

# Journal of the Senate

TWENTY-THIRD DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Thursday, February 12, 2026, 2:30 p.m.

The Senate was called to order by Vice President Tim Shallenburger.  
The roll was called with 40 senators present.  
Invocation by guest chaplain, Reverend L.D. Holmes:

Dear Father, You are a good and gracious Father, and we give You thanks for Your grace, understanding and patience. We understand we have not yet arrived at that place where we have learned everything there is to be learned about others or ourselves. Give us the wisdom to make decisions which will withstand the scrutiny of time.

In the book of Proverbs Your word tells us "He who restrains his words has knowledge, and those who have a cool spirit are people of understanding. Even a fool when he keeps silent is considered wise; When he closes his lips, he is counted prudent." Might the words we speak be filtered through wisdom and understanding. Keep us from using words which do not add value to a given conversation. Help us to always evaluate our articulated values through the prism of reasoned thought, flavored with insight and godliness. Where we have differences of opinion, allow our responses to always reflect good character and a gentle spirit.

Everyone gathered here has an opinion about every situation which comes before them. Your Word reminds us "He who gives an answer before he hears, it is folly and shame to him." Give us ears, I pray, which truly listens to opposing thoughts and ideas, knowing that at times opinions are changed when well formulated thoughts are presented.

Now may Your spirit of peace be manifested in this chamber today. We ask this in the Name of the One who Was and Is and Is to come, Amen!

The Pledge of Allegiance was led by Vice President Shallenburger.

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**SB 507**, AN ACT concerning elections; relating to the conduct thereof; prohibiting enforcement of federal immigration laws at polling places and locations designated for the canvassing, auditing and recounting of ballots; amending K.S.A. 25-2703 and K.S.A. 2025 Supp. 25-3005, 25-3009 and 25-3107 and repealing the existing sections, by Committee on Federal and State Affairs.

**SB 508**, AN ACT concerning federal and state affairs; relating to the lottery operating fund; increasing transfers from such fund to the community crisis stabilization centers fund and the clubhouse model program fund of the Kansas department for aging and

disability services; amending K.S.A. 2025 Supp. 74-8711 and repealing the existing section, by Committee on Federal and State Affairs.

**SB 509**, AN ACT concerning sales and compensating use tax; relating to city and countywide retailers' sales tax; providing countywide retailers' sales tax authority for Sheridan county for the purpose of financing the costs of constructing a jail and law enforcement center; amending K.S.A. 2025 Supp. 12-187, 12-189 and 12-192 and repealing the existing sections, by Committee on Ways and Means.

#### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Commerce: **HB 2466**.

Education: **HB 2487**.

Judiciary: **SB 505, SB 506; HB 2243**.

Public Health and Welfare: **SB 504; HB 2478, HB 2533, HB 2534**.

#### MESSAGES FROM THE HOUSE

Announcing passage of **Sub Sub HB 2132; HB 2440, HB 2468, HB 2470, HB 2479, HB 2557, HB 2579**.

#### INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

**Sub Sub HB 2132; HB 2440, HB 2468, HB 2470, HB 2479, HB 2557, HB 2579** were thereupon introduced and read by title.

#### REPORTS OF STANDING COMMITTEES

Committee on **Agriculture and Natural Resources** recommends **SB 317** be amended on page 2, in line 26, after "projects" by inserting "or the environmental protection agency drinking water state revolving fund requirements";

On page 5, in line 4, after "15" by inserting ", and grants shall be awarded not later than 180 days after such date"; in line 7, after "issued" by inserting "unless the grantee requests additional time to secure supplemental funding, but in no case shall the additional time exceed 120 days of such grant being issued";

On page 6, in line 6, by striking "Forgiveness" and inserting "Prepayment"; in line 33, after "from" by inserting "the municipality,";

On page 7, in line 5, by striking "forgiveness" and inserting "prepayment of"; and the bill be passed as amended.

Also, **SB 425** be amended on page 1, in line 28, by striking the first "1" and inserting "15"; also in line 28, by striking the second "1" and inserting "15"; in line 30, by striking "1" and inserting "15";

On page 2, following line 27, by inserting:

"Sec. 2. K.S.A. 2-2120 is hereby amended to read as follows: 2-2120. (a) Every live plant dealer, before advertising for sale, selling, offering for sale or delivering any live plants in this state, shall procure from the secretary a live plant dealer's license for each location from which such live plant dealer engages in business as a live plant dealer, except for temporary locations that are registered with the secretary.

(b) Application for such license shall be made on a form furnished by the secretary. The fee for each application shall be fixed by rules and regulations adopted by the secretary, except that such fee shall not exceed \$100, excluding the plant pest

emergency fee, authorized pursuant to K.S.A. 2-2129, and amendments thereto.

(c) A live plant dealer who does not export live plants from the state, has annual gross receipts under \$10,000 and has only one location, other than temporary locations, may apply for a reduced license fee. The reduced fee shall not exceed \$50, excluding the plant pest emergency fee. Application for the reduced license fee shall be made on the license application form provided by the secretary.

(d) All live plant dealer licenses shall expire on January 31, following the date of issue. Renewal of a license on or after the February 15 immediately following such date of expiration shall result in a \$25 late fee, except that if a license is renewed after the ~~March 4 15~~ immediately following such date of expiration, such late fee shall be \$50. A live plant dealer license shall not be issued until all fees are paid to the secretary.

(e) Any person who conducts business as a special event live plant dealer shall not be required to obtain a live plant dealer's license but shall register with the secretary in such form and manner as prescribed by the secretary.

