

Journal of the House

TWENTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 8, 2010, 11:00 a.m.

The House met pursuant to recess with Speaker O'Neal in the chair.
The roll was called with 119 members present.
Reps. Donohoe and Johnson were excused on verified illness.
Reps. Goico, Kelley, Palmer and Peterson were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Dear Lord,
This morning we exclaim T.G.I.M.
Thank goodness it's Monday!
With the new beginning of the week,
we have an opportunity for a fresh new start.
We can say we haven't made a mistake yet this week.
We can set new goals to accomplish this week.
We can set into action the plans we have made for the week.
As we celebrate this Monday, we ask you to remind us,
That although "In *our* hearts *we plan* our course,
It is the Lord who determines *our steps*.
Walk with us this week, O Lord,
Father we have several representatives who especially
need your love and compassion today.
Be with Representatives Carlin and Grant
as they grieve the loss of loved ones.
Bring comfort and consolation to them today.
I pray for Representative Palmer whose husband is in
Mayo Clinic and awaiting results tomorrow,
and for Representative Johnson who is at home recovering.
Please bring healing to them. And to all
going through some rough storms, may they know you
as their anchor holding them strong.
In Your Son's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. McLeland.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2669, An act establishing the Kansas employment initiative act and creating the Kansas employment first oversight commission, by Committee on Federal and State Affairs.

HB 2670, An act concerning crimes and criminal procedure; providing for electronic citations, complaints and notices to appear; amending K.S.A. 2009 Supp. 40-3104 and repealing the existing section, by Committee on Federal and State Affairs.

HOUSE CONCURRENT RESOLUTION No. 5032—

By Representatives Landwehr, Mast, Jack and Schwab, A. Brown, Brunk, Carlson, Crum, DeGraaf, Faber, Fund, George, Goico, Gordon, Grange, Hermanson, M. Holmes, Horst, Huebert, Kelley, Kerschen, Kiegerl, Kinzer, Knox, McLeland, Merrick, Morrison, Neufeld, O'Brien, O'Neal, Olson, Patton, Peck, Powell, Prescott, Proehl, Rhoades, Seiwert, Siegfried, Suellentrop, Vickrey, B. Wolf and Yoder

A PROPOSITION to amend the constitution of the state of Kansas by adding a new article 16 thereto, concerning health care.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: The constitution of the state of Kansas is amended by adding a new article 16 thereto to read as follows:

“Article 16. — HEALTH CARE

“§ 1. **Health care.** (a) To preserve the freedom of Kansans to provide for their health care:

“(1) A law or rule shall not compel, directly or indirectly, any person, employer or health care provider to participate in any health care system or purchase health insurance.

“(2) A person or employer may pay directly for lawful health care services and shall not be required to pay penalties or fines for paying directly for lawful health care services. A health care provider may accept direct payment for lawful health care services and shall not be required to pay penalties or fines for accepting direct payment from a person or employer for lawful health care services.

“(b) Subject to reasonable and necessary rules that do not substantially limit a person's options, the purchase or sale of health insurance in private health care systems shall not be prohibited by law or rule.

“(c) This section does not:

“(1) Affect which health care services a health care provider or hospital is required to perform or provide.

“(2) Affect which health care services are permitted by law.

“(3) Prohibit care provided pursuant to the provisions relating to workers compensation.

“(4) Prohibit care provided pursuant to the provisions relating to state employee benefit programs.

“(5) Affect laws or rules in effect as of August 1, 2009.

“(6) Affect the terms or conditions of any health care system to the extent that those terms and conditions do not have the effect of punishing or penalizing a person or employer for paying directly for lawful health care services or a health care provider or hospital for accepting direct payment from a person or employer for lawful health care services.

“(d) For the purposes of this section:

“(1) “Compel” includes penalties or fines.

“(2) “Direct payment or pay directly” means payment for lawful health care services without a public or private third party, not including an employer, paying for any portion of the service.

“(3) “Health care system” means any public or private entity whose function or purpose is the management of, processing of, enrollment of individuals for or payment for, in full or in part, health care services or health care data or health care information for its participants.

