed Reps. Hutchins, Judy Morrison and Flaharty as conferees on the part of the House.

On motion of Rep. Aurand, the House acceded to the request of the Senate for a conference on **SB 382**.

Speaker pro tem Ballou thereupon appointed Reps. Holmes, Krehbiel and Kuether as conferees on the part of the House.

On motion of Rep. Aurand, the House acceded to the request of the Senate for a conference on **SB 396**.

Speaker pro tem Ballou thereupon appointed Reps. Freeborn, Tafanelli and Flora as conferees on the part of the House.

On motion of Rep. Aurand, the House acceded to the request of the Senate for a conference on **SB 440**.

Speaker pro tem Ballou thereupon appointed Reps. Dahl, Novascone and Ruff as conferees on the part of the House.

On motion of Rep. Aurand, the House acceded to the request of the Senate for a conference on **SB 472**.

Speaker pro tem Ballou thereupon appointed Reps. Hayzlett, Faber and M. Long as conferees on the part of the House.

On motion of Rep. Aurand, the House acceded to the request of the Senate for a conference on **SB 524**.

Speaker pro tem Ballou thereupon appointed Reps. D. Johnson, Powell and Thimesch as conferees on the part of the House.

#### REPORT OF STANDING COMMITTEE

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

**Request No. 125**, by Representatives Gordon and Mays, congratulating Virginia Tevis on receiving the Jefferson Award in the Community Enrichment category;

**Request No. 126**, by Representative Hayzlett, congratulating the Sublette Lady Larks and coaches for producing a championship team;

**Request No. 127**, by Representative Compton, congratulating the Burlington Boys Basketball team on winning the 2004 3A state championship;

**Request No. 128**, by Representative Long-Mast, congratulating the Burlington Wildcats on winning the 3A State Basketball Championship;

**Request No. 129**, by Representatives Henderson and Winn, commending Marcia P. Young Coggs on her civic and humanitarian involvement;

**Request No. 130**, by Representatives Ballard, Davis, Holland and Sloan, congratulating Marian Washington on her successful career as University of Kansas Head Women's Basketball coach;

**Request No. 131**, by Representatives Ballard, Faust-Goudeau, Gilbert, Henderson and Winn, commending the Greater Kansas City, Topeka, Wichita and Jackson County Chapters of Links on their service to their communities;

**Request No. 132**, by Representative Minor, congratulating Luana J.(Lu) Bitter on being named 2003-2004 Teacher of the Year for Pratt USD 382 and a 2004 Kansas Master Teacher;

**Request No. 133**, by Representative D. Johnson, commending Jack Selbe for his efforts to get copies of the U.S. Constitution, Bill of Rights and Declaration of Independence into all Kansas schools;

**Request No. 134**, by Representative Ostmeyer, congratulating the Quinter Bulldogs on winning the 2004 2A State Basketball Championship;

**Request No. 135**, by Representative Jim Morrison, honoring Linda and Gerald Franklin on being named the Kansas Master Farmer and Master Homemaker for 2003;

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. Aurand, the committee report was adopted.

#### CHANGE OF CONFEREES

Speaker pro tem Ballou announced the appointment of Rep. Wilson as a member of the conference committee on **H. Sub. for SB 166** to replace Rep. Sawyer.

Also, the appointment of Rep. Svaty as a member of the conference committee on **HB 2606** to replace Rep. Sawyer.

Also, the appointment of Rep. Svaty as a member of the conference committee on **HB 2641** to replace Rep. Sawyer.

Also, the appointment of Rep. Wilson as a member of the conference committee on **HCR 5005** to replace Rep. Sawyer.

On motion of Rep. Aurand, the House recessed until 9:30 p.m.

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#### NIGHT SESSION

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

**MESSAGES FROM THE SENATE**

The Senate nonconcurrs in House amendments to **SB 328**, requests a conference and has appointed Senators Vratil, Allen and Goodwin as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H. Sub. for SB 376**, requests a conference and has appointed Senators Allen, Buhler and Betts as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 387**, requests a conference and has appointed Senators Allen, Emler and Betts as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2563** and has appointed Senators Donovan, Salmans and Goodwin as conferees on the part of the Senate.

