

Journal of the House

TWENTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 10, 2010, 11:00 a.m.

The House met pursuant to recess with Speaker O'Neal in the chair.
The roll was called with 122 members present.
Reps. Donohoe and Johnson were excused on verified illness.
Rep. Palmer was excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Dear Lord:

We are in the midst of committee meetings,
and many are coming to the hearings.
No doubt, our heads we are beating,
as people proclaim their feelings.

Some voices are giving lashings,
while others are voicing blessings.

All of us want our likings,
and so we express our yearnings.

Lord, please help us in our dealings,
listen to your warnings;
that which is in our hearts and minds thinking,
will come out in our speaking.

So Your will and Your way keep showing,
as we continue in our going.

Your will we are finding,
and we promise — no whining!

In Christ's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Swanson.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2683, An act concerning health insurance; relating to eligible employees; amending K.S.A. 2009 Supp. 40-2209d and repealing the existing section, by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

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

Aging and Long Term Care: **HB 2673** (separately).

Appropriations: **HB 2673** (separately).

Calendar and Printing: **HCR 5033**.

Commerce and Labor: **HB 2676**.

Federal and State Affairs: **HB 2674**.

Health and Human Services: **HB 2682**.

Local Government: **HB 2675, HB 2679.**
 Taxation: **HB 2672.**
 Transportation: **HB 2678, HB 2680, HB 2681.**
 Education Budget: **HB 2677.**

CHANGE OF REFERENCE

Speaker O'Neal announced the withdrawal of **HB 2288, HB 2642** from Committee on Health and Human Services and referral to Committee on Appropriations.

MESSAGE FROM THE SENATE

The Senate adopts conference committee report on **S. Sub. for HB 2353.**

CONSENT CALENDAR

No objection was made to **HB 2490** appearing on the Consent Calendar for the first day.
 No objection was made to **HB 2553** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2553, An act concerning the department of commerce; relating to the Kansas enterprise zone act; amending K.S.A. 2009 Supp. 74-50,114, 74-50,131 and 79-201a and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

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, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hermanson, Hill, Hineman, C. Holmes, M. Holmes, Horst, Huebert, Jack, Kelley, 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, Peterson, 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, Johnson, Palmer.

The bill passed.

HB 2433, An act concerning state agencies; relating to the acquisition and disposal of certain property; relating to the acquisition of certain services; amending K.S.A. 2009 Supp. 75- 5275 and 76-769 and repealing the existing section; also repealing K.S.A. 76-392, was considered on final action.

On roll call, the vote was: Yeas 110; Nays 12; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Barnes, Benlon, Bethell, Bollier, Bowers, Brookens, T. Brown, Burroughs, Carlin, Carlson, Colloton, Craft, Crow, Crum, Davis, DeGraaf, Dillmore, Faber, Feuerborn, Finney, Flaharty, Frownfelter, Fund, Furtado, Garcia, D. Gatewood, S. Gatewood, George, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hermanson, Hill, Hineman, C. Holmes, M. Holmes, Horst, Jack, Kerschen, Kiegerl, King, Kleeb, 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, Otto, Pauls, Peck, Peterson, Phelps, Pottorff, Powell, Prescott, Proehl, Quigley, Rardin, Roth, Ruiz, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Slattery, Sloan, Spalding, Suellentrop, D. Svaty, Swanson, Swenson, Tafanelli, Talia, Tietze, Trimmer, Vickrey, Wetta, Whitham, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: A. Brown, Brunk, Burgess, Huebert, Kelley, Kinzer, Knox, Olson, Patton, Rhoades, Siegfried, Ward