“(4) “Lawful health care services” means any health-related service or treatment to the extent that the service or treatment is permitted or not prohibited by law or regulation that may be provided by persons or businesses otherwise permitted to offer such services.

“(5) “Penalties or fines” means any civil or criminal penalty or fine, tax, salary or wage withholding or surcharge or any named fee with a similar effect established by law or rule by a government established, created or controlled agency that is used to punish or discourage the exercise of rights protected under this section.”

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

“Explanatory statement. The purpose of this health care freedom amendment is to preserve constitutionally the right and freedom of Kansans to provide for their health care. This proposition would not affect which health care services a health care provider or hospital is required to perform or provide; would not affect which health care services are permitted by law; would not prohibit care provided pursuant to the general provisions relating to workers compensation; would not prohibit care pursuant to the provisions relating to state employee benefit programs; would not affect laws or rules in effect as of August 1, 2009; or would not affect the terms or conditions of any health care system to the extent that those terms and conditions do not have the effect of punishing a person or employer for paying directly for lawful health care services. Nothing in this amendment is meant to discourage anyone from purchasing health insurance.

“A vote for this proposition would preserve constitutionally the right of a person, employer or health care provider to be free from laws or rules compelling participation in any health care system; preserve constitutionally the right of a person or employer to purchase lawful health care services directly from a health care provider; preserve constitutionally the right of a health care provider to accept direct payment from a person or employer for lawful health care services; and preserve constitutionally the right to have the ability to purchase or sell health insurance in private health care systems.

“A vote against this proposition would provide for no constitutional right of a person, employer or health care provider to be free from laws and rules compelling participation in any health care system; would provide for no constitutional right of a person or employer to purchase lawful health care services directly from a health care provider; would provide for no constitutional right of a health care provider to accept direct payment from a person or employer for lawful health care services; and would provide for no constitutional right to have the ability to purchase or sell health insurance in private health care systems.”

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives, and two-thirds of the members elected (or appointed) and qualified to the Senate, shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2010 unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

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

Agriculture and Natural Resources: **HB 2659**.
 Commerce and Labor: **HB 2658**, **HB 2664**, **HB 2665**.
 Corrections and Juvenile Justice: **HB 2661**.
 Energy and Utilities: **HB 2662**, **HB 2663**.
 Government Efficiency and Fiscal Oversight: **HB 2657**.
 Judiciary: **HB 2667**, **HB 2668**; **HCR 5031**.
 Transportation: **HB 2660**.
 Agriculture and Natural Resources Budget: **HB 2666**.

COMMUNICATIONS FROM STATE OFFICERS

From the Kansas Guardianship Program, pursuant to K.S.A. 74-9601 et seq., as amended, 2009 Annual Report, July 1, 2008 - June 30, 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. Prescott, **HR 6015**, by Reps. Prescott and Brookens, DeGraaf, George, Grange, C. Holmes, M. Holmes, McLeland, Merrick, O'Neal and Vickrey, as follows, was introduced and adopted:

HOUSE RESOLUTION No. 6015—

A RESOLUTION honoring the Boy Scouts of America's Contributions to Society and Vision for the Future.

WHEREAS, The Boy Scouts of America was established in 1910 to teach patriotism, courage, self-reliance and kindred values; and

WHEREAS, The Boy Scouts of America today is the largest youth service organization in America, with nearly 3 million members learning responsible citizenship, character development, and self-reliance through participation in a wide range of outdoor activities, educational programs and career-oriented programs in partnership with community organizations; and

WHEREAS, The Boy Scouts of America will celebrate its 100th Anniversary on February 8, 2010; and

WHEREAS, A core value of the Boy Scouts of America is service to others; and

WHEREAS, The Boy Scouts of America is celebrating Scouting's 100th anniversary with the theme "Celebrating the Adventure, Continuing the Journey;" and

WHEREAS, Membership in the Boy Scouts of America has been shown to improve a Scout's likelihood for success as an adult and enhance the quality of life in the community where he resides: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we do hereby recognize the impact of this great organization and the importance of its 100 years of service to the citizens of this community and communities across America, by proclaiming February 8, 2010 as Boy Scouts of America 100 Years of Scouting Day; and