(f) A live plant dealer may only engage in the live plant business with live plants that are:

(1) In compliance with all quarantines and regulated nonquarantine pest freedom standards established by the secretary; or

(2) accompanied by a valid certificate of inspection of a federal inspector or inspector of another state stating that such live plants comply with all applicable quarantines and regulated nonquarantine pest freedom standards.";

Also on page 2, in line 28, by striking "is" and inserting "and 2-2120 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "agricultural seeds" and inserting "registration fees"; in line 4, after the semicolon by inserting "providing a grace period for late registrations for agricultural seed and live plant dealers;"; also in line 4, after "2-1421a" by inserting "and 2-2120"; in line 5, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Education** recommends **SB 340, SB 381, SB 406** be passed.

Committee on **Federal and State Affairs** recommends **SB 392** be passed.

Also, **SB 394** be amended on page 1, in line 12, after the period by inserting "Except as otherwise provided,"; in line 17, by striking "enactment" and inserting "final order or judgment"; in line 19, after the period by inserting "If such final order or judgment is issued within 45 days prior to the date of an election or at any time from the date of such election until the date the results of such election are certified by the secretary of state, the secretary of state shall cause notice of such final order or judgment to be published in the Kansas register at the time of the next regular publication of the Kansas register following the date the results of such election are certified by the secretary.;" and the bill be passed as amended.

**SB 451** be amended on page 2, in line 22, by striking "in detail"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 408** be passed.

Also, **SB 372** be amended on page 1, in line 9, before "The" by inserting "(a)"; following line 11, by inserting:

"(b) The provisions of this section shall be effective on and after January 1, 2027.";

Also on page 1, in line 12, before "As" by inserting "(a)"; in line 13, by striking "(a)" and inserting "(1)"; in line 17, by striking "(1)" and inserting "(A)";

On page 2, in line 1, after "(h)" by inserting "'Commercially available method" means a method that includes affirmative age attestation for minors by someone who is reasonably believed to be a parent or legal guardian and requires other information collected in the ordinary course of account creation or use.

(9)";

Also on page 2, in line 5, after "(j)" by inserting "'In-app purchase" means a charge associated with any user conduct within an app and billed by an app store, including, but not limited to, the acquisition of virtual currency, digital goods, digital services or other apps.

(12)";

Also on page 2, in line 10, by striking "(1)" and inserting "(A)"; in line 15, by striking "(1)" and inserting "(A)"; in line 25, by striking "(1)" and inserting "(A)"; in line 32, by striking "(1)" and inserting "(A)"; in line 37, by striking "(A)" and inserting "(i)";

On page 3, in line 10, by striking "(1)" and inserting "(A)"; in line 13, by striking "(A)" and inserting "(i)"; in line 18, by striking "(1)" and inserting "(A)"; following line 23, by inserting:

"(b) The provisions of this section shall be effective on and after January 1, 2027.";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

On page 4, following line 30, by inserting:

"(h) The provisions of this section shall be effective on and after January 1, 2027.";

Also on page 4, in line 32, after "verify" by inserting ", through the app store's data sharing methods,";

On page 5, following line 26, by inserting:

"(e) The provisions of this section shall be effective on and after January 1, 2027."; in line 27, by striking "October 1, 2026" and inserting "January 1, 2027"; in line 39, by striking all after "(b)"; by striking all in lines 40 through 43;

On page 6, by striking all in lines 1 through 3; in line 4, by striking "(c)"; following line 12, by inserting:

"(d) The provisions of this section shall be effective on and after January 1, 2027.";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

Also on page 6, following line 32, by inserting:

"(d) The provisions of this section shall be effective on and after January 1, 2027.";

On page 7, following line 18, by inserting:

"(f) The provisions of this section shall be effective on and after January 1, 2027.";

Also on page 7, in line 19, before "Sections" by inserting "(a)"; following line 24, by inserting:

"(b) The provisions of this section shall be effective on and after January 1, 2027.";

On page 1, in the title, in line 5, by striking all after "act"; in line 6, by striking all before the period; and the bill be passed as amended.

Committee on **Public Health and Welfare** recommends **SB 430** be amended on page 1, in line 13, by striking all after "include"; in line 14, by striking "to,";

And the bill be passed as amended.

Committee on **Transportation** recommends **SB 445** be passed.

Also, **SB 353** be amended on page 3, in line 8, by striking "shall" and inserting "may"; in line 9, by striking "two"; and the bill be passed as amended.

**SB 404** be amended on page 1, by striking all in lines 9 through 36;

By striking all on page 2;

On page 3, by striking all in lines 1 through 23; in line 31, after the period by inserting "From July 1, 2026, through June 30, 2028,"; also in line 31, after "treasurer" by inserting ", the division of vehicles or a contractor of the division";

On page 4, in line 6, by striking "and K.S.A. 2025 Supp. 8-132 are" and inserting "is";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "and"; by striking all in line 2; in line 3, by striking all before the semicolon; in line 4, after "treasurers" by inserting ", the division of vehicles or a contractor of the division"; also in line 4, after "charge" by inserting "certain"; in line 5, by striking all after "and"; in line 6, by striking all before "repealing"; also in line 6, by striking "sections" and inserting "section"; and the bill be passed as amended.

Committee on **Utilities** recommends **SB 380** be amended on page 2, following line 1, by inserting:

“(e) The senate committee on utilities and the house of representatives committee on energy, utilities and telecommunications, or any successor committees thereof, shall commence a review of the provisions of this act during the 2031 regular session of the legislature. The committees shall hold at least one public hearing on the provisions of this act for the purpose of receiving testimony from members of the public, affected stakeholders, affected state agencies and any other appropriate state officers or employees. Following the conclusion of such review, the committees may jointly or separately issue a summary of findings and recommendations for consideration by the legislature.”; and the bill be passed as amended.

On motion of Senator Blasi, the Senate adjourned pro forma until 9:00 a.m., Friday, February 13, 2026.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

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