

# Journal of the House

## FIFTY-FOURTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Tuesday, April 4, 2017, 10:00 a.m.

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

The roll was called with 125 members present.

Prayer by Chaplain Brubaker:

Lord God,  
We are thankful today  
for the hope and the mercy that You give  
anew each and every day.  
As these leaders continue to make decisions  
that affect the citizens of this great state,  
help them to seek wisdom that comes from You –  
wisdom that is pure, peace-loving,  
considerate, full of mercy, impartial and sincere.  
May they be quick to listen, slow to speak;  
quick to ask for guidance, slow to criticize.  
Help them to be wise in the way they act towards each other;  
to make the most of every opportunity;  
and may their conversation be always full of grace.  
In Christ's Name I pray,  
Amen.

The Pledge of Allegiance was led by Rep. Pittman.

### INTRODUCTION OF GUESTS

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

It is an honor to bring before you today the athletes and coaches representing the Christian Homes in Educational Fellowship (CHIEF) boys' basketball team. CHIEF is a non-profit organization that provides support to Christian homeschooling families in the Manhattan and Wamego areas.

They earned their way to the state and national championship tournaments, with an outstanding record that included four overtime victories. In March, the CHIEF boys' basketball team won the 2017 National Championship title in the boys' Varsity Large

Program Division 2C at the National Christian Homeschool Championship held in Springfield, Missouri. There were 340 teams from 18 states present at this Championship.

This is a great achievement they earned, and is a direct result of the hard work and dedication these young men have displayed. I am proud to congratulate and introduce the players and coaches associated with the CHIEF boys' basketball team today.

The players here with me today are Patrick Schrader 1, Cody Mericle 2, Josh Upshaw 3, Derek Bowman 4, Nathan McNellis 5, Luke Casada 13, Luke McNellis 15, Noah Salts 20, Dylan Peters 22, Josh Patterson 24, James Wilson 44. The coaches include Head Coach John Peters, Assistant Coaches DeQuaan Simmons, Sid Catterson, John McNellis, and Doug Mericle. The Athletic Director is Troy Bowman. It is my honor to present the team and coaches with a certificate from the Kansas House of Representatives.

Please join me in congratulating them on their win.

### **INTRODUCTION OF GUESTS**

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

27,000 children are touched by the child welfare system in KS each year. In those same communities, 1.3 million adults claim the Christian faith. The math is simple. If each church mobilized its people, there would be more support then needed.

CarePortal is a platform for that mobilization.

The technology enables child welfare professionals from participating agencies to quickly communicate with participating churches by inputting a need and connecting with churches in the same zip code of the child or family that they are serving. This allows the church a simple, vetted and immediate way to respond to those in crisis, right in their own neighborhoods. Some have called the CarePortal technology "the Uber of the child welfare system".

The concept is so easy, and it's already working. Since March of 2015t 173 congregations in 19 counties in Kansas have impacted 1,698 children. Nationwide, 1,092 congregations in 11 states have impacted nearly 10,000 children. We are so excited to see this church/state partnership expand to every county in Kansas. To learn more, visit [CarePortal.org](http://CarePortal.org) or email [Tate@goproject.org](mailto:Tate@goproject.org)

Rep. Rafie recognized the following people: Tate Williams, State Director CarePortal; Jim West, Sr. Pastor, Colonial Presbyterian Church; Deacon Dana Narmeyer, Director of Evangelization, Archdiocese of Kansas City in Kansas and LaRochelle Young, Deputy Director, DCF Faith Based and Community Initiatives.

### **INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

The following bill was introduced and read by title:

**HB 2417**, AN ACT concerning firearms; relating to the personal and family protection act; authorizing prohibition of firearms in secured areas of state hospitals;

amending K.S.A. 2016 Supp. 75-7c20 and repealing the existing section, by Committee on Federal and State Affairs.

### **REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were referred to committees as indicated:

Appropriations: **Sub SB 189**.

Federal and State Affairs: **SB 86, SB 135, SB 202**.

Financial Institutions and Pensions: **SB 138, SB 205**.

Judiciary: **SB 179**.

### **CHANGE OF REFERENCE**

Speaker pro tem Schwab announced the withdrawal of **SB 13** from Committee on Appropriations and referral to Committee on Commerce, Labor and Economic Development.