Be it further resolved: That the Chief Clerk of the House of Representatives be directed to provide an enrolled copy of this resolution to Jeffrey R. Moe, Scout Executive, Jayhawk Area Council, 1020 S.E. Monroe Street, Topeka, KS 66612; Timothy C. Bugg, Scout Executive, Heart of America Council, 10210 Holmes Rd., Kansas City, MO 64131; Mike Johnson, Scout Executive, Quivira Council, 1555 E. 2nd St., Wichita, KS 67214; Stacy Huff, Scout Executive, Coronado Area Council, 644 S. Ohio, PO Box 912, Salina, KS 67402; John Hogg, Scout Executive, Santa Fe Trail Council, 1513.5 Fulton Terrace, Garden City, KS 67846; Alan Franks, Scout Executive, Pony Express Council, 1704 Buckingham St., St. Joseph, MO; Dean Ertel, Scout Executive, Ozark Trails Council, 1616 S. Eastgate, Springfield, MO 65809.

There being no objection, the following remarks of Rep. Prescott are spread upon the journal:

The Boy Scouts of America is one of the nation's largest and most prominent values-based youth development organizations. The Boy Scouts of America provides a program for young people that builds character, trains them in the responsibilities of participating citizenship and develops personal fitness.

For a century, the BSA has helped build the future leaders of this country by combining educational activities and lifelong values with fun. The Boy Scouts of America believes, and through a century of experience know, that helping youth is a key to building a more conscientious, responsible and productive society.

The mission of the Boy Scouts of America is to prepare young people to make ethical and moral choices over their lifetimes by instilling in them the values of the Scout Oath and Law.

The Boy Scouts were incorporated February 8, 1910, one hundred years ago today. They grew quickly adding the Cub Scouts in 1930, Webelos in 1941, Explorers in 1949, Tiger

Cubs in 1982 and Venture Scouts in 1998. Adults stay involved as Scout mentors, where men and women volunteer thousands of hours annually.

For the past century, Scouting has been steadfast. Our 100th Anniversary provides a unique opportunity to celebrate this heritage and lay the foundation for the next 100 years.

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. S. Gatewood, **HR 6013**. A resolution recognizing Commodore Jackson J. Gumb for receiving the Coast Guard Auxiliary Meritorious Service Medal, was adopted.

There being no objection, the following remarks of Rep. S. Gatewood are spread upon the journal:

Commodore Jackson Gumb has dedicated his life to service of his country, state and community.

He has served his community through his service on the local lakes on behalf of the Coast Guard Auxiliary, by assisting in rescues and teaching boater safety classes.

He has served his state by working at the Department of Social and Rehabilitation Services in the information technology unit.

And he served his country during a lifetime of service in the Coast Guard and now is serving as this Region's Commander. The eighth region stretches from Minnesota to Louisiana, from Colorado to Illinois, and encompasses part or all of 16 states.

Commodore Gumb has served all of us with his disaster relief efforts around the country.

Last spring Commodore Gumb was awarded the prestigious Coast Guard Auxiliary Meritorious Service Medal for Exceptionally Meritorious Achievement and Superior Performance of Duties.

I take great pride in honoring this kind of lifetime achievement. Commodore Gumb and his wife Nancy are here with us today.

Rep. S. Gatewood presented Commodore Gumb with a framed resolution.

CONSENT CALENDAR

Objection was made to **HB 2434**, **HB 2492** appearing on the Consent Calendar; the bills were placed on the calendar under the heading of General Orders.

No objection was made to **HB 2553** appearing on the Consent Calendar for the first day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2418, An act concerning the carbon dioxide reduction act; pertaining to liability of the state of Kansas; pertaining to rules and regulations; amending K.S.A. 2009 Supp. 55-1636 and 55-1637 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 0; Present but not voting: 0; Absent or not voting: 6.

