

Journal of the House

THIRTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 3, 2005, 10:30 a.m.

The House met pursuant to adjournment with Speaker Mays in the chair.
The roll was called with 123 members present.
Reps. Sawyer and Showalter were excused on verified illness.

Prayer by the Rev. Bob Hanson, pastor, Shawnee Heights Baptist Church, Topeka, and guest of Rep. Siegfried:

Heavenly Father,

My prayer is for these men and women intrusted with the stewardship of the resources of this State and your guidance over them as they fashion the laws and means to meet the needs of those they represent.

First, I give thanks to you for each of these — their individual service and sacrifice, their hours of labor away from their families, and loved ones. I ask your blessing and protection upon those loved ones, the wives, husbands and especially children and grandchildren who are at home as their dads and moms and grandparents are here to serve.

Implant a vision of the people who live in the districts each man and woman are here to represent — the individuals, the families, the children — to not only represent those who are successful in business and personal endeavors, but those who are struggling to make ends meet, those in need of training and jobs, as well as those who have jobs and work hard to keep them and care for themselves and their families.

Father, may these men and women remember those who are stricken with age, disease, disability or difficulty and need a champion for their cause — create in these men and women the heart to be that champion.

I ask that you would impart wisdom and understanding of how to balance resources of the state with the needs of the people. The wisdom and guidance needed to govern wisely and unselfishly.

Heavenly Father, would you impassion them for service. Grant the energy, the endurance and the patience required to match the sacrifice each one is called to face each day in this place.

Instill courage to search out and know truth — to search out all sides of the issues and grant the willingness to take a stand for the truth. Lead them Father, by the Spirit of Truth whom you have sent to be a guide into all truth.

Father, by your grace and mercy allow your blessing on the people and the deliberations to take place here today. I ask these things in Jesus' name. Amen.

The Pledge of Allegiance was led by Rep. Carlin.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2507**.

Governmental Organization and Elections: **HB 2506**.

On motion of Rep. Aurand, the House resolved into Committee of the Whole, with Rep. Edmonds in the chair.

COMMITTEE OF THE WHOLE

On motion of Rep. Edmonds, Committee of the Whole report, as follows, was adopted:
Recommended that committee report to **HB 2474** be adopted; also, on motion of Rep. Decker be amended on page 17, in line 18, by striking “.15” and inserting “.481”;

Also, on further motion of Rep. Decker, **HB 2474** be amended on page 3, in line 18, by striking “deemed necessary” and inserting “required”; in line 23, by striking all following the period; by striking all in lines 24 through 26;

Also, on further motion of Rep. Decker, **HB 2474** be amended on page 38, by striking all in lines 8 through 43;

On page 39, by striking all in lines 1 through 31;

By renumbering sections accordingly;

On page 51, in line 41, by striking “72-8205.”;

In the title, in line 18, by striking “72-8205.”;

Also, on motion of Rep. Kelsey, **HB 2474** be amended on page 18, in line 19, by striking “April 5” and inserting “July 1”; in line 22, by striking “April 5” and inserting “July 1”;

Also, on motion of Rep. Horst, **HB 2474** be amended on page 3, in line 37, before “arts”, by inserting “fine”;

Also, roll call was demanded on motion of Rep. Siegfried to amend **HB 2474** on page 34, in line 34, by striking all after “(A)”;

by striking all in line 35; in line 36, by striking all before the semicolon and inserting “eight mills”;

in line 37, by striking “four” and inserting “eight”;

in line 39, by striking “four” and inserting “eight”;

in line 40, by striking “four” and inserting “eight”;

On roll call, the vote was: Yeas 65; Nays 57; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Beamer, Bethell, Brunk, Carter, Colloton, Cox, DeCastro, Decker, Edmonds, Flower, Freeborn, George, Goico, Gordon, Grange, Hayzlett, Hill, Horst, Huebert, Huff, Humerickhouse, Huntington, Huy, Jack, D. Johnson, E. Johnson, Kelsey, Kilpatrick, Kinzer, Knox, Krehbiel, Landwehr, Light, Loyd, Mays, McCreary, McLeland, Merrick, Jim Morrison, Judy Morrison, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Owens, Pilcher-Cook, Pottorff, Powell, Roth, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Storm, Vickrey, Watkins, Weber, Wilk, Yoder, Yonally.

Nays: Ballard, Brown, Burgess, Burroughs, Carlin, Carlson, Craft, Crow, Dahl, Davis, Dillmore, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henderson, Henry, Holland, C. Holmes, M. Holmes, Hutchins, Kelley, Kirk, Kuether, Lane, Larkin, Loganbill, Long, Mah, Mast, McKinney, Menghini, F. Miller, M. Miller, Myers, Otto, Pauls, Peck, Peterson, Phelps, Powers, Ruff, Ruiz, B. Sharp, Sloan, Svaty, Swenson, Thull, Treaster, Ward, Williams, Winn.

Present but not voting: None.

Absent or not voting: Kiegerl, Sawyer, Showalter.

The motion of Rep. Siegfried prevailed.

