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3 FINAL ACTION ON:

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5 HB2740 - AMENDMENTS TO THE CLASS ACT

6 REGARDING SUPPLEMENTAL

7 GENERAL STATE AID

8 AND CAPITAL OUTLAY STATE AID

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12 TRANSCRIPT

13 OF PROCEEDINGS,

14 beginning at 2:10 p.m. on the 23rd day of March,

15 2016, in Room 112N, Kansas State Capitol Building,

16 Topeka, Kansas, before the House Appropriations

17 Committee consisting of Rep. Ryckman, Chairman;

18 Rep. Schwartz, Rep. Henry, Rep. Ballard, Rep.

19 Barker, Rep. Carlin, Rep. Carpenter, Rep. Claeys,

20 Rep. Finney, Rep. Grosserode, Rep. Hawkins, Rep.

21 Highland, Rep. Hoffman, Rep. Hutton, Rep. Kahrs,

22 Rep. Kleeb, Rep. Lunn, Rep. Macheers, Rep. Proehl,

23 Rep. Rhoades, Rep. Suellentrop, Rep. Waymaster and

24 Rep. Wolfe Moore.

25 .



1 CHAIRMAN RYCKMAN: Is there objection to
2 working HB2740 today? If not, I call for a
3 motion. Representative Barker.

4 REP. BARKER: Motion to suspend the rules
5 and work -- not the rules, the roll and work the
6 bill today.

7 CHAIRMAN RYCKMAN: Second by
8 Representative Claeys. Any discussion? All in
9 favor, say aye. Opposed? The bill is suspended.

10 At this point I call for any discussion or
11 amendments to HB2740.

12 Representative Lunn.

13 REP. LUNN: Thank you, Mr. Chairman. I
14 do have an amendment, a technical amendment. If
15 Jason could explain it, I'd appreciate it.

16 MR. LONG: Mr. Chairman, the amendment
17 that was just passed out labeled Balloon
18 Amendments for House Bill 2740, No. 2, would add a
19 section of law to the bill to amend K.S.A. 72-
20 6474. This is a statute authorizing the school
21 districts to levy a local property tax to cover
22 the cost of operation of new school facilities.

23 The amendment is in the insert on page 1.
24 You can see the change in Subsection B of the
25 statute. This is to clarify that school districts



1 will be able to go to the Board of Tax Appeals
2 next school year to seek authorization to levy a
3 property tax for the operation of those new school
4 facilities whose construction was financed by the
5 issuance of bonds approved for issuance at
6 election held on or before June 30th of 2015.

7 CHAIRMAN RYCKMAN: Do we have a second?
8 Second by Representative Grosserode. Any further
9 discussion, questions?

10 Representative Schwartz.

11 REP. SCHWARTZ: Thank you, Mr. Chair. My
12 question is, does this -- I read the amendment,
13 but you mentioned that it was for new school
14 facilities and the amendment does not read that
15 way. It is for any? Or am I missing something?

16 MR. LONG: This is based on the
17 authorization under the prior school formula to
18 cover the cost related to ancillary school
19 facilities, the cost of operating those new
20 facilities once they have opened.

21 REP. SCHWARTZ: So it has to be a new
22 facility?

23 MR. LONG: So it is a new facility, yes.

24 CHAIRMAN RYCKMAN: Any other discussion?
25 Representative Lunn?



1 REP. LUNN: Thank you, Mr. Chairman. I
2 close.

3 CHAIRMAN RYCKMAN: All in favor, say Aye.
4 Opposed? Amendment carries.

5 Representative Barker.

6 REP. BARKER: I have an amendment. Have
7 they handed it out? Jason, did you hand it out.

8 MR. LONG: I'm not sure which amendment
9 you are offering.

10 REP. BARKER: Well, you prepared it. It
11 was as to the balloon. It was on 515 and had the
12 preamble. I think we are handing it out now.

13 And, Mr. Chair, the reason we are doing it is
14 the Court has said build a record, build a record,
15 build a record, build a record, and that's what
16 this preamble attempts to do. Other than that,
17 I'll let Jason explain.

18 CHAIRMAN RYCKMAN: Thank you. Mr. Long.

19 MR. LONG: Yes, Mr. Chairman. The
20 balloon that's being passed out now would first
21 add a preamble following line 7 of the bill,
22 making statements as to the -- the bill, and then
23 it would also add a new Section 2 following line
24 34 on page 1. That balloon continues on to the
25 back page that's being distributed to you, and



1 that new Section 2 is what expressed legislative
2 intent with this bill and findings of fact based
3 on the hearings that were conducted by this
4 committee during this week.