Also, the Senate nonconcurrs in House amendments to **Sub. SB 296**, requests a conference and has appointed Senators Schmidt, Huelskamp and Lee as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 343**, requests a conference and has appointed Senators Vratil, Allen and Goodwin as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 363**, requests a conference and has appointed Senators Tyson, Taddiken and Lee as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 432**, requests a conference and has appointed Senators Vratil, Pugh and Goodwin as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **Sub. HB 2143o** and has appointed Senators Donovan, Salmans and Goodwin 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 2352** and has appointed Senators Vratil, Schmidt and Goodwin 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 2375** and has appointed Senators Vratil, Schmidt and Goodwin 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 2404** and has appointed Senators Vratil, Pugh and Goodwin as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2557** and has appointed Senators Tyson, Taddiken and Lee 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 2593** and has appointed Senators Schmidt, Huelskamp and Lee as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2600** and has appointed Senators Allen, O'Connor and Betts as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2604** and has appointed Senators Tyson, Taddiken and Lee 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 Allen, O'Connor and Betts as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2624** and has appointed Senators Donovan, Salmans and Goodwin as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2641** and has appointed Senators Allen, O'Connor and Betts as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2652** and has appointed Senators Clark, Emler and Barone as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2653** and has appointed Senators Tyson, Taddiken and Lee as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2712** and has appointed Senators Allen, O'Connor and Betts 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 2713** and has appointed Senators Brungardt, Lyon and Gilstrap as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2758** and has appointed Senators Allen, O'Connor and Betts as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2793** and has appointed Senators Allen, O'Connor and Betts as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2833** and has appointed Senators Donovan, Salmans and Goodwin as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HCR 5005** and has appointed Senators Allen, O'Connor and Betts as conferees on the part of the Senate.

Also, the Senate nonconcurrs in House amendments to **SB 29**, requests a conference and has appointed Senators Vratil, Pugh and Goodwin as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **H. Sub. for SB 45**, requests a conference and has appointed Senators Vratil, Schmidt and Goodwin as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 304**, requests a conference and has appointed Senators Umbarger, Vratil and Hensley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **Sub. SB 335**, requests a conference and has appointed Senators Schmidt, Huelskamp and Lee as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 364**, requests a conference and has appointed Senators Tyson, Journey and Lee as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 422**, requests a conference and has appointed Senators Vratil, Schmidt and Goodwin as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 461**, requests a conference and has appointed Senators Vratil, Pugh and Goodwin as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 463**, requests a conference and has appointed Senators Schmidt, Huelskamp and Lee as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 487**, requests a conference and has appointed Senators Morris, Adkins and Downey as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 501**, requests a conference and has appointed Senators Donovan, Salmans and Goodwin as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 511**, requests a conference and has appointed Senators Wagle, Barnett and Haley as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 552**, requests a conference and has appointed Senators Morris, Adkins and Downey as conferees on the part of the Senate.

#### **INTRODUCTION OF ORIGINAL MOTIONS**

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 29**.

Speaker Mays thereupon appointed Reps. O'Neal, Patterson and Pauls as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **H. Sub. for SB 45**.

Speaker Mays thereupon appointed Reps. Loyd, Owens and Ward as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **Sub. SB 296**.

Speaker Mays thereupon appointed Reps. D. Johnson, Powell and Thimesch as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 304**.

Speaker Mays thereupon appointed Reps. Decker, Beggs and Reardon as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 328**.

Speaker Mays thereupon appointed Reps. Vickrey, Ostmeyer and Gilbert as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **Sub. SB 335**.

Speaker Mays thereupon appointed Reps. Neufeld, Shultz and Feuerborn as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 343**.

Speaker Mays thereupon appointed Reps. O'Neal, Patterson and Pauls as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 363**.

Speaker Mays thereupon appointed Reps. Hutchins, Judy Morrison and Flaharty as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 364**.

Speaker Mays thereupon appointed Reps. Hutchins, Judy Morrison and Thull as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **H. Sub. for SB 376**.

Speaker Mays thereupon appointed Reps. Myers, Powers and Wilson as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 387**.

Speaker Mays thereupon appointed Reps. Tafanelli, Krehbiel and Shriver as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 422**.

Speaker Mays thereupon appointed Reps. Loyd, Owens and Ward as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 432**.

Speaker Mays thereupon appointed Reps. O'Neal, Patterson and Pauls as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 461**.

Speaker Mays thereupon appointed Reps. Vickrey, Ostmeyer and Shriver as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 463**.

Speaker Mays thereupon appointed Reps. Freeborn, Tafanelli and Flora as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 487**.

Speaker Mays thereupon appointed Reps. Neufeld, Schultz and Feuerborn as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 501**.

Speaker Mays thereupon appointed Reps. Hayzlett, Faber and M. Long as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 511**.

Speaker Mays thereupon appointed Reps. Jim Morrison, Long-Mast and Kirk as conferees on the part of the House.

On motion of Rep. Neufeld, the House acceded to the request of the Senate for a conference on **SB 552**.