Also, on motion of Rep. Colloton, **HB 2474** be amended on page 31, in line 16, by striking all after “excess of”; by striking all in line 17 and inserting “26% in school year 2005-2006 and 28% in school year 2006-2007.”;

Also, roll call was demanded on motion of Rep. Davis to amend **HB 2474** on page 30, by striking all in lines 36 through 43;

On page 31, by striking all in lines 1 through 40;

By renumbering sections accordingly;

On page 42, in line 5, by striking “35 through 39” and inserting “34 through 38”;

On page 43, in line 30, by striking “35” and inserting “34”;

On page 45, in line 17, by striking “34” and inserting “33”;

On page 51, in line 34, by striking “, 25 and 26” and inserting “and 25”; in line 41, by striking “72-6434.”;

In the title, in line 18, by striking “72-6434.”;

On roll call, the vote was: Yeas 48; Nays 75; Present but not voting: 0; Absent or not voting: 2.

Yeas: Ballard, Burroughs, Carlin, Craft, Crow, Dahl, Davis, Dillmore, Faber, Faust-Goudeau, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henderson, Henry, Holland, Huntington, Kiegerl, Kirk, Kuether, Lane, Larkin, Loganbill, Long, Mah, McKinney, Menghini, M. Miller, O'Malley, Owens, Pauls, Peterson, Phelps, Powers, Ruff, Ruiz, B. Sharp, Storm, Svaty, Swenson, Thull, Treaster, Ward, Williams, Winn.

Nays: Aurand, Beamer, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Colloton, Cox, DeCastro, Decker, Edmonds, Feuerborn, Flower, Freeborn, George, Goico, Gordon, Grange, Hayzlett, Hill, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kilpatrick, Kinzer, Knox, Krehbiel, Landwehr, Light, Loyd, Mast, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Neal, Oharah, Olson, Otto, Peck, Pilcher-Cook, Pottorff, Powell, Roth, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Sloan, Vickrey, Watkins, Weber, Wilk, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: Sawyer, Showalter.

The motion of Rep. Davis did not prevail.

Also, on motion of Rep. Oharah, **HB 2474** be amended on page 41, in line 42, by striking "adjust the" and inserting "fund"; by striking all in line 43;

On page 42, by striking all in lines 1 through 4 and inserting "that such pupil attends.";

Also, roll call was demanded on motion of Rep. Loyd to amend **HB 2474** on page 51, following line 31, by inserting:

"Sec. 44. K.S.A. 72-6411 is hereby amended to read as follows: 72-6411. (a) The transportation weighting of each district shall be determined by the state board as follows:

(1) Determine the total expenditures of the district during the preceding school year from all funds for transporting pupils of public and nonpublic schools on regular school routes;

(2) divide the amount determined under (1) by the total number of pupils who were included in the enrollment of the district in the preceding school year and for whom transportation was made available by the district;

(3) multiply the quotient obtained under (2) by the total number of pupils who were included in the enrollment of the district in the preceding school year, were residing less than ~~2½ miles~~ *the distance defined in subsection (f)* by the usually traveled road from the school building they attended, and for whom transportation was made available by the district;

(4) multiply the product obtained under (3) by 50%;

(5) subtract the product obtained under (4) from the amount determined under (1);

(6) divide the remainder obtained under (5) by the total number of pupils who were included in the enrollment of the district in the preceding school year, were residing ~~2½ miles~~ *the distance defined in subsection (f)* or more by the usually traveled road from the school building they attended and for whom transportation was made available by the district. The quotient is the per-pupil cost of transportation;

(7) on a density-cost graph plot the per-pupil cost of transportation for each district;

(8) construct a curve of best fit for the points so plotted;

(9) locate the index of density for the district on the base line of the density-cost graph and from the point on the curve of best fit directly above this point of index of density follow a line parallel to the base line to the point of intersection with the vertical line, which point is the formula per-pupil cost of transportation of the district;

(10) divide the formula per-pupil cost of transportation of the district by base state aid per pupil;

(11) multiply the quotient obtained under (10) by the number of pupils who are included in the enrollment of the district, are residing ~~2½ miles~~ *the distance defined in subsection (f)* or more by the usually traveled road to the school building they attend, and for whom transportation is being made available by, and at the expense of, the district. The product is the transportation weighting of the district.

(b) For the purpose of providing accurate and reliable data on pupil transportation, the state board is authorized to adopt rules and regulations prescribing procedures which dis-

districts shall follow in reporting pertinent information relative thereto, including uniform reporting of expenditures for transportation.

(c) "Index of density" means the number of pupils who are included in the enrollment of a district in the current school year, are residing ~~2½ miles~~ *the distance defined in subsection (f)* or more by the usually traveled road from the school building they attend, and for whom transportation is being made available on regular school routes by the district, divided by the number of square miles of territory in the district.

(d) "Density-cost graph" means a drawing having: (1) A horizontal or base line divided into equal intervals of density, beginning with zero on the left; and (2) a scale for per-pupil cost of transportation to be shown on a line perpendicular to the base line at the left end thereof, such scale to begin with zero dollars at the base line ascending by equal per-pupil cost intervals.

(e) "Curve of best fit" means the curve on a density-cost graph drawn so the sum of the distances squared from such line to each of the points plotted on the graph is the least possible.

~~(f) The provisions of this section shall take effect and be in force from and after July 1, 1992.~~

(f) "*Distance*" means 2.25 miles in school year 2005-2006, 1.75 miles in school 2006-2007, and 1.5 miles in school year 2007-2008 and each school year thereafter.