5 CHAIRMAN RYCKMAN: We'll pause and allow
6 everyone to read the amendment.

7 REP. BARKER: Mr. Chairman, while they
8 are reading it, findings of facts are very
9 important in case law. Before a judge makes a
10 decision, he makes his findings of fact and he
11 reaches his conclusions of law. What I'm trying
12 to assist the Court in being able to -- they will
13 know what our findings of facts are, and I think
14 that would assist them in their deliberations.
15 And that was the purpose of this amendment. Thank
16 you, sir.

17 CHAIRMAN RYCKMAN: Do we have a second?
18 Seconded by Representative Kleeb.

19 Representative Ballard.

20 REP. BALLARD: Thank you, Mr. Chairman.
21 I've finished reading it. And just to clarify
22 some of this for me, may I ask you, please, in
23 terms of new Section 1, just tell me what is that
24 really addressing? It's talking about the intent
25 of this in my book. Can you say it -- may I ask



1 him in plain language?

2 REP. BARKER: In plain language, this is
3 the preamble which is before the enactment.

4 Basically, what we are doing is a -- these are our
5 -- this is our statement of facts because courts
6 often look and say what is the legislative intent
7 here? And they go back and look at legislative
8 intent. I think this amendment is clarifying our
9 legislative intent so it will assist them. And
10 that's the other reason. The other reason we are
11 making a record of a transcript with the court
12 reporter -- I'm not sure she qualifies -- but I'm
13 trying to assist the Court, and I'm not trying to
14 do anything other than that, to assist them in
15 letting them understand what our legislative
16 intent is. And that's the reason we have that
17 preamble. Thank you. I hope it was helpful.

18 REP. BALLARD: Yes, thank you very much,
19 it was. And I'm so sorry because I stopped here
20 and I didn't turn to the back. So I apologize,
21 but that clarified because I finished reading it
22 and I still would have had that question. So
23 thank you very much.

24 CHAIRMAN RYCKMAN: Has everyone had a
25 chance to read the back page, as well?



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1 Representative Henry.

2 REP. HENRY: Representative Barker, I'm
3 going to the back page, Item 3, where you talk
4 about severability. Can you talk about the --
5 what your amendment talks about here? Is this --
6 or is this bill --

7 REP. BARKER: Could you give me the page?

8 REP. HENRY: Back page.

9 REP. BARKER: Very last page?

10 REP. HENRY: Of your balloon.

11 REP. BARKER: All right, of the balloon.
12 Your question, sir?

13 REP. HENRY: No. 3, and it's almost to
14 the last sentence in No. 3, severability.

15 REP. BARKER: Right.

16 REP. HENRY: Severability.

17 REP. BARKER: I'm going to turn to Jason
18 on that. He was the -- go ahead, Jason.

19 MR. LONG: In that balloon, Subsection
20 (c)(3) is a statement, a finding of fact by the
21 legislature. The final sentence would be the
22 finding that the risk of disrupting education is
23 unacceptable to the legislature, and as a result,
24 provisions of this act should be considered as
25 severability.



1 If the committee recalls, I believe there was
2 testimony yesterday on the severability provision.
3 I believe Representative Barker inquired as to
4 what a severability provision does in an Act, and
5 so this is a finding of fact by the legislature
6 supporting the policy change to
7 -- in the bill to make the Act severable.

8 CHAIRMAN RYCKMAN: And again, to fully
9 clarify, our intent here is to do everything we
10 can to make sure the schools are open. If there
11 are sections the Supreme Court wants to revisit,
12 this gives them flexibility because we are
13 considering over \$4,000,000,000 in funds and we
14 want to make sure our schools can be open.

15 REP. BARKER: And also, if they should
16 find part of it unconstitutional, they could
17 proceed with -- we could proceed with the rest of
18 the statute until we got Court clarification and
19 the schools would remain open.

20 CHAIRMAN RYCKMAN: Any other discussion
21 of the preamble? Representative Wolfe Moore.

22 REP. WOLFE MOORE: I just have a
23 question, Mr. Chair. So on the back side on B, it
24 talks about adequacy also: "Furthermore, the
25 evidence before the legislature confirms the total



1 amount of school funding meets or exceeds the
2 Supreme Court's standard for adequacy." We
3 haven't really -- we haven't really talked about
4 adequacy, yet. Why is that in there?

