

Journal of the House

TENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, January 26, 2009, 11:00 a.m.

The House met pursuant to recess with Speaker O'Neal in the chair.
The roll was called with 124 members present.
Rep. Olson was excused on excused absence by the Speaker.

Prayer by guest chaplain, Mr. Joe Lohrbach, Bethel Baptist Church, Topeka, guest of Rep. Tafanelli:

Our Precious Heavenly Father

We humbly come before you this morning, thanking you and praising you for who you are, being the Lord and leader of our lives. Today we ask you to watch and care over the House of Representatives, their staff, and everyone working in the House today. In 1 Peter 5:6, you tell us to cast all our cares upon you, for you care for us. Today we cast each and every decision, each and every bill and resolution upon you today. We ask that you lift up each and every Representative with strength, knowledge, and wisdom as they have the responsibility to do what is right for our people and for the State of Kansas. Father, we also praise you and thank you for the privilege to live and serve in the Great State of Kansas. Father, we ask for your will to be done in all matters that come across the table today. Most of all Father, thank you for your son, Jesus, who died on the cross for each and everyone of us, that we may be with you for ever and ever. We ask all this, in your son's precious and mighty name of Jesus. Amen.

The Pledge of Allegiance was led by Rep. Palmer.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2075, An act concerning insurance; providing coverage for colorectal cancer screening; amending K.S.A. 2008 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Representatives K. Wolf, Benlon, Bowers, Brookens, Burgess, Burroughs, Carlin, Coloton, Craft, Crow, Feuerborn, Frownfelter, Furtado, Garcia, D. Gatewood, S. Gatewood, George, Goyle, Grange, Grant, Hawk, Hill, Hineman, C. Holmes, Horst, Huntington, Kleeb, Lane, Loganbill, Lukert, Maloney, McCray-Miller, Menghini, Moxley, Neighbor, Otto, Palmer, Pauls, Phelps, Pottorff, Prescott, Proehl, Quigley, Rardin, Ruiz, Sawyer, Sloan, Spalding, Svaty, Swanson, Swenson, Tietze, Trimmer, Vickrey, Wetta, Williams, Winn, B. Wolf and Worley.

HB 2076, An act concerning abortion; regarding the woman's right-to-know act; amending K.S.A. 65-6709 and 65-6710 and repealing the existing sections, by Representatives Kinzer, A. Brown, Brunk, DeGraaf, Donohoe, Faber, George, Goico, Grange, Hermanson, Huebert, Jack, Kelley, Kiegerl, Knox, Landwehr, Lukert, Mast, McLeland, Merrick, Morrison, Myers, O'Brien, Olson, Otto, Palmer, Patton, Pauls, Peck, Powell, Rhoades, Schroeder, Schwab, Shultz, Siegfried, Vickrey, Watkins, Williams and B. Wolf.

HB 2077, An act concerning elections; amending K.S.A. 2008 Supp. 25-1122, 25-1123, 25-2908 and 25-3002 and repealing the existing sections, by Committee on Elections.

HB 2078, An act concerning income taxation; relating to certain net operating losses; amending K.S.A. 2008 Supp. 79-32,143 and repealing the existing section, by Special Committee on Assessment and Taxation.

HB 2079, An act concerning sales taxation; relating to refunds; certain purchases of telecommunications machinery and equipment, by Special Committee on Assessment and Taxation.

HB 2080, An act; concerning solid waste; relating to the waste tire management fund; amending K.S.A. 2008 Supp. 65-3424g and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2081, An act concerning milk and dairy products; relating to certain fees fixed by the secretary of agriculture; amending K.S.A. 2008 Supp. 65-771, 65-778 and 65-781 and repealing the existing sections, by Committee on Agriculture and Natural Resources.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2069**.

Corrections and Juvenile Justice: **SB 14**.

Federal and State Affairs: **SB 19**.

Judiciary: **SB 8**.