Sec. 45. K.S.A. 2004 Supp. 72-8302 is hereby amended to read as follows: 72-8302. (a) The board of education of a school district may provide or furnish transportation for pupils who are enrolled in the school district to or from any school of the school district or to or from any school of another school district attended by such pupils in accordance with the provisions of an agreement entered into under authority of K.S.A. 72-8233, and amendments thereto.

(b) (1) When any or all of the conditions specified in this provision exist, the board of education of a school district shall provide or furnish transportation for pupils who reside in the school district and who attend any school of the school district or who attend any school of another school district in accordance with the provisions of an agreement entered into under authority of K.S.A. 72-8233, and amendments thereto. The conditions which apply to the requirements of this provision are as follows:

(A) The residence of the pupil is inside or outside the corporate limits of a city, the school building attended is outside the corporate limits of a city and the school building attended is more than ~~2½ miles~~ *the distance defined in subsection (f)* by the usually traveled road from the residence of the pupil; or

(B) the residence of the pupil is outside the corporate limits of a city, the school building attended is inside the corporate limits of a city and the school building attended is more than ~~2½ miles~~ *the distance defined in subsection (f)* by the usually traveled road from the residence of the pupil; or

(C) the residence of the pupil is inside the corporate limits of one city, the school building attended is inside the corporate limits of a different city and the school building attended is more than ~~2½ miles~~ *the distance defined in subsection (f)* by the usually traveled road from the residence of the pupil.

(2) The provisions of this subsection are subject to the provisions of subsections (c) and (d).

(c) The board of education of every school district is authorized to adopt rules and regulations to govern the conduct, control and discipline of all pupils while being transported in school buses. The board may suspend or revoke the transportation privilege or entitlement of any pupil who violates any rules and regulations adopted by the board under authority of this subsection.

(d) The board of education of every school district may suspend or revoke the transportation privilege or entitlement of any pupil who is detained at school at the conclusion of the school day for violation of any rules and regulations governing pupil conduct or for disobedience of an order of a teacher or other school authority. Suspension or revocation of the transportation privilege or entitlement of any pupil specified in this subsection shall be limited to the school day or days on which the pupil is detained at school. The provisions of this subsection do not apply to any pupil who has been determined to be an exceptional

child, except gifted children, under the provisions of the special education for exceptional children act.

(e) (1) Subject to the limitations specified in this subsection, the board of education of any school district may prescribe and collect fees to offset, totally or in part, the costs incurred for the provision or furnishing of transportation for pupils. The limitations which apply to the authorization granted by this subsection are as follows:

(A) Fees for the provision or furnishing of transportation for pupils shall be prescribed and collected only to recover the costs incurred as a result of and directly attributable to the provision or furnishing of transportation for pupils and only to the extent that such costs are not reimbursed from any other source provided by law;

(B) fees for the provision or furnishing of transportation may not be assessed against or collected from any pupil who is counted in determining the transportation weighting of the school district under the provisions of the school district finance and quality performance act or any pupil who is determined to be a child with disabilities under the provisions of the special education for exceptional children act or any pupil who is eligible for free or reduced price meals under the national school lunch act or any pupil who is entitled to transportation under the provisions of subsection (a) of K.S.A. 72-8306, and amendments thereto, and who resides ~~2½ miles~~ *the distance defined in subsection (f)* or more by the regular route of a school bus from the school attended;

(C) fees for the provision or furnishing of transportation for pupils in accordance with the provisions of an agreement entered into under authority of K.S.A. 72-8233 or 72-8307, and amendments thereto, shall be controlled by the provisions of the agreement.

(2) All moneys received by a school district from fees collected under this subsection shall be deposited in the general fund of the district.

(f) *"Distance" means 2.25 miles in school year 2005-2006, 1.75 miles in school 2006-2007, and 1.5 miles in school year 2007-2008 and each school year thereafter.*;

By renumbering sections accordingly;

Also on page 51, in line 38, following "72-6410," by inserting "72-6411,," in line 41, following "72-8205," by inserting "72-8302,,";

In the title, in line 16, following "72-6410," by inserting "72-6411,," in line 18, following "72-8205," by inserting "72-8302,,";

On roll call, the vote was: Yeas 54; Nays 68; Present but not voting: 0; Absent or not voting: 3.

Yeas: Ballard, Beamer, Burroughs, Carlin, Colloton, Craft, Crow, Davis, Dillmore, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henderson, Henry, Hill, Holland, Huff, Huntington, Jack, Kirk, Krehbiel, Kuether, Lane, Larkin, Loganbill, Long, Loyd, Mah, McKinney, Menghini, M. Miller, Otto, Pauls, Peterson, Phelps, Pottorff, Roth, Ruff, Ruiz, B. Sharp, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Williams, Winn.

Nays: Aurand, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Cox, Dahl, DeCastro, Decker, Edmonds, Flower, Freeborn, George, Goico, Gordon, Grange, Hayzlett, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Hutchins, Huy, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Landwehr, Mast, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Owens, Peck, Pilcher-Cook, Powell, Powers, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Vickrey, Ward, Watkins, Weber, Wilk, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: Light, Sawyer, Showalter.