5 REP. BARKER: Well, we have until the
6 Court tells us what adequacy is. That's pending.
7 So we are saying it's adequate now, but the Court
8 took that matter under advisement. They are going
9 to render a decision at some point in time and I
10 want them to understand that that's -- our
11 position is that we -- we are adequate until they
12 tell us what we need to do, if they choose to do
13 it.

14 CHAIRMAN RYCKMAN: Also, I'd like to add
15 that we heard testimony again in our Joint
16 Committee that demonstrated the funding to produce
17 excellent results of public education, and that's
18 the final sentence in Section B.

19 Representative Ballard.

20 REP. BALLARD: Thank you, Mr. Chairman.
21 Just a question. If we said or exceeds the
22 Supreme Court's standard for adequacy, is that
23 comparable to what we say in the Constitution as
24 suitable or are they totally different things?

25 CHAIRMAN RYCKMAN: I believe the Supreme



1 Court defined it as two different things. They
2 took suitability and split it between adequacy and
3 equity.

4 REP. BALLARD: Adequacy and what?

5 CHAIRMAN RYCKMAN: Equity.

6 REP. BALLARD: Oh, equity. Thank you.

7 CHAIRMAN RYCKMAN: Not seeing any further
8 questions, Representative, do you close?

9 REP. BARKER: I close.

10 CHAIRMAN RYCKMAN: All in favor of the
11 Barker amendment say aye? Opposed? Amendment
12 carries.

13 Any other discussion, amendments? I'm not
14 seeing any.

15 Committee, we will turn our attention to
16 Senate Bill 59. This bill was heard in
17 Appropriations on March 15th. I'll ask our
18 Revisor Daniel to confirm if the bill's contents
19 were passed into the bill and 2015 needs to be HB
20 2111.

21 MR. YOZA: That's correct. The contents
22 of this bill have already been passed into law.

23 CHAIRMAN RYCKMAN: Representative
24 Schwartz.

25 REP. SCHWARTZ: I move to remove the



1 contents of Senate Bill 59 and place the contents
2 of House Bill 2740 as amended into Senate Bill 59.
3 The House substitute for Senate Bill 59 we
4 recommend it favorably for passage.

5 CHAIRMAN RYCKMAN: Second by
6 Representative Carpenter. Discussion? I'm not
7 seeing any. Representative, you may close.

8 REP. SCHWARTZ: I close.

9 CHAIRMAN RYCKMAN: All in favor --
10 Representative Henry.

11 REP. HENRY: Mr. Chairman, I just was
12 trying to ascertain if the motion from
13 Representative Schwartz was to put it into 59, but
14 I was going to ask her, is this the double motion?
15 And once we agree to this, then all discussion is
16 over and we've voted the bill out of committee and
17 no longer discussion is not available?

18 REP. SCHWARTZ: I did have a motion, yes.
19 I made a motion to remove the contents of Senate
20 Bill 59 and place the contents of House Bill 2740
21 as it was amended into Senate Bill 59. And then
22 the double motion, the next part of it was that
23 House substitute for Senate Bill 59 be recommended
24 favorably for passage. Is that clear? Okay.

25 REP. HENRY: May I have discussion, Mr.



1 Chairman?

2 CHAIRMAN RYCKMAN: Representative Henry.

3 REP. HENRY: Thank you, Mr. Chairman.

4 I'll be voting no on the substitute for Senate
5 Bill 59. And to explain, I believe that became
6 pretty evident in our hearings that we had numbers
7 -- we'll have some school districts that -- and
8 I'm now hearing a number of school districts that
9 have a lot of concern about the motion of passing
10 Senate Bill 59 in the way of are we adequately
11 addressing equity in our schools. I guess it's no
12 more evident than we had a Bill 2731 that required
13 the state to put some additional funding into
14 school finance to take care of the equity issue.

15 I believe there are also a number of school
16 districts out there that are -- that have
17 experienced enrollment increases, they have
18 experienced cost increases. They've also -- we've
19 had a number of issues on property tax valuations
20 that have dropped dramatically. That all tends to
21 work on equity, and that's exactly why the Supreme
22 Court put those issues in there on equity is
23 because no two school years are the same for all
24 school districts and some have tremendous amounts
25 of variations in pupils, at-risk pupils and the



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1 cost of providing schools.