Taxation: **HB 2070**, **HB 2071**, **HB 2074**.

Select Committee on KPERS: **HB 2072**, **HB 2073**.

COMMUNICATIONS FROM STATE OFFICERS

From J. Michael Hayden, Secretary, Kansas Department of Wildlife and Parks, in accordance with K.S.A. 32-844 and 32-845, Land Acquisition and Lease Renewal Report, January 5, 2009.

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

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Mast, **HR 6006**, by Rep. Mast, as follows, was introduced and adopted:

HOUSE RESOLUTION No. 6006—

A RESOLUTION recognizing and thanking Jesse Solis and the city of Emporia, Kansas for the dedication of an American Braille tactile flag.

WHEREAS, Jesse Solis, who has been instrumental in raising awareness for this braille flag, on behalf of Emporia, Kansas, is dedicating an American Braille tactile flag with the pledge of allegiance transcribed in braille to the Senate President Steve Morris to be displayed in the capitol building; and

WHEREAS, Armistice Day was expanded to Veterans Day after an Emporia resident, Al King, led a campaign to honor all veterans on November 11, 1953, making Emporia the founding city for Veterans Day; and

WHEREAS, Randolph Cabral, founder of the Kansas Braille Transcription Institute in Wichita, designed the braille flag for his father, Jesus Sanchez “Chuy” Cabral, a veteran of World War II, after he lost his vision; and

WHEREAS, Congressman Tiaht sponsored a bill that placed an American Braille tactile flag in Arlington National Cemetery honoring blind members of the Armed Forces, veterans and other Americans; and

WHEREAS, Currently, the United States has over 1,000,000 blind and low-vision veterans and the Department of Defense estimates that 16 percent of those injured in Operation Iraqi Freedom and Operation Enduring Freedom suffer from severe vision loss; and

WHEREAS, This braille flag enables all visually impaired Kansans to appreciate Old Glory and to read the pledge of allegiance: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize and thank Jesse Solis and the city of Emporia for dedicating an American Braille tactile flag

for display in the capitol building so that all visually impaired Kansans can fully appreciate Old Glory and can be reminded of all that she means to us.

On behalf of Rep. Mast, Rep. Hill introduced Jesse Solis, Emporia, who was instrumental in raising awareness for the braille flag. Accompanying Mr. Solis to the House were Penny Oliver, Patricia Hayes, John Clark, Randal Cabral, James Redick, Marshall Havenhill, Matt Zimmerman, and Gary Eichorn.

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 2082, An act concerning the advertising and conducting of certain live musical performances or productions; providing for certain restrictions enforcement and penalties, by Committee on Federal and State Affairs.

HB 2083, An act concerning historic preservation; pertaining to environs review; amending K.S.A. 2008 Supp. 75-2724 and repealing the existing section, by Committee on Local Government.

HB 2084, An act concerning cities; relating to annexation of territory; amending K.S.A. 2008 Supp. 12-520 and repealing the existing section, by Representatives Wetta and DeGraaf.

HB 2085, An act concerning veterans; relating to the veterans claims assistance program; service grant eligibility requirements; amending K.S.A. 2008 Supp. 73-1234 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

HB 2086, An act concerning veterans; relating to the veterans claims assistance advisory board; board composition; amending K.S.A. 2008 Supp. 73-1235 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

HB 2087, An act enacting the Kansas professional employer organization licensing act, by Committee on Insurance.

HB 2088, An act concerning insurance; providing reimbursement for certain services; amending K.S.A. 2008 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Insurance.

HB 2089, An act relating to insurance; concerning life insurance; valuation of policies; reserves; amending K.S.A. 2008 Supp. 40-409 and repealing the existing section, by Committee on Insurance.

On motion of Rep. Merrick, the House adjourned until 11:00 a.m., Tuesday, January 27, 2009.

CHARLENE SWANSON, *Journal Clerk*.

SUSAN W. KANNARR, *Chief Clerk*.