The motion of Rep. Loyd did not prevail.

Also, roll call was demanded on motion of Rep. Ballard to amend **HB 2474** on page 14, by striking all in lines 34 through 43 and inserting:

"(b) (1) "Base state aid per pupil" means an amount of state financial aid per pupil.

(2) Subject to the provisions of paragraph (3) of this subsection:

(A) For school year 2005-2006, the amount of base state aid per pupil shall be \$4,287.

(B) For school year 2006-2007, the amount of base state aid per pupil shall be \$4,437.

(C) For school year 2007-2008 and each school year thereafter, base state aid per pupil shall be \$4,587.

(3) The amount of base state aid per pupil is subject to reduction commensurate with any reduction under K.S.A. 75-6704, and amendments thereto, in the amount of the appropriation from the state general fund for general state aid. If the amount of appropriations for general state aid is insufficient to pay in full the amount each district is entitled to receive for any school year, the amount of base state aid per pupil for such school year is subject to reduction commensurate with the amount of the insufficiency.”;

On roll call, the vote was: Yeas 51; Nays 70; Present but not voting: 0; Absent or not voting: 4.

Yeas: Ballard, Burroughs, Carlin, Cox, Craft, Crow, Davis, Dillmore, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henderson, Henry, Hill, Holland, Huff, Jack, Kirk, Kuether, Lane, Larkin, Loganbill, Long, Loyd, Mah, McKinney, Menghini, M. Miller, Judy Morrison, Owens, Pauls, Peterson, Phelps, Roth, Ruff, Ruiz, B. Sharp, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Ward, Wimm.

Nays: Aurand, Beamer, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Colloton, Dahl, DeCastro, Decker, Edmonds, Flower, Freeborn, George, Goico, Gordon, Grange, Hayzlett, C. Holmes, M. Holmes, Huebert, Humerickhouse, Huntington, Hutchins, Huy, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Landwehr, Light, Mast, Mays, McCreary, Merrick, F. Miller, Jim Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Peck, Pilcher-Cook, Pottorff, Powell, Powers, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Vickrey, Watkins, Weber, Wilk, Williams, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: Horst, McLeland, Sawyer, Showalter.

The motion of Rep. Ballard did not prevail.

Also, on motion of Rep. Light to amend **HB 2474**, the motion did not prevail.

Also, roll call was demanded on motion of Rep. Feuerborn to amend **HB 2474**, on page 15, in line 38, before the period, by inserting “, and an amount equal to revenues received from the proceeds of a tax levied by cities and counties under the provisions of K.S.A. 12-187 et seq., and amendments thereto”;

On roll call, the vote was: Yeas 42; Nays 80; Present but not voting: 0; Absent or not voting: 3.

Yeas: Ballard, Burroughs, Crow, Dillmore, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Henderson, Henry, Huy, Jack, Kirk, Krehbiel, Kuether, Lane, Larkin, Loganbill, Long, Mah, McKinney, Menghini, M. Miller, Neufeld, Pauls, Phelps, Powers, Ruff, Ruiz, Schwartz, B. Sharp, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Williams, Wimm.

Nays: Aurand, Beamer, Bethell, Brown, Brunk, Burgess, Carlin, Carlson, Carter, Colloton, Cox, Craft, Dahl, Davis, DeCastro, Decker, Edmonds, Faber, Flower, Freeborn, George, Goico, Gordon, Grange, Hawk, Hayzlett, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Landwehr, Light, Loyd, Mast, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Peck, Pilcher-Cook, Pottorff, Powell, Roth, Schwab, S. Sharp, Shultz, Siegfried, Sloan, Storm, Watkins, Weber, Wilk, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: Peterson, Sawyer, Showalter.

The motion of Rep. Feuerborn did not prevail.

Also, on motion of Rep. Beamer, **HB 2474** be amended on page 41, in line 34, by striking “No” and inserting “Except as provided in subsection (c), no”; following line 35 by inserting the following:

“(c) Notwithstanding the provisions of K.S.A. 72-6407, and amendments thereto, a pupil enrolled in any school district in this state who does not live in Kansas shall be counted as a pupil for state financial aid purposes:

(1) If a parent or guardian of the pupil is an employee of the school district where the pupil is enrolled;

(2) if a parent or guardian of the pupil has paid property taxes in Kansas during the current or preceding school year; or

(3) if the pupil attended public school in Kansas during the 2004-2005 school year.”;

Also, roll call was demanded on motion of Rep. Winn to amend **HB 2474** on page 17, in line 28, by striking “.10” and inserting “.15 in school year 2005-2006, by .18 in school year 2006-2007 and by .22 in school year 2007-2008 and each school year thereafter”;

On roll call, the vote was: Yeas 53; Nays 69; Present but not voting: 0; Absent or not voting: 3.

Yeas: Ballard, Burroughs, Carlin, Colloton, Cox, Craft, Crow, Davis, Dillmore, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henderson, Henry, Hill, Holland, Horst, Huntington, Huy, Jack, Kirk, Kuether, Lane, Larkin, Loganbill, Long, Loyd, Mah, McKinney, Menghini, M. Miller, Judy Morrison, Owens, Pauls, Phelps, Pottorff, Ruff, Ruiz, B. Sharp, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Ward, Williams, Winn.

