

Journal of the House

FOURTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, January 29, 2010, 10:30 a.m.

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

The roll was called with 85 members present.

Reps. Donohoe, Johnson and Kuether were excused on verified illness.

Reps. George, Grange, C. Holmes, Neufeld, Sloan and Worley were excused on legislative business.

Reps. Aurand, Bethell, Brookens, Brunk, Crow, Crum, Finney, Garcia, Goico, Goyle, Hermanson, Hill, Hineman, Huebert, Jack, Kelley, Kerschen, Kiegerl, Landwehr, Loganbill, Long, McCray-Miller, Morrison, Moxley, Peterson, Pottorff, Proehl, Roth, Ruiz, Seiwert, and B. Wolf were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

One hundred forty-nine years ago
in the year of eighteen sixty-one,
the south west winds did blow
and a new state was begun.

Throughout the years much has been accomplished
and the land and our people have flourished.
You have blessed our homes, businesses and shops,
and our vast land with many crops.

But today as we celebrate the past
and anticipate what lies ahead in the future,
our dreams and visions we cast
as we work to make our state better.

One promise that we can claim,
is the one that You have exclaimed,
“For I know the plans I have for you . . .
plans to prosper you and not to harm you,
plans to give you hope and a future.”
(Jeremiah 29:11)

For Melanie Barnes whose stepmother passed away,
we ask for Your strength and comfort today.

I pray this promise with no shame,
In Christ Your Son’s Holy name.
Amen.

The Pledge of Allegiance was led by Rep. Tietze.

PERSONAL PRIVILEGE

In celebration of Kansas Day, Rep. Ballard led the members in singing “Home on the Range.”

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2579, An act concerning school districts; relating to financing the costs of utility services and insurance, by Committee on Education.

HB 2580, An act concerning school districts; relating to special education; amending K.S.A. 72-983 and repealing the existing section, by Committee on Education.

HB 2581, An act concerning criminal procedure; relating to the correctional supervision fee; amending K.S.A. 21-4610a and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2582, An act concerning crimes, criminal procedure and punishment; relating to property crimes; amending K.S.A. 2009 Supp. 21-4704 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2583, An act concerning open records; relating to disclosure of certain information, by Committee on Judiciary.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and resolutions were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2565, HB 2566, HB 2567, HB 2571; HR 6011.**

Federal and State Affairs: **HR 6012.**

Government Efficiency and Fiscal Oversight: **HB 2572.**

Health and Human Services: **HB 2574, HB 2575, HB 2576, HB 2577.**

Insurance: **HB 2563, HB 2564.**

Judiciary: **HB 2568; SB 360, SB 371.**

Local Government: **HB 2562.**

Taxation: **HB 2569, HB 2570, HB 2573, HB 2578.**

Transportation: **HB 2561.**

CHANGE OF REFERENCE

Speaker pro tem Siegfried announced the withdrawal of **HB 2548** from Committee on Agriculture and Natural Resources and referral to Committee on Local Government.

MESSAGE FROM THE SENATE

The Senate accedes to the request of the House for a conference on **HB 2283** and has appointed Senators McGinn, Teichman and Francisco as conferees on the part of the Senate.

REPORTS OF STANDING COMMITTEES

Committee on **Corrections and Juvenile Justice** recommends **HB 2503** be adopted and, because the committee is of the opinion that the resolution is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Corrections and Juvenile Justice** recommends **HB 2412** be amended on page 3, in line 41, by striking all after "person"; in line 42, by striking all before the comma and inserting "meets the criteria to be released under this section"; and the bill be passed as amended.

Committee on **Insurance** recommends **HB 2501** be passed.

Committee on **Insurance** recommends **HB 2500** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Judiciary** recommends **HB 2418** be amended on page 2, in line 34, after the period, by inserting "No rule and regulation adopted pursuant to subsection (h) shall be construed to prohibit the commission from the plugging, replugging, repairing or remediation of any carbon dioxide injection well or underground storage in an emergency situation."; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2476** be amended on page 4, in line 12, by striking "July 1, 2010" and inserting "the effective date of this act,";

On page 6, in line 29, by striking "July 1, 2010" and inserting "the effective date of this act,";

On page 9, in line 1, by striking “July 1, 2010” and inserting “the effective date of this act.”;

On page 13, in lines 19 and 20, by striking “July 1, 2010” and inserting “the effective date of this act.”;

On page 15, in line 28, by striking “July 1, 2010” and inserting “the effective date of this act.”;

On page 16, in lines 40 and 41, by striking “July 1, 2010” and inserting “the effective date of this act.”;

On page 18, in line 37, by striking “July 1, 2010” and inserting “the effective date of this act.”;

On page 19, in line 4, by striking “July 1, 2010” and inserting “the effective date of this act.”; in line 26, by striking “July 1, 2010” and inserting “the effective date of this act.”; in line 29, by striking “or an alias”; in line 30, by striking “order or writ of execution”; in line 32, by striking all after “execution”; in line 33, by striking “for hearing” and inserting a comma; in line 34, by striking all after “garnishment”; in line 35, by striking “for garnishment”; in line 38, by striking all after “sale”; in line 39, by striking “order of sale”; in line 41, by striking “or an alias” in line 42, by striking all before the comma where it appears for the first time;

On page 20, in line 1, by striking all after “attachment”; in line 2, by striking “ment”; in lines 22 and 23, by striking “July 1, 2010” and inserting “the effective date of this act.”;

On page 22, in line 11, by striking “July 1, 2010” and inserting “the effective date of this act.”;

On page 24, in lines 8 and 9, by striking “July 1, 2010” and inserting “the effective date of this act.”;

On page 26, in line 2, by striking “July 1, 2010” and inserting “the effective date of this act.”; in line 41, by striking “July 1, 2010” and inserting “the effective date of this act.”;

On page 27, in lines 10 and 11, by striking “July 1, 2010” and inserting “the effective date of this act.”;

On page 29, in line 3, by striking “July 1, 2010” and inserting “the effective date of this act.”;

On page 30, in line 7, by striking “July 1, 2010” and inserting “the effective date of this act.”; in line 31, by striking “July 1, 2010” and inserting “the effective date of this act.”; in line 39, by striking “statute book” and inserting “Kansas register”; and the bill be passed as amended.

REPORT OF STANDING COMMITTEE

Your Committee on **Calendar and Printing** recommends on requests for resolutions and certificates that

Request No. 12, by Representative Bowers, congratulating Gregg Brummett, Baseball Coach, Cloud County Community College, for being inducted into the Kansas Baseball Hall of Fame;

Request No. 13, by Representative Bowers, congratulating Tim and Connie Parker for being selected 2010 Business Persons of the Year by the Concordia Area Chamber of Commerce;

Request No. 14, by Representatives Bethell and Hawk, commending Gary Gerhard, Denise Peterson, Sara Wendt, Nancy Daniels, Katie McCollom, Anissa Birkinshaw, Mindi Kohake, Marliek Johnson, Jimi Nickel, Brad Welles, Bill Snyder, Co-Chair and Ella Todd, Director, for participation in the Kansas Mentors Program;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Merrick, the committee report was adopted.

REPORT ON ENROLLED RESOLUTIONS

HR 6008 reported correctly enrolled and properly signed on January 28, 2010.

Also, **HR 6010** reported correctly enrolled and properly signed on January 29, 2010.

On motion of Rep. Merrick, the House adjourned until 11:00 a.m., Monday, February 1, 2010.

SUSAN W. KANNARR, *Chief Clerk.*

CHARLENE SWANSON, *Journal Clerk.*