### **COMMUNICATIONS FROM STATE OFFICERS**

From Samuel M. Williams, Secretary of Revenue, Kansas Department of Revenue, pursuant to K.S.A. 74-50, 118(c), annual report to the Governor and Legislature estimating the state tax expenditures from income tax credits claimed and sales tax exemptions allowed under the Kansas Enterprise Zone Act.

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

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

On motion of Rep. Kelly, **HR 6027**, A RESOLUTION designating April 4, 2017, as Senior Corps and National Service Day at the Capitol, was adopted.

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

More than 3,900 seniors in Kansas contribute their time and talents in one of three Senior Corps programs. Foster Grandparents serve one-on-one as tutors and mentors to more than 7,100 young people who have special needs. Senior Companions help more than 490 homebound seniors and other adults maintain independence in their own homes. RSVP volunteers renovate homes, tutor and mentor youth, respond to natural disasters, provide transportation to medical appointments, serve our veterans and military, deliver meals, help at food pantries, offer free tax preparation services and provide other services through more than 740 groups across Kansas. In a recent report, the Kansas Association of Senior Corps Directors reported an average of over one million hours in volunteer service is provided each year by Senior Corps Volunteers in these three programs.

Not only do our state and our communities benefit from Senior Corps Volunteers, but, over the past two decades there has been research that indicates volunteering provides individual health benefits, in addition to social ones, to the volunteers.

Today I have with me representatives from these three Senior Corps programs: Foster Grandparents – Ada Wilson; RSVP Volunteers – Luella Lovelace & Kathy Shepard;

Senior Companions – Samuel Linnebur.

At a time when fiscal restraint is a must, National Service is a wise investment of taxpayer dollars and is good for Kansans. Please join with me in thanking these Senior Corps Volunteers who represent these three programs that are truly making a difference in the state of Kansas.

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

Roll call was demanded on motion of Rep. Ward to move **HB 2042** to the first measure to be considered on General Orders today.

On roll call, the vote was: Yeas 44; Nays 81; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Ballard, Bishop, Brim, Burroughs, Carlin, Carmichael, Clayton, Crum, Curtis, Deere, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Hodge, Holscher, Kuether, Lusk, Lusker, Miller, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phelps, Pittman, Rooker, Ruiz, Sawyer, Sloan, Stogsdill, Terrell, Trimmer, Victors, Ward, Weigel, Whipple, Wilson, Winn, Wolfe Moore.

Nays: Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Blex, Campbell, Carpenter, Claeys, Clark, Concannon, Corbet, Cox, Davis, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Gallagher, Garber, Good, Hawkins, Hibbard, Highland, Hineman, Hoffman, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Lakin, Landwehr, Lewis, Markley, Mason, Mastroni, Orr, Osterman, Patton, Phillips, Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, A. Smith, E. Smith, Sutton, Swanson, Tarwater, Thimesch, Thompson, Vickrey, Waymaster, Weber, Wheeler, Whitmer, Williams.

Present but not voting: None.

Absent or not voting: None.

The motion of Rep. Ward did not prevail.

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

**HB 2235**, AN ACT concerning sales and use taxation; relating to the administration thereof; required notices and reports, was considered on final action.

On roll call, the vote was: Yeas 104; Nays 21; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Alford, Arnberger, Aurand, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burroughs, Campbell, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Dierks, Dietrich, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Lewis, Lusk, Lusker, Markley, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Proehl, Rafie, Rahjes, Ralph, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: Awerkamp, B. Carpenter, Corbet, DeGraaf, Delperdang, Dove, Garber, Hawkins, Helgerson, Houser, Huebert, Jacobs, K. Jones, Landwehr, Mason, Osterman, R. Powell, Resman, Sutton, Weber, C., Whitmer.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

**HB 2407**, AN ACT concerning real estate; relating to duties of the attorney general and the secretary of administration, was considered on final action.

On roll call, the vote was: Yeas 108; Nays 17; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Campbell, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., E. Davis, Deere, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Landwehr, Lewis, Lusk, Markley, Mason, Mastroni, Neighbor, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Waymaster, Weber, C., Wheeler, Whipple, Whitmer, K. Williams, Wilson, Winn.