Speaker Mays thereupon appointed Reps. Neufeld, Shultz and Feuerborn as conferees on the part of the House.

**MESSAGE FROM THE SENATE**

Announcing passage of **HB 2706, HB 2835.**

Announcing passage of **HB 2133**, as amended by **S. Sub. for HB 2133; HB 2391**, as amended by **S. Sub. for HB 2391; HB 2531**, as amended; **HB 2539**, as amended; **HB 2549**, as amended; **HB 2622**, as amended; **HB 2638**, as amended; **HB 2647**, as amended by **S. Sub. for HB 2647; HB 2657**, as amended; **HB 2658**, as amended; **HB 2673**, as amended; **HB 2675**, as amended; **HB 2742**, as amended; **HB 2777**, as amended by **S. Sub. for Sub. HB 2777; HB 2798**, as amended; **HB 2805**, as amended; **HB 2813**, as amended; **HB 2869**, as amended; **HB 2880**, as amended; **HB 2886**, as amended by **S. Sub. for HB 2886; HB 2912**, as amended by **S. Sub. for HB 2912.**

The Senate concurs in House amendments to **H. Sub. for SB 136.**

The Senate concurs in House amendments to **SB 312**, and requests return of the bill..

**MOTIONS TO CONCUR AND NONCONCUR**

On motion of Rep. Wilson, the House nonconcurred in Senate amendments to **S. Sub. for HB 2133** and asked for a conference.

Speaker Mays thereupon appointed Reps. O'Neal, Patterson and Pauls as conferees on the part of the House.

On motion of Rep. Showalter, the House nonconcurred in Senate amendments to **S. Sub. for HB 2391** and asked for a conference.

Speaker Mays thereupon appointed Reps. Loyd, Owens and Ward as conferees on the part of the House.

On motion of Rep. Burgess, the House nonconcurred in Senate amendments to **HB 2531** and asked for a conference.

Speaker Mays thereupon appointed Reps. D. Johnson, Powell and Thimesch as conferees on the part of the House.

On motion of Rep. Wilson, the House nonconcurred in Senate amendments to **HB 2549** and asked for a conference.

Speaker Mays thereupon appointed Reps. Barbieri-Lightner, Dreher and B. Sharp as conferees on the part of the House.

On motion of Rep. Wilson, the House nonconcurred in Senate amendments to **HB 2622** and asked for a conference.

Speaker Mays thereupon appointed Reps. D. Johnson, Powell and Thimesch as conferees on the part of the House.

On motion of Rep. Neufeld, the House nonconcurred in Senate amendments to **HB 2638** and asked for a conference.

Speaker Mays thereupon appointed Reps. Loyd, Owens and Ward as conferees on the part of the House.

On motion of Rep. Burgess, the House nonconcurred in Senate amendments to **S. Sub. for Sub. HB 2647** and asked for a conference.

Speaker Mays thereupon appointed Reps. Wilk, Gordon and Burroughs as conferees on the part of the House.

On motion of Rep. Wilson, the House nonconcurred in Senate amendments to **HB 2657** and asked for a conference.

Speaker Mays thereupon appointed Reps. Jim Morrison, Long-Mast and Kirk as conferees on the part of the House.

On motion of Rep. Neufeld, the House nonconcurred in Senate amendments to **HB 2658** and asked for a conference.

Speaker Mays thereupon appointed Reps. Jim Morrison, Long-Mast and Kirk as conferees on the part of the House.

On motion of Rep. Wilson, the House nonconcurred in Senate amendments to **HB 2673** and asked for a conference.

Speaker Mays thereupon appointed Reps. Neufeld, Shultz and Feuerborn as conferees on the part of the House.

On motion of Rep. Wilson, the House nonconcurrred in Senate amendments to **HB 2675** and asked for a conference.

Speaker Mays thereupon appointed Reps. Neufeld, Shultz and Feuerborn as conferees on the part of the House.

On motion of Rep. Burgess, the House nonconcurrred in Senate amendments to **HB 2742** and asked for a conference.

Speaker Mays thereupon appointed Reps. Loyd, Owens and Ward as conferees on the part of the House.

On motion of Rep. Neufeld, the House nonconcurrred in Senate amendments to **S. Sub. for Sub. HB 2777** and asked for a conference.

Speaker Mays thereupon appointed Reps. Loyd, Owens and Ward as conferees on the part of the House.

On motion of Rep. Wilson, the House nonconcurrred in Senate amendments to **HB 2798** and asked for a conference.

Speaker Mays thereupon appointed Reps. Mason, D. Williams and Rehorn as conferees on the part of the House.