2 So for us to say that our answer to equity is
3 to just give the same amount of money, I believe
4 the courts may have some issues to discuss on
5 that. So I will be voting no. And I really
6 wanted to make a statement, since we are now
7 putting into Court proceedings into the record, I
8 believe that I want it to reflect that we did have
9 a number of questions on whether this is truly an
10 equity solution for schools and I hope that the
11 schools will look at it.

12 As you know, I requested and hoped that the
13 state school board, the Department of Education
14 keeps very good track of how schools are going to
15 react to this bill, if it is passed, and if it is
16 enacted by the Governor. Will the property
17 taxpayer, the people that pay property taxes in
18 this state, some that were probably going to be
19 due some property tax reductions because of the
20 equity issue now will not receive it. I think we
21 are going to see some property taxes increased
22 because of this bill because there will be some
23 school districts that will have to go find
24 additional operating expenditures and so there
25 will be escalation of property taxes because of



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1 the inaction of the legislature.

2 So, Mr. Chairman, that's my explanation for
3 my no vote. Thank you for the time.

4 CHAIRMAN RYCKMAN: Any other discussion?
5 Representative Rhoades.

6 REP. RHOADES: Thank you, Mr. Chair. I'm
7 convinced, in 10 years of being here, that it
8 doesn't matter what we do. Unless we put more
9 money in each year, you know, somebody is going to
10 be upset.

11 You know, I think it was evident by the fact
12 that we had four neutrals on a bill that basically
13 met the Court's requirements to the letter,
14 winners and losers, and everybody was neutral. I
15 don't buy this idea that, well, we didn't have
16 time to get up here. Well, no, I think they
17 purposely said let's just stay -- you know, let's
18 just stay quiet on this issue.

19 I think this is the better way to go. But as
20 I said in our discussions on that first bill, I
21 believe it's the legislature's job to provide an
22 amount of money and that's where it stops.

23 And suitable, adequate, one of the
24 superintendents of a large district told us he
25 believes that we are doing an adequate job. I



1 agree with him.

2 So, and to the point of this not meeting the
3 equity issue, I think one of the proponents we had
4 has had 27 years in the legislature, has been an
5 attorney for all those times, went through Montoy,
6 went through Gannon, has gone through all these.

7 As he said, he slept with it under his pillow. I
8 think he well and objectively knows that this
9 addresses the Court's opinion on every letter.

10 And so for that reason, I will be supporting this
11 bill. I don't think it solves our problem, but it
12 does for one year and I look forward to the debate
13 on the next part. Thank you.

14 CHAIRMAN RYCKMAN: Thank you.

15 Representative Grosserode.

16 REP. GROSSERODE: Thank you, Mr. Chair.
17 I will be supporting this bill. And going back to
18 what has been the discussion for now the last
19 couple weeks in regards to the equity formula and
20 -- and the information that we have found out in
21 the creation of these formulas that --
22 specifically with the LOB formula, that the
23 percentage line of equalization or no equalization
24 was based not on anything of fact, but on a pot of
25 money that was available at that time. That isn't



1 a scientific reality, that's just what money do we
2 have, let's create it.

3 There is nothing that says that the equity
4 formulas should not be the same. I would suggest
5 that the way we fund equity one way we, should
6 fund it the other way. So this brings it together
7 so that they are funded the same.

8 In addition, with what we had seen in
9 previous bills, districts were going to be harmed.
10 Some are going to be helped. Some of -- quite a
11 bit of that money in previous bills was not going
12 to reach the classroom. So, yes, there may have
13 been taxpayers that would have received a -- that
14 the benefit would have been to the taxpayers, not
15 to the district classrooms. And in this bill we
16 do not see that. We see all districts being held
17 harmless. There are no winners or losers.

18 In addition, I think everyone in this room
19 could agree that we want our schools to open up
20 next fall. We want to take that threat that our
21 schools will not open off the table. We want to
22 quiet the fear that was raised by the Court
23 decision that the issue that the schools may not
24 open is not the case.

25 So thank you, Mr. Chair, I will be voting



1 yes.

2 CHAIRMAN RYCKMAN: Representative Wolfe
3 Moore.

4 REP. WOLFE MOORE: I will be voting no on
5 this bill. I don't know how we can say we are
6 holding people harmless when the districts are
7 harmed, and so we didn't fix the deficiencies in
8 Senate Bill 7. So I think all we've done is sort
9 of we changed the formula. We haven't added any
10 new money to this or we have very little new money
11 to this. And so I don't know that this will
12 satisfy the courts. I too want the schools to
13 open, but I will not be supporting this bill.
14 Thank you, Mr. Chair.