Yeas: Aurand, Ballard, Barnes, Benlon, Bethell, Bollier, Bowers, Brookens, A. Brown, T. Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Craft, Crow, Crum, Davis, DeGraaf, Dillmore, Faber, Feuerborn, Finney, Flaharty, Frownfelter, Fund, Furtado, Garcia, D. Gatewood, S. Gatewood, George, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hermanson, Hill, Hineman, C. Holmes, M. Holmes, Horst, Huebert, Jack, Kerschen, Kiegerl, King, Kinzer, Kleeb, Knox, Kuether, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mah, Maloney, Mast, McCray-Miller, McLeland, Meier, Menghini, Merrick, Morrison, Moxley, Myers, Neighbor, Neufeld, O'Brien, O'Neal, Olson, Otto, Patton, Pauls, Peck, Phelps, Pottorff, Powell, Prescott, Proehl, Quigley, Rardin, Rhoades, Roth, Ruiz, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Siegfried, Slattery, Sloan, Spalding, Suellentrop, D. Svaty, Swanson, Swenson, Tafanelli, Talia, Tietze, Trimmer, Vickrey, Ward, Wetta, Whitham, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: None.

Present but not voting: None.

Absent or not voting: Donohoe, Goico, Johnson, Kelley, Palmer, Peterson.

The bill passed, as amended.

HB 2501, An act concerning insurance; relating to the liability of mortgage guaranty insurance companies; amending K.S.A. 40-3512 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 79; Nays 40; Present but not voting: 0; Absent or not voting: 6.

Yeas: Ballard, Benlon, Bethell, Bollier, Bowers, Brookens, T. Brown, Burgess, Burroughs, Carlson, Colloton, Craft, Crow, Davis, Feuerborn, Finney, Frownfelter, Fund, Furtado, Garcia, D. Gatewood, George, Goyle, Grant, Hawk, Hayzlett, Henderson, Henry, Hill, Hineman, C. Holmes, M. Holmes, Horst, Jack, King, Kleeb, Light, Loganbill, Long, Lukert, Mah, Maloney, McCray-Miller, Meier, Menghini, Moxley, Myers, Neighbor, O'Neal, Olson, Otto, Peck, Phelps, Pottorff, Powell, Prescott, Proehl, Quigley, Rardin, Roth, Ruiz, Schwartz, Shultz, Slattery, Sloan, Spalding, D. Svaty, Swanson, Swenson, Talia, Tietze, Trimmer, Wetta, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: Aurand, Barnes, A. Brown, Brunk, Carlin, Crum, DeGraaf, Dillmore, Faber, Flaharty, S. Gatewood, Gordon, Grange, Hermanson, Huebert, Kerschen, Kiegerl, Kinzer, Knox, Kuether, Landwehr, Lane, Mast, McLeland, Merrick, Morrison, Neufeld, O'Brien, Patton, Pauls, Rhoades, Schroeder, Schwab, Seiwert, Siegfried, Suellentrop, Tafanelli, Vickrey, Ward, Whitham.

Present but not voting: None.

Absent or not voting: Donohoe, Goico, Johnson, Kelley, Palmer, Peterson.

The bill passed, as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **Senate Substitute for HB 2222** be amended on page 1, by striking all in lines 32 through 43;

On page 2, by striking all in lines 1 through 3; in line 4, by striking "(b)" and inserting "(a)"; in line 9, by striking "(c)" and inserting "(b)"; in line 14, by striking "(d)" and inserting "(c)"; following line 18, by inserting the following material to read as follows:

"Sec. 3.

LEGISLATURE";

Also on page 2, in line 19, by striking "(e)" and inserting "(a)";

On page 3, by striking lines 6 and 7; in line 8, by striking "(a)" and inserting "(b)"; following line 12, by inserting the following:

"(c) During the fiscal year ending June 30, 2010, the expenditures by the legislature for fiscal year 2010 from the moneys appropriated or reappropriated from the state general fund and any special revenue fund or funds for fiscal year 2010, as authorized by chapter 124 or chapter 144 of the 2009 Session Laws of Kansas or by this or other appropriation act of the 2010 regular session of the legislature, for the compensation payable pursuant to subsection (a) of K.S.A. 46-137e, and amendments thereto, for each officer specified in K.S.A. 46-137b, and amendments thereto, shall not exceed the aggregate amount of compensation that would be payable for 25 days in the performance of the duties of the officer in the officer's legislative office in Topeka during fiscal year 2010: *Provided*, That, on and after the effective date of this act, if the aggregate amount of such expenditures for fiscal year 2010 by the legislature for compensation payable pursuant to subsection (a) of K.S.A. 46-137e, and amendments thereto, for an officer specified in K.S.A. 46-137b, and amendments thereto, is equal to or exceeds the aggregate amount equal to the aggregate amount of such compensation that would be payable for 25 days in the performance of the duties of the officer in the officer's legislative office in Topeka during fiscal year 2010, then no further expenditures shall be made by the legislature from the moneys appropriated or reappropriated from the state general fund and any special revenue fund or funds for fiscal year 2010 for compensation payable pursuant to subsection (a) of K.S.A. 46-137e, and amendments thereto, for such officer for fiscal year 2010.

(d) (1) On and after the effective date of this act, the expenditures payable from moneys appropriated from the state general fund for the legislature for the fiscal year ending June 30, 2010, for per diem compensation for members of the legislature for days occurring on or after the effective date of this act during payroll periods chargeable to fiscal year 2010 (A) for service at any regular or special session as provided by subsection (a) of K.S.A. 46-

137a, and amendments thereto, (B) for attendance at or for going to or coming from authorized meetings as provided by K.S.A. 75-3212, and amendments thereto, or (C) for the performance of the duties of the member as an officer in the officer's legislative office in Topeka during fiscal year 2010 or to attend to any legislative business in Topeka when authorized by the legislative coordinating council and the legislature is not in session, as provided by K.S.A. 46-137e, and amendments thereto, for each payroll period commencing on or after the effective date of this act and chargeable to fiscal year 2010, shall not exceed aggregate amount for all such days for the payroll period determined by applying a per diem rate of compensation equal to the rate of per diem compensation specified in K.S.A. 46-137a, and amendments thereto, reduced by the amount equal to 11.1% of such rate of per diem compensation: *Provided*, That, on the first day of the first payroll period commencing on or after the effective date of this act, notwithstanding the provisions of K.S.A. 46-137a, 46-137e, or 75-3212, and amendments thereto, or any other statute, the rate of per diem compensation provided by law for members of the legislature is hereby reduced by 11.1% for days occurring during the first payroll period commencing on or after the effective date of this act and for days occurring during each ensuing payroll period chargeable to fiscal year 2010: *Provided, however*, That such reduction shall not apply to days occurring on or after June 13, 2010.

(2) On and after the effective date of this act, the expenditures payable from moneys appropriated from the state general fund for the legislature for the fiscal year ending June 30, 2010, for the allowance provided at a biweekly pay rate as provided in K.S.A. 46-137b, and amendments thereto, for each officer specified in subsection (a) of K.S.A. 46-137b, and amendments thereto, for each payroll period commencing on or after the effective date of this act and chargeable to fiscal year 2010, shall not exceed an amount determined for the payroll period by applying a biweekly pay rate equal to the biweekly pay rate specified for such officer in K.S.A. 46-137a, and amendments thereto, reduced by the amount equal to 11.1% of such biweekly pay rate: *Provided*, That, on the first day of the first payroll period commencing on or after the effective date of this act, notwithstanding the provisions of K.S.A. 46-137b, and amendments thereto, or any other statute, the biweekly pay rate provided by law for each officer specified in subsection (a) of K.S.A. 46-137b, and amendments thereto, is hereby reduced by 11.1% for each payroll period commencing on or after the effective date of this act which is chargeable to fiscal year 2010: *Provided, however*, That such reduction shall not apply to any payroll period commencing on or after June 13, 2010.”;

On page 6, following line 30, by inserting the following material to read as follows:

“Sec. 14. *Severability*. If any provision or clause of this act or application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.”;

And by renumbering section 14 as section 15;

And the substitute bill be passed as amended.

Committee on **Appropriations** recommends **HB 2403** be amended by substituting a new bill to be designated as “Substitute for HOUSE BILL No. 2403,” as follows:

“Substitute for HOUSE BILL No. 2403

By Committee on Appropriations

“AN ACT creating the council on efficient government.”; and the substitute bill be passed.