On motion of Rep. Burgess, the House nonconcurrred in Senate amendments to **HB 2805** and asked for a conference.

Speaker Mays thereupon appointed Reps. Vickrey, Ostmeyer and Toelkes as conferees on the part of the House.

On motion of Rep. Wilson, the House nonconcurrred in Senate amendments to **HB 2813** and asked for a conference.

Speaker Mays thereupon appointed Reps. Jim Morrison, Long-Mast and Kirk as conferees on the part of the House.

On motion of Rep. Burgess, the House nonconcurrred in Senate amendments to **HB 2869** and asked for a conference.

Speaker Mays thereupon appointed Reps. Loyd, Owens and Ward as conferees on the part of the House.

On motion of Rep. Wilson, the House nonconcurrred in Senate amendments to **HB 2880** and asked for a conference.

Speaker Mays thereupon appointed Reps. O'Neal, Patterson and Pauls as conferees on the part of the House.

On motion of Rep. Burgess, the House nonconcurrred in Senate amendments to **S. Sub. for HB 2886** and asked for a conference.

Speaker Mays thereupon appointed Reps. Neufeld, Shultz and Feuerborn as conferees on the part of the House.

On motion of Rep. Wilson, the House nonconcurrred in Senate amendments to **S. Sub. for HB 2912** and asked for a conference.

Speaker Mays thereupon appointed Reps. Neufeld, Shultz and Feuerborn as conferees on the part of the House.

Speaker Mays announced that in accordance with House Rule 2107, the Senate amendments to **HB 2539** do materially change its subject and **HB 2539** therefor is not subject to Motions to Concur and Nonconcur.

**HB 2539** was thereupon introduced and read by title.

Speaker Mays thereupon referred **HB 2539** to Committee on Economic Development.

The House stood at ease until the sound of the gavel.

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Speaker Mays called the House to order.

#### **MESSAGE FROM THE SENATE**

The Senate accedes to the request of the House for a conference on **S. Sub. for HB 2133** and has appointed Senators Vratil, Pugh and Goodwin 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 2391** and has appointed Senators Vratil, Emler and Goodwin as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2531** and has appointed Senators Schmidt, Huelskamp and Lee 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 Teichman, Barnett and Steineger as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2622** and has appointed Senators Schmidt, Huelskamp and Lee as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2638** and has appointed Senators Vratil, Schmidt and Goodwin 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 2647** and has appointed Senators Brownlee, Jordan and Barone as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2657** and has appointed Senators Wagle, Barnett and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2658** and has appointed Senators Wagle, Barnett and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2673** and has appointed Senators Morris, Adkins and Downey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2675** and has appointed Senators Morris, Adkins and Downey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2742** and has appointed Senators Vratil, Pugh and Goodwin 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 2777** and has appointed Senators Vratil, Pugh and Goodwin as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2798** and has appointed Senators Brungardt, Lyon and Gilstrap as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2805** and has appointed Senators Allen, Taddiken and Betts as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2813** and has appointed Senators Wagle, Barnett and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2869** and has appointed Senators Vratil, Pugh and Goodwin as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2880** and has appointed Senators Vratil, Schmidt and Goodwin 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 2886** and has appointed Senators Morris, Adkins and Downey 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 2912** and has appointed Senators Morris, Adkins and Downey as conferees on the part of the Senate.

The President announced the appointment of Senator Jordan as a member of the conference committee on **SB 384** to replace Senator Salmans.

The President announced the appointment of Senator Lee as a member of the conference committee on **SB 353, SB 472, SB 524** to replace Senator Downey.

The President announced the appointment of Senator Emler as a member of the conference committee on **HB 2037** to replace Senator Brownlee.

The President announced the appointment of Senator Hensley as a member of the conference committee on **HB 2795** to replace Senator Downey.

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

**HB 2571, HB 2614, HB 2627, HB 2676, HB 2784, HB 2898, HB 2899, HB 2901, HB 2937** reported correctly engrossed March 26, 2004.

**REPORT ON ENROLLED BILLS**

**HB 2737** reported correctly enrolled, properly signed and presented to the governor on March 26, 2004.

**READING AND CORRECTION OF THE JOURNAL**

In the Journal, on page 1604, the motion to nonconcur and request a conference on **HB 2673** should be deleted. The motion was not in order.

Also, in the Senate Message on page 1604, delete "HB 2673, as amended" and insert the bill number following "Announcing the passage of."

On motion of Rep. Wilson, the House adjourned until 10:00 a.m., Wednesday, March 31, 2004.

CHARLENE SWANSON, *Journal Clerk.*

JANET E. JONES, *Chief Clerk.*