15 CHAIRMAN RYCKMAN: Representative Kleeb.

16 MR. KLEEB: Thank you, Mr. Chairman.
17 Just recently we had House Bill 2731 which would
18 have created these disparities and would have
19 created winners and losers. And despite millions
20 going to some winners, none of them showed up.
21 And I think what we have seen here is that the
22 stakeholders want to be involved in the
23 deliberative process to actually define what
24 equity might mean. And we have a district or two
25 or a number of them actually closing schools, and



1 we find that that's not part of equity. And we
2 find that a good education and equal work means in
3 some districts that because they are declared
4 wealthy they have to shut schools down. That
5 doesn't seem right.

6 So I think we need to buy this time. I think
7 this is a good option. We've heard that this hold
8 harmless is definitely a process that's been done
9 in the past. If we have this winner/loser
10 situation, we are going to be taking money out of
11 the classroom, out of school operations from one
12 school and transferring it to another. How is
13 that equity? How is that positive for the
14 children?

15 And with that, this is an answer that we have
16 here with 2740 that will get us through the next
17 year so we can actually have a sensible
18 deliberative process with the stakeholders at the
19 table. Thank you.

20 CHAIRMAN RYCKMAN: Representative
21 Ballard.

22 REP. BALLARD: Thank you, Mr. Chairman.
23 I will be voting no on this, and my comment would
24 be we heard testimony this morning that reflects,
25 at least for me, the dilemma we find ourselves in



1 today. We heard from a superintendent from one of
2 the wealthiest districts as a proponent because,
3 you know, his comment was fix it. And yet, we
4 heard from another superintendent with a growing
5 population in their district that also indicated
6 they were one of the poorest districts in the
7 district. And that, to me, is what our dilemma
8 is, between those people that have and those
9 people that do not have.

10 2740 will not fix that because of just
11 holding them harmless and they'll get what they
12 had before. So maybe it's the best we can do, but
13 it's not good enough for me to vote yes. Thank
14 you very much.

15 CHAIRMAN RYCKMAN: Representative Lunn.

16 REP. LUNN: Thank you, Mr. Chairman. I
17 appreciate all the discussion and I know this is
18 something that's been going on way too long. We
19 had, going back, I think one of the previous
20 speakers has been here quite a while and talked
21 about it. This started way, way back when
22 basically a consultant came in and did a report
23 and said here's what you need to do. And out of
24 that report, they excluded a very key important
25 part that I still believe is something that we



1 need to address at some point in the future. We
2 are not going to do it this year, obviously, but
3 it has to do with efficiency.

4 I'd remind the body, or this committee, that
5 we had this block grant program that we started
6 that was in response to -- let's just look at the
7 last 10-year snapshot where we had only growth of
8 about 3 percent over the last 10 years of
9 students, up to 461,000 students in the State of
10 Kansas in K through 12. However, we funded
11 through full-time equivalent funding. Over that
12 same period of time, it grew 24 percent to over
13 800,000 FTE. I think it's been reported that we
14 are currently spending close to \$4,000,000,000. I
15 think the last three or four years, the Chairman
16 reported the other day, it was something over
17 400,000 in the last. There is no end.

18 To Representative Rhoades' remark, I don't
19 think you can get enough money. And until we
20 figure out a way to focus on the classroom and
21 getting the money in the classroom and not worry
22 about funding the institution on all sorts of
23 weightings that may or may not be reliable in
24 terms of determining what we really need to get
25 into the classroom, I -- I would accept this and



1 encourage the committee to vote for this as a
2 stopgap, allow us to get back to the business of
3 trying to fix the formula on a permanent basis.
4 Until we do that, I think we are going to continue
5 this continued cycle of paying with the courts.

6 I think let's get this one behind us. They
7 kind of interrupted our process of trying to
8 accomplish that. The threat of closing our
9 schools is not something that we can go into the
10 summer with allowing our kids and parents to be
11 worried about. So I think this will be a terrific
12 fix for the short term and let's get back to the
13 business of trying to do something about it over
14 the long term. Thank you.

15 CHAIRMAN RYCKMAN: Representative Henry.

16 REP. HENRY: Thank you, Mr. Chairman. My
17 remarks or questions are more for procedures here.
18 Since we now have these proceedings not only
19 recorded for minutes but also for the Court, will
20 our votes, if we -- if we request a no vote, will
21 those be shown up in the Court proceedings that we
22 do have some individuals on the committee that did
23 vote no?