Nays: Aurand, Beamer, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Dahl, DeCastro, Decker, Edmonds, Faber, Flower, Freeborn, George, Goico, Gordon, Grange, Hayzlett, C. Holmes, M. Holmes, Huebert, Huff, Humerickhouse, Hutchins, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Landwehr, Light, Mast, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Peck, Pilcher-Cook, Powell, Powers, Roth, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Vickrey, Watkins, Weber, Wilk, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: Peterson, Sawyer, Showalter.

The motion of Rep. Winn did not prevail.

Also, on further motion of Rep. Winn to amend **HB 2474**, the motion did not prevail.

Also, on motion of Rep. Ward to amend **HB 2474**, the motion was withdrawn.

Also, on motion of Rep. Horst to amend **HB 2474**, the motion did not prevail.

Also, roll call was demanded on motion of Rep. Flaharty to amend **HB 2474** on page 51, following line 31, by inserting:

“Sec. 44. K.S.A. 72-6441 is hereby amended to read as follows: 72-6441. (a) (1) *Subject to the provisions of subsection (d)*, the board of any district to which the provisions of this subsection apply may levy an ad valorem tax on the taxable tangible property of the district each year for a period of time not to exceed two years in an amount not to exceed the amount authorized by the state board of tax appeals under this subsection for the purpose of financing the costs incurred by the state that are directly attributable to assignment of ancillary school facilities weighting to enrollment of the district. The state board of tax appeals may authorize the district to make a levy which will produce an amount that is not greater than the difference between the amount of costs directly attributable to commencing operation of one or more new school facilities and the amount that is financed from any other source provided by law for such purpose, including any amount attributable to assignment of school facilities weighting to enrollment of the district for each school year in which the district is eligible for such weighting. If the district is not eligible, or will be ineligible, for school facilities weighting in any one or more years during the two-year period for which the district is authorized to levy a tax under this subsection, the state board of tax appeals may authorize the district to make a levy, in such year or years of ineligibility, which will produce an amount that is not greater than the actual amount of costs attributable to commencing operation of the facility or facilities.

(2) The board of tax appeals shall certify to the state board of education the amount authorized to be produced by the levy of a tax under subsection (a).

(3) The state board of tax appeals may adopt rules and regulations necessary to properly effectuate the provisions of this subsection, including rules relating to the evidence required in support of a district's claim that the costs attributable to commencing operation of one or more new school facilities are in excess of the amount that is financed from any other source provided by law for such purpose.

(4) The provisions of this subsection apply to any district that (A) commenced operation of one or more new school facilities in the school year preceding the current school year or has commenced or will commence operation of one or more new school facilities in the current school year or any or all of the foregoing, and (B) is authorized to adopt and has adopted a local option budget in an amount equal to the state prescribed percentage of the amount of state financial aid determined for the district in the current school year, and (C) is experiencing extraordinary enrollment growth as determined by the state board of education.

(b) *Subject to the provisions of subsection (d)*, the board of any district that has levied an ad valorem tax on the taxable tangible property of the district each year for a period of two years under authority of subsection (a) may continue to levy such tax under authority of this subsection each year for an additional period of time not to exceed three years in an amount not to exceed the amount computed by the state board of education as provided in this subsection if the board of the district determines that the costs attributable to commencing operation of one or more new school facilities are significantly greater than the costs attributable to the operation of other school facilities in the district. The tax authorized under this subsection may be levied at a rate which will produce an amount that is not greater than the amount computed by the state board of education as provided in this subsection. In computing such amount, the state board shall (1) determine the amount produced by the tax levied by the district under authority of subsection (a) in the second year for which such tax was levied and add to such amount the amount of general state aid directly attributable to school facilities weighting that was received by the district in the same year, and (2) compute 75% of the amount of the sum obtained under (1), which computed amount is the amount the district may levy in the first year of the three-year period for which the district may levy a tax under authority of this subsection, and (3) compute 50% of the amount of the sum obtained under (1), which computed amount is the amount the district may levy in the second year of the three-year period for which the district may levy a tax under authority of this subsection, and (4) compute 25% of the amount of the sum obtained under (1), which computed amount is the amount the district may levy in the third year of the three-year period for which the district may levy a tax under authority of this subsection.

(c) The proceeds from the tax levied by a district under authority of this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state school district finance fund.

(d) *The board of tax appeals shall not authorize a district to levy a tax under the provisions of this section after June 30, 2008.*

Sec. 45. K.S.A. 72-6443 is hereby amended to read as follows: 72-6443. (a) The ancillary school facilities weighting of each district shall be determined in each school year in which such weighting may be assigned to enrollment of the district as follows:

(1) Add the amount authorized under subsection (a) of K.S.A. 72-6441, and amendments thereto, to be produced by a tax levy and certified to the state board by the board of tax appeals to the amount, if any, computed under subsection (b) of K.S.A. 72-6441, and amendments thereto, to be produced by a tax levy;

(2) divide the sum obtained under (1) by base state aid per pupil. The quotient is the ancillary school facilities weighting of the district.

