

Journal of the House

TENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, January 23, 2006, 3:00 p.m.

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

The roll was called with 118 members present.

Reps. Aurand, Kelley, Merrick, Jim Morrison, Neufeld, Powell and Schwab were excused on excused absence by the Speaker.

Prayer by Chaplain Chamberlain:

O God, whose reach spans the whole of creation, stretch your arms to enfold us this day. Reach into our lives and touch us with your Spirit of righteousness and truth. Help us to understand the ways in which we can be faithful servants whose lives are a witness to the power of your love and care for us all. Heal us where our lives are broken or tarnished. Protect us from the things that make us less than what you call us to be. Give us the wisdom to see the ways that we delude ourselves into thinking that our opinions are your desires. Lead us into the promised kingdom that comes when we treat one another as your children.

God of answered prayers, hear us today as we ask for more that we have a right to expect but nowhere near what you are willing to do for us. Surprise us again with your amazing grace. Amen.

The Pledge of Allegiance was led by Rep. Mah.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2684, An act relating to education; providing for an early high school graduation incentive program, by Representatives Brown and Ruff.

HB 2685, An act concerning income taxation; relating to credits; taxpayer contributions to educational institutions in certain circumstances, by Representatives George and Otto.

HB 2686, An act relating to schools; concerning the transportation of students; amending K.S.A. 72-6411 and K.S.A. 2005 Supp. 72-8302 and repealing the existing sections, by Representative Otto.

HB 2687, An act regulating traffic; establishing maximum speed limits in rural school zones; amending K.S.A. 2005 Supp. 8-1486 and 8-1558 and repealing the existing sections, by Representative Knox.

HB 2688, An act concerning correctional facilities; relating to construction by private companies; amending K.S.A. 2005 Supp. 75-52,129 and repealing the existing section, by Representatives Knox and Otto.

HB 2689, An act concerning sales taxation; relating to countywide retailers' sales tax in Crawford county; amending K.S.A. 2005 Supp. 12-187 and 12-189 and repealing the existing sections, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2674**.

Commerce and Labor: **HB 2671**.
 Education: **HB 2682**.
 Environment: **HB 2683**.
 Federal and State Affairs: **HB 2670**.
 Financial Institutions: **HB 2669**.
 Governmental Organization and Elections: **HB 2676**.
 Health and Human Services: **HB 2678**.
 Higher Education: **HB 2677**.
 Insurance: **HB 2675**.
 Judiciary: **SB 40**.
 Taxation: **HB 2679, HB 2680, HB 2681**.
 Transportation: **HB 2672**.
 Utilities: **HB 2673; SB 349**.

CHANGE OF REFERENCE

Speaker Mays announced the withdrawal of **HB 2567** from Committee on Appropriations and referral to Committee on Insurance.

COMMUNICATIONS FROM STATE OFFICERS

From Marilyn Scafe, Chair, Kansas Parole Board, pursuant to K.S.A. 22-3710, Annual Report of the Kansas Parole Board for fiscal year 2005.

From D. Keith Meyers, Director, Department of Administration, Division of Facilities Management, pursuant to K.S.A. 75-3717b, report on Capital Improvement Requests, FY 2007.

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

REPORTS OF STANDING COMMITTEES

The Committee on **Utilities** recommends **HB 2590** be amended on page 1, after line 25, by inserting the following:

“(b) “Interconnected VoIP service” has the meaning provided in 47 C.F.R. 9.3 (October 1, 2005).”

And by relettering the remaining subsections accordingly.

Also on page 1, in line 41, by striking “VoIP service” and inserting “interconnected VoIP service but does not include any telecommunications carrier or local exchange carrier, as defined in K.S.A. 66-1,187, and amendments thereto, which holds a certificate of public convenience and necessity issued by the state corporation commission”; in line 42, by striking all after “means”; in line 43, by striking “service” and inserting “a subscriber to interconnected VoIP service whose primary service address is in Kansas”;

On page 2, in line 6, by striking “sub-”; in line 7, by striking all before the period and inserting “service user”; in line 19, by striking “subscriber whose primary residence is in the state of Kansas” and inserting “service user”;

On page 4, in line 35, by striking all after “for”; in line 36, by striking “nary care” and inserting “gross negligence”; in line 40, after the period by inserting “In addition, a VoIP provider, and its officers, directors, employees, vendors and agents, shall have the same immunity and other protection from liability in this state as that provided to wireless carriers under 47 U.S.C. 615a (October 26, 1999).”;

On page 7, in line 12, by striking “2006” and inserting “2007”; in line 15, by striking “2006” and inserting “2007”; in line 24, by striking “2006” and inserting “2007”;

On page 8, in line 16, by striking “2006” and inserting “2007”; in line 19, by striking “2006” and inserting “2007”; in line 37, by striking “2006” and inserting “2007”; and the bill be passed as amended.

On motion of Rep. McLeland, the House adjourned until 11:00 a.m., Tuesday, January 24, 2006.

CHARLENE SWANSON, *Journal Clerk*.

JANET E. JONES, *Chief Clerk*.