24 CHAIRMAN RYCKMAN: Yes. If they are
25 asked to be recorded, they will be recorded.



1 REP. HENRY: My next question: When we
2 hear this bill, and I guess since we now put it
3 into a Senate bill, I guess -- I know you probably
4 can't answer this because this is beyond your
5 capabilities because you're not -- the Speaker
6 will do this. Will the whole body, all 125
7 members, get a chance to discuss this bill on the
8 House floor?

9 CHAIRMAN RYCKMAN: I think you answered
10 your own question. Everything in this committee
11 will be prepared to go to the floor for a full
12 debate, or at least discussion on.

13 REP. HENRY: Will either floor, either
14 body, when they do discuss this, will those --
15 will that debate and discussion be part of the
16 Court proceedings? Will there be a court reporter
17 on the floor of the Senate or the floor of the
18 House?

19 CHAIRMAN RYCKMAN: That is to be
20 determined, but if it's something you find
21 beneficial, we can have that discussion.

22 REP. HENRY: I'm not running this ship.
23 I'm just asking if that is going to be part of the
24 record for this bill?

25 CHAIRMAN RYCKMAN: Again, that's probably



1 not a question for me. The committee that I'm
2 chairing, we did provide the transcriptionist to
3 aid in the record. You bring up a good topic and
4 we can ask those who make that decision to make
5 the determination.

6 REP. HENRY: I'm just speaking for the
7 people and for the conferees who so eloquently
8 said that this is a great process that we have
9 Court proceedings, to get a lot of the recording.
10 Hopefully, they won't shortchange that process by
11 limiting debate on the floor -- in the full body
12 so that all members could have the opportunity to
13 make their -- make their issues known about the
14 school funding and the equity part of this issue.

15 So thank you, Mr. Chairman. Just trying to
16 get questions answered as to the process and the
17 proceedings.

18 CHAIRMAN RYCKMAN: Thank you. You know,
19 many of us in here, we wonder -- sometimes we want
20 to do the same -- do things the same way and
21 expect that result. And if we were to continue
22 with the formula, we go back to the additional
23 equalization money that went in in HB2506 in 2014.
24 We heard today testimony that a district received
25 over \$11,000,000, but as a result they dropped



1 their mills to 14. The money did not get to the
2 schools. This bill does not do that. That same
3 district has a mill right now of 49. That's one
4 of the ones that showed up and opposed this bill.
5 The other district that signed up in opposition
6 was at 56. I believe one of the districts that
7 showed up today and testified in favor, their mill
8 rate is at 68.

9 It's very difficult to find equity with a
10 math-like formula. Our schools are different, our
11 kids are different, our evaluations fluctuate.
12 But this is certainty that we will allow our
13 schools to be open and that we've done our best to
14 find a situation that's satisfied what the Court
15 has asked us to do.

16 With that, you've heard the motion for the
17 House substitute for Senate Bill 59 be recommended
18 favorable passage. All in favor, say aye.
19 Opposed?

20 Division has been requested. All in favor,
21 raise your right hand. All opposed.

22 Representative Henry would like his no vote
23 recorded. Representative Carlin would like her no
24 voted recorded. Representative Ballard would like
25 her no vote recorded. Representative Wolfe Moore



1 would like her no vote recorded. And not to be
2 left out, Representative Finney would like her no
3 vote recorded, as well. Final tally, 17 to 5.
4 The motion carries.

5 Any other work for -- we do not have any
6 other work for today. Tomorrow we are on call to
7 the Chair. I'm not sure we'll rise, but right now
8 nothing is scheduled. Thank you. We are
9 adjourned.

10 (THEREUPON, the hearing concluded at 2:45
11 p.m.)

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CERTIFICATE

STATE OF KANSAS

SS:

COUNTY OF SHAWNEE

I, Lora J. Appino, a Certified Court Reporter, Commissioned as such by the Supreme Court of the State of Kansas, and authorized to take depositions and administer oaths within said State pursuant to K.S.A. 60-228, certify that the foregoing was reported by stenographic means, which matter was held on the date, and the time and place set out on the title page hereof and that the foregoing constitutes a true and accurate transcript of the same.

I further certify that I am not related to any of the parties, nor am I an employee of or related to any of the attorneys representing the parties, and I have no financial interest in the outcome of this matter.

Given under my hand and seal this
24th day of March, 2016.



Lora J. Appino, C.C.R. No. 0602