(b) ~~The provisions of this section shall take effect and be in force from and after July 1, 1997 be subject to the provisions of subsection (d) of K.S.A. 72-6441, and amendments thereto.~~;

By renumbering sections accordingly;

Also on page 51, in line 39, by striking "72-6442" and inserting "72-6441, 72-6442, 72-6443";

In the title, in line 17, following "6433," by inserting "72-6441, 72-6443,";

On roll call, the vote was: Yeas 43; Nays 74; Present but not voting: 0; Absent or not voting: 8.

Yeas: Ballard, Burroughs, Carlin, Crow, Davis, Dillmore, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henderson, Henry, Hill, Holland, Kirk, Krehbiel, Kuether, Lane, Larkin, Loganbill, Long, Loyd, Mah, McKinney, Menghini, M.

Miller, Pauls, Phelps, Pottorff, Ruff, Ruiz, B. Sharp, Svaty, Swenson, Thull, Treaster, Ward, Williams, Winn.

Nays: Aurand, Beamer, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Colloton, Cox, Craft, Dahl, Decker, Edmonds, Faber, Flower, Freeborn, George, Gordon, Grange, Hayzlett, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Landwehr, Mast, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Olson, Otto, Owens, Peck, Pilcher-Cook, Powell, Powers, Roth, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Sloan, Storm, Vickrey, Watkins, Weber, Wilk, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: DeCastro, Goico, Huy, Light, Oharah, Peterson, Sawyer, Showalter. The motion of Rep. Flaharty did not prevail.

Also, roll call was demanded on motion of Rep. Novascone to amend **HB 2474** on page 45, by striking all in lines 21 through 39;

And by renumbering sections accordingly;

On roll call, the vote was: Yeas 92; Nays 30; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Carlin, Carlson, Carter, Colloton, Craft, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Faust-Goudeau, Flora, Flower, Freeborn, Garcia, George, Goico, Gordon, Grange, Hill, Holland, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Landwehr, Light, Loyd, Mah, Mast, Mays, McCreary, McLeland, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Owens, Peck, Pilcher-Cook, Pottorff, Powell, Powers, Roth, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Sloan, Storm, Swenson, Treaster, Ward, Watkins, Weber, Wilk, Williams, Yoder, Yonally.

Nays: Burroughs, Cox, Crow, Feuerborn, Flaharty, Gatewood, Grant, Hawk, Hayzlett, Henderson, Henry, C. Holmes, Kirk, Kuether, Lane, Larkin, Loganbill, Long, McKinney, Menghini, Otto, Pauls, Phelps, Ruff, Ruiz, B. Sharp, Svaty, Thull, Vickrey, Winn.

Present but not voting: None.

Absent or not voting: Peterson, Sawyer, Showalter.

The motion of Rep. Novascone prevailed.

Also, roll call was demanded on motion of Rep. Mah to amend **HB 2474** on page 17, in line 18, by striking ".15" and inserting "0.5";

On roll call, the vote was: Yeas 112; Nays 9; Present but not voting: 0; Absent or not voting: 4.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Flower, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Larkin, Light, Loganbill, Long, Loyd, Mah, Mast, Mays, McCreary, McKinney, McLeland, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Newton, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Pottorff, Powell, Powers, Roth, Ruff, Ruiz, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Vickrey, Ward, Watkins, Weber, Williams, Winn, Yoder, Yonally.

Nays: Carter, Cox, Edmonds, E. Johnson, Kinzer, Neufeld, Novascone, Pilcher-Cook, Wilk.

Present but not voting: None.

Absent or not voting: Peterson, Phelps, Sawyer, Showalter.

The motion of Rep. Mah prevailed.

Also, roll call was demanded on motion of Rep. Burroughs to amend **HB 2474** on page 20, by striking all in line 27;

By striking all on pages 28, 29 and 30;

On page 31, by striking all in lines 1 through 40;
 By renumbering sections accordingly;
 On page 51, in line 39, by striking "72-6433,"; in line 41, by striking "72-6434,";
 In the title, in line 16, by striking all after "72-6415,"; in line 17, by striking "6433"; in line 18, by striking "72-6434,";
 On roll call, the vote was: Yeas 41; Nays 79; Present but not voting: 0; Absent or not voting: 5.

Yeas: Ballard, Burroughs, Carlin, Crow, Davis, Dillmore, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henderson, Henry, Holland, Kirk, Kuether, Lane, Larkin, Loganbill, Long, Loyd, Mah, McKinney, Menghini, M. Miller, Pauls, Phelps, Ruff, Ruiz, B. Sharp, Svaty, Swenson, Thull, Treaster, Ward, Williams, Winn.

Nays: Aurand, Beamer, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Colloton, Cox, Craft, Dahl, DeCastro, Decker, Edmonds, Flower, Freeborn, George, Goico, Gordon, Grange, Hayzlett, Hill, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Landwehr, Light, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Peck, Pilcher-Cook, Powell, Powers, Roth, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Sloan, Storm, Vickrey, Watkins, Weber, Wilk, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: Mast, Peterson, Pottorff, Sawyer, Showalter.

The motion of Rep. Burroughs did not prevail.

Also, roll call was demanded on motion of Rep. Garcia to amend **HB 2474** on page 17, in line 16, preceding the semicolon by inserting "in school year 2005-2006, by .425 in school year 2006-2007 and by .45 in school year 2007-2008 and each school year thereafter";

On roll call, the vote was: Yeas 50; Nays 69; Present but not voting: 0; Absent or not voting: 6.