(**Sub. HB 2403** was thereupon introduced and read by title.)

Committee on **Corrections and Juvenile Justice** recommends **HB 2435**, **HB 2454**, **HB 2468** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2413** be amended by substituting a new bill to be designated as “Substitute for HOUSE BILL No. 2413,” as follows:

“Substitute for HOUSE BILL No. 2413

By Committee on Corrections and Juvenile Justice

“AN ACT concerning district court fines, penalties and forfeitures; relating to traffic fines; relating to funding of the alcohol and drug abuse treatment fund; amending K.S.A. 2009 Supp. 8-2118 and 74-7336 and repealing the existing sections.”; and the substitute bill be passed.

(**Sub. HB 2413** was thereupon introduced and read by title.)

Committee on **Insurance** recommends **HB 2491** be amended on page 2, in line 23, by striking “who”; in line 24, by striking “who”; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2226** be amended on page 1, in line 18, after “petition” by inserting “the chief judge or the chief judge’s designee in”; in line 21, by striking “or 4” and inserting “, 4 or 5”; in line 22, by striking “judge or judges of” and inserting “chief judge or the chief judge’s designee in”; in line 23, after the second comma by inserting “as set forth in this subsection.”; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2465** be amended on page 1, in line 23, after the stricken material, by inserting “, and if nonrefundable, K.S.A. 2009 Supp. 79-32,261 and 79-32,262”; in line 40, after “79-32,210” by striking the comma and inserting “and”; also in line 40, after “79-32,211a,” by inserting “and if refundable, K.S.A. 2009 Supp.”; and the bill be passed as amended.

Committee on **Veterans, Military and Homeland Security** recommends **HB 2445** be amended on page 1, in line 26, after “Notify” by inserting “and coordinate with”; in line 27, by striking “of” and inserting “regarding”; in line 34, after “Meet” by inserting “and coordinate”; in line 38, after “area” by inserting “is determined in a coordinated manner between the military installation and the municipality and”; also in line 38, by striking “controlled, or both,” and inserting “managed”; in line 39, by striking all after “operation”; in line 40, by striking “installation” and inserting “and the economic well being of the municipality”; in line 43, after “Meet” by inserting “and coordinate”;

On page 2, in line 9, by striking “written”; in line 13, by striking “60” and inserting “30”; in line 24, after the period, by inserting “Such an assessment shall not be unreasonably withheld, but shall be offered within the statutorily required notice for public hearing.”; in line 25, by striking “prior to or”; in line 27, by striking “Evaluate and consider” and inserting “Consider”; in line 28, by striking “final”;

On page 3, in line 14, by striking “Ensure that” and inserting “Review and coordinate”; in line 16, after “interest” by inserting “and”; in line 25, by striking “and effective-”; in line 26, by striking “ness”; also in line 26, by striking “and recommendations”; in line 28, by striking “Interpret” and inserting “For”; also in line 28, by striking all after “regulations”; in line 29, by striking “considers” and inserting “, consider”; by striking all in lines 38 and 39; in line 40, by striking “(J)” and inserting “(I)”; and the bill be passed as amended.

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 bill was thereupon introduced and read by title:

HB 2671, An act concerning the fire marshal; relating to investigation authority; amending K.S.A. 31-157 and repealing the existing section, by Committee on Appropriations.

REPORT ON ENGROSSED BILLS

HB 2418, **HB 2501** reported correctly engrossed February 4, 2010.

REPORT ON ENROLLED RESOLUTIONS

HR 6004, **HR 6014** reported correctly enrolled and properly signed on February 8, 2010.

READING AND CORRECTION OF THE JOURNAL

In the Journal, on page 874, under Consent Calendar, **HB 2649** should be deleted and **HB 2469** should be inserted.

On motion of Rep. Merrick, the House adjourned until 11:00 a.m., Tuesday, February 9, 2010.

CHARLENE SWANSON, *Journal Clerk.*

SUSAN W. KANNARR, *Chief Clerk.*