Nays: Alcala, Burroughs, Carlin, Curtis, Frownfelter, Hodge, Lusker, Miller, Murnan, Ohaebosim, Ruiz, Sawyer, Stogsdill, Victors, Ward, Weigel, Wolfe Moore.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

#### EXPLANATION OF VOTE

MR. SPEAKER: I vote no on **HB 2407**. The Governor has ignored votes in both Chambers. As long as he continues to ignore those, and continues to tie the hands of our local governments, our communities, and our neighborhoods, there is no reason he should be able to pick and choose what he wants when he does not allow our communities to do so. Therefore, I must vote no on this bill. – STAN FROWN FELTER

**SB 83**, AN ACT concerning the Kansas propane safety and licensing act; amending K.S.A. 55-1807 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 125; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcala, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly,

Kessinger, Koesten, Kuether, Lakin, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

**Sub for Sub SB 95**, AN ACT authorizing telephonic signatures for public assistance applications; relating to powers, duties and functions of the Kansas department for children and families, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 4; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Houser, Huebert, Humphries, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: Jacobs, Landwehr, Schroeder, Whitmer.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

**SB 96**, AN ACT concerning the Kansas cigarettes and tobacco products act; relating to definitions, licenses and permits, suspension or revocation licenses, stamps, records required of dealers, unlawful acts, penalties, sale of cigarettes, application of certain laws to taxes, remittance of taxes, escrow deposits, taxation of electronic cigarettes; amending K.S.A. 79-3304, 79-3309, 79-3323, 79-3324a, 79-3326 and 79-3378 and K.S.A. 2016 Supp. 50-6a07, 79-3301, 79-3302, 79-3303, 79-3311, 79-3312, 79-3316, 79-3321, 79-3322, 79-3333, 79-3335, 79-3387, 79-3391, 79-3392, 79-3393 and 79-3399 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 2; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeys,

Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgeson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murman, Neighbor, Ohaebosim, Orr, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: Landwehr, Osterman.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Patton in the chair.

#### COMMITTEE OF THE WHOLE

On motion of Rep. Patton, Committee of the Whole report, as follows, was adopted:

Recommended that **HB 2409**, **HB 2408** be passed.

#### REPORTS OF STANDING COMMITTEES

Committee on **Taxation** recommends **HB 2230** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2230," as follows:

"Substitute for HOUSE BILL NO. 2230

By Committee on Taxation

"AN ACT concerning property taxation; relating to exemptions, property owned by a redevelopment authority and located in a redevelopment district within a former federal enclave.";

And the substitute bill be passed.

(**Sub HB 2230** was thereupon introduced and read by title.)

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

#### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

**HB 2418**, AN ACT concerning health and healthcare; establishing an on-site state employee health clinic; making and concerning appropriations for the fiscal year ending June 30, 2018, for the department of administration, by Committee on Appropriations.

#### CHANGE OF CONFEREES

Speaker pro tem Schwab announced the appointment of Rep. Trimmer to replace Rep. Finney as a conferee on **SB 21**.

#### **MOTIONS TO CONCUR AND NONCONCUR**

On motion of Rep. Barker, the House nonconcurrred in Senate amendments to **HB 2102** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Barker, Highland and Ruiz as conferees on the part of the House.

On motion of Rep. Vickrey, the House nonconcurrred in Senate amendments to **HB 2067** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Vickrey, Dove and Neighbor as conferees on the part of the House.

On motion of Rep. Proehl, the House nonconcurrred in Senate amendments to **HB 2095** and asked for a conference.

Speaker pro tem Schwab thereupon appointed Reps. Proehl, Francis and Lusker as conferees on the part of the House.

On motion of Rep. Hineman, the House recessed until 12:30 p.m.

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#### AFTERNOON SESSION

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

#### **MESSAGES FROM THE SENATE**

The Senate accedes to the request of the House for a conference on **HB 2041** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **S Sub for HB 2053** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2054** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2085** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2092** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2111** and has appointed Senators Longbine, Billinger and Rogers as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2128** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2153** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2158** and has

appointed Senators Bowers, Fitzgerald and Faust-Goudeau as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2170** and has appointed Senators Petersen, Doll and Pettey 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 2174** and has appointed Senators Petersen, Doll and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2301** and has appointed Senators Wilborn, Lynn and Haley as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2313** and has appointed Senators LaTurner, Estes and Faust-Goudeau as conferees on the part of the Senate.

Also, the Senate adopts the Conference Committee report on **S Sub for Sub HB 2052**.

#### **MOTIONS TO CONCUR AND NONCONCUR**

On motion of Rep. Williams, the House concurred in Senate amendments to **HB 2006**, AN ACT concerning counties; relating to the expansion of the board of county commissioners; amending K.S.A. 2016 Supp. 19-203 and repealing the existing section.