Yeas: Ballard, Burroughs, Carlin, Colloton, Craft, Crow, Davis, Dillmore, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henderson, Henry, Hill, Holland, Horst, Huntington, Jack, Kelley, Kirk, Kuether, Lane, Larkin, Loganbill, Long, Loyd, Mah, McKinney, Menghini, M. Miller, Owens, Pauls, Phelps, Pottorff, Ruff, Ruiz, B. Sharp, Storm, Svaty, Swenson, Thull, Treaster, Ward, Williams, Winn.

Nays: Aurand, Beamer, Bethell, Brown, Brunk, Burgess, Carlson, Cox, Dahl, DeCastro, Decker, Edmonds, Faber, Flower, Freeborn, George, Goico, Gordon, Grange, Hayzlett, C. Holmes, M. Holmes, Huebert, Huff, Humerickhouse, Hutchins, Huy, D. Johnson, E. Johnson, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Landwehr, Light, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Peck, Pilcher-Cook, Powell, Powers, Roth, Schwab, Schwartz, S. Sharp, Siegfried, Sloan, Vickrey, Watkins, Weber, Wilk, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: Carter, Mast, Peterson, Sawyer, Showalter, Shultz.

The motion of Rep. Garcia did not prevail.

Also, roll call was demanded on motion of Rep. Loyd to amend **HB 2474** on page 11, in line 3, by striking "A", where it appears the first time, and inserting "Except as provided by section 12, and amendments thereto, a";

On page 51, following line 37, by inserting:

"New Sec. 45. For school year 2005-2006, a pupil attending full-day kindergarten at an attendance center with an enrollment in the preceding school year of at least 60% pupils who are eligible for free or reduced price meals under the national school lunch act shall be counted as one pupil. For school year 2006-2007, a pupil attending full-day kindergarten at an attendance center with an enrollment in the preceding school year of at least 30% pupils who are eligible for free or reduced price meals under the national school lunch act shall be counted as one pupil. For school year 2007-2008 and each school year thereafter, a pupil attending full-day kindergarten shall be counted as one pupil.";

By renumbering sections accordingly;

On roll call, the vote was: Yeas 57; Nays 63; Present but not voting: 0; Absent or not voting: 5.

Yeas: Ballard, Burroughs, Carlin, Colloton, Cox, Crow, Davis, Dillmore, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henderson, Henry, Hill, Holland, Horst, Huff, Huntington, Jack, Kirk, Kuether, Lane, Larkin, Loganbill, Long, Loyd, Mah, McKinney, Menghini, M. Miller, Judy Morrison, O'Malley, Owens, Pauls, Phelps, Pottorff, Powers, Roth, Ruff, Ruiz, B. Sharp, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Ward, Williams, Winn, Yoder.

Nays: Aurand, Beamer, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Craft, Dahl, DeCastro, Decker, Edmonds, Flower, Freeborn, George, Goico, Gordon, Grange, Hayzlett, C. Holmes, M. Holmes, Huebert, Humerickhouse, Hutchins, Huy, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Landwehr, Light, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Myers, Neufeld, Newton, Novascone, O'Neal, Oharah, Olson, Otto, Peck, Pilcher-Cook, Powell, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Vickrey, Watkins, Weber, Wilk.

Present but not voting: None.

Absent or not voting: Mast, Peterson, Sawyer, Showalter, Yonally.

The motion of Rep. Loyd did not prevail.

Also, roll call was demanded on motion of Rep. Crow to amend **HB 2474** on page 36, by striking all in lines 10 through 43;

On page 37, by striking all in lines 1 through 10;

By renumbering sections accordingly;

On page 42, in line 5, by striking "35 through 39" and inserting "31 through 35";

On page 43, in line 30, by striking "35" and inserting "34";

On page 45, in line 17, by striking "34" and inserting "30"; in line 18, by striking "39" and inserting "35";

On page 51, in line 34, by striking ", 25 and 26" and inserting "and 25";

On roll call, the vote was: Yeas 41; Nays 79; Present but not voting: 0; Absent or not voting: 5.

Yeas: Ballard, Burroughs, Carlin, Crow, Davis, Dillmore, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henderson, Henry, Holland, Kirk, Kuether, Lane, Larkin, Loganbill, Long, Mah, McKinney, Menghini, M. Miller, Pauls, Phelps, Powers, Ruff, Ruiz, B. Sharp, Svaty, Swenson, Thull, Treaster, Ward, Williams, Winn.

Nays: Aurand, Beamer, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Colloton, Cox, Craft, Dahl, DeCastro, Decker, Edmonds, Flower, Freeborn, George, Gordon, Grange, Hayzlett, Hill, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Landwehr, Light, Loyd, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Peck, Pilcher-Cook, Pottorff, Powell, Roth, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Sloan, Storm, Vickrey, Watkins, Weber, Wilk, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: Goico, Mast, Peterson, Sawyer, Showalter.

The motion of Rep. Crow did not prevail.

Also, on further motion of Rep. Crow to amend **HB 2474**, the motion did not prevail.