Call of the House was demanded.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Barker, Becker, Bishop, Blex, Brim, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Ballard.

On motion of Rep. Hawkins, the House concurred in Senate amendments to **S Sub for HB 2027**, AN ACT concerning the healing arts; relating to anatomic pathology billing; institutional licenses; licensee reporting; amending K.S.A. 2016 Supp. 65-2837, 65-2895 and 65-2898 and repealing the existing sections.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Barker, Becker, Bishop, Brim, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: Blex.

Present but not voting: None.

Absent or not voting: Ballard.

On motion of Rep. Vickrey, the House concurred in Senate amendments to **HB 2043**, AN ACT concerning insurance; relating to financial examination; requirements; amending K.S.A. 40-2912 and K.S.A. 2016 Supp. 12-2620 and 44-584 and repealing the existing sections.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Barker, Becker, Bishop, Blex, Brim, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Ballard.

On motion of Rep. Hawkins, the House concurred in Senate amendments to **S Sub for HB 2055**, AN ACT concerning the state board of pharmacy; relating to powers, duties and functions thereof; biological products; amending K.S.A. 65-669, 65-1633, 65-1635, 65-1648, 65-1660 and 65-7007 and K.S.A. 2016 Supp. 65-1626, 65-1627, 65-1636, 65-1637, 65-1642, 65-1643, 65-1645, 65-1655, 65-1663, 65-1669, 65-1676, 65-2837a and 65-4202 and repealing the existing sections; also repealing K.S.A. 2016

Supp. 65-1637b and 65-1651a.

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

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Barker, Becker, Bishop, Blex, Brim, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: Wheeler.

Present but not voting: None.

Absent or not voting: Ballard.

On motion of Rep. Williams, the House concurred in Senate amendments to **HB 2094**, AN ACT concerning municipalities; concerning contracts; dealing with the interlocal cooperation act; amending K.S.A. 12-2908 and K.S.A. 2016 Supp. 12-2904 and repealing the existing sections.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Averkamp, Baker, Barker, Becker, Bishop, Blex, Brim, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Ballard.

On motion of Rep. Williams, the House concurred in Senate amendments to **HB 2137**, AN ACT concerning cities and counties; dealing with certain volunteer activities of governing body members; amending K.S.A. 19-205 and repealing the existing

section.

On roll call, the vote was: Yeas 111; Nays 13; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Barker, Becker, Bishop, Blex, Brim, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Humphries, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: Corbet, DeGraaf, Esau, Garber, Houser, Huebert, Jacobs, Jennings, K. Jones, Mastroni, R. Powell, Sutton, Whitmer.

Present but not voting: None.

Absent or not voting: Ballard.

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

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

**HB 2419**, AN ACT concerning state finances; transfers to and expenditures from the budget stabilization fund; amending K.S.A. 2016 Supp. 75-6706 and repealing the existing section, by Committee on Appropriations.

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

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## LATE AFTERNOON SESSION

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

## REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **SB 13** be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 13," as follows:

"House Substitute for SENATE BILL NO. 13

By Committee on Commerce, Labor and Economic Development

"AN ACT relating to the sale and consumption of alcoholic beverages; amending K.S.A. 41-2706 and 41-2726 and K.S.A. 2016 Supp. 41-102, 41-307, 41-308, 41-2701, 41-2702, 41-2704, 41-2708 and 41-2722 and repealing the existing sections; also

repealing K.S.A. 41-103.";

And the substitute bill be passed.

(H Sub for SB 13 was thereupon introduced and read by title.)

**REPORT ON ENGROSSED BILLS**

**HB 2025, HB 2140, HB 2235, HB 2407** reported correctly engrossed April 3, 2017.

**REPORT ON REENGROSSED BILLS**

**HB 2030** reported correctly reengrossed April 3, 2017.

**REPORT ON ENROLLED BILLS**

**HB 2110, HB 2136, HB 2191, HB 2217, HB 2219, HB 2312, HB 2329** reported correctly enrolled, properly signed and presented to the Governor on April 4, 2017.

**REPORT ON ENROLLED RESOLUTIONS**

**HR 6026** reported correctly enrolled and properly signed on April 4, 2017.

On motion of Rep. Phillips, the House adjourned until 10:00 a.m., Wednesday, April 5, 2017.

BECKIE HENDRICKS, JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