Also, on motion of Rep. Decker, **HB 2474** be amended on page 16, in line 15, by striking "(1)"; by striking all in lines 17 through 20;

On page 17, in line 19, by striking "; and"; in line 20, by striking all preceding the period;

On page 18, in line 12, by striking "; and"; in line 13, by striking all preceding the period;

Also, roll call was demanded on motion of Rep. Larkin to amend **HB 2474** on page 13, in line 1, by striking "cost of living weighting, if any,"; by striking all in lines 29 through 36; in line 37, by striking "(m)";

By relettering subsections (n) through (p) as (m) through (o), respectively;

On page 18, by striking all in lines 31 through 43;

By striking all on page 19;

On page 20, by striking all in lines 1 through 26;

By renumbering sections accordingly;
 On page 42, in line 5, by striking “35 through 39” and inserting “33 through 37”;
 On page 43, in line 30, by striking “35” and inserting “33”;
 On page 45, in line 17, by striking “34” and inserting “32”; in line 18, by striking “39” and inserting “37”;
 On page 51, in line 33, by striking all after “14.”; in line 34, by striking “23, 24, 25 and 26” and inserting “17, 21, 22, 23 and 24”;
 On roll call, the vote was: Yeas 42; Nays 78; Present but not voting: 0; Absent or not voting: 5.

Yeas: Burroughs, Craft, Crow, Dillmore, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Henderson, Henry, Huy, Jack, Kirk, Kuether, Lane, Larkin, Loganbill, Long, Loyd, Mah, McKinney, Menghini, M. Miller, Pauls, Phelps, Pottorff, Powers, Ruff, Ruiz, B. Sharp, Svaty, Swenson, Thull, Treaster, Ward, Wilk, Williams, Winn.

Nays: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Carlin, Carlson, Carter, Colloton, Cox, Dahl, Davis, DeCastro, Decker, Edmonds, Flower, Freeborn, George, Goico, Gordon, Grange, Hawk, Hayzlett, Hill, Holland, C. Holmes, M. Holmes, Horst, Huff, Humerickhouse, Huntington, Hutchins, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Landwehr, Light, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O’Malley, O’Neal, Oharah, Olson, Otto, Owens, Peck, Pilcher-Cook, Powell, Roth, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Sloan, Storm, Vickrey, Watkins, Weber, Yoder, Yonally.

Present but not voting: None.

Absent or not voting: Huebert, Mast, Peterson, Sawyer, Showalter.

The motion of Rep. Larkin did not prevail.

Also, on further motion of Rep. Larkin, **HB 2474** be amended on page 51, in line 33, before “K.S.A.” by inserting “(a)”; following line 37, by inserting:

“(b) The provisions of this act are severable. If any provision of this act is held to be invalid or unconstitutional, it shall be presumed conclusively that the legislature would have enacted the remainder of this act without such invalid or unconstitutional provision.”;

Also on page 51, in line 39, following “72-6433,” by inserting “72-6440.”;

In the title, in line 20, following “K.S.A.” by inserting “72-6440.”;

Also, on motion of Rep. Storm to amend **HB 2474**, the motion did not prevail. Also, on further motion of Rep. Storm to amend, the motion did not prevail.

Also, roll call was demanded on motion of Rep. O’Neal to amend **HB 2474** on page 14, in line 36, by striking “\$4,217” and inserting “\$4,187”;

On roll call, the vote was: Yeas 73; Nays 49; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Beamer, Bethell, Brown, Brunk, Burgess, Carlson, Carter, Colloton, Dahl, DeCastro, Decker, Edmonds, Flower, Freeborn, George, Goico, Gordon, Grange, Hayzlett, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Krehbiel, Landwehr, Light, Mast, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O’Malley, O’Neal, Oharah, Olson, Otto, Peck, Pilcher-Cook, Powell, Powers, Schwab, Schwartz, S. Sharp, Shultz, Siegfried, Vickrey, Watkins, Weber, Wilk, Yoder, Yonally.

Nays: Ballard, Burroughs, Carlin, Cox, Craft, Crow, Davis, Dillmore, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Garcia, Gatewood, Grant, Hawk, Henderson, Henry, Hill, Holland, Kirk, Kuether, Lane, Larkin, Loganbill, Long, Loyd, Mah, McKinney, Menghini, M. Miller, Owens, Pauls, Phelps, Pottorff, Roth, Ruff, Ruiz, B. Sharp, Sloan, Storm, Svaty, Swenson, Thull, Treaster, Ward, Williams, Winn.

Present but not voting: None.

Absent or not voting: Peterson, Sawyer, Showalter.

The motion of Rep. O’Neal prevailed; also, **HB 2474** be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **SB 219** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were thereupon introduced and read by title:

HB 2508, An act concerning the Kansas pet animal act; amending K.S.A. 47-1701 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2509, An act concerning campaign finance; relating to electioneering communications; relating to independent expenditures; relating to certain reporting requirements; relating to corrupt political advertising; amending K.S.A. 25-4148 and 25-4156 and repealing the existing sections, by Committee on Federal and State Affairs.

On motion of Rep. Aurand, the House adjourned until 10:30 a.m., Friday, March 4, 2005.

CHARLENE SWANSON, *Journal Clerk*.

JANET E. JONES, *Chief Clerk*.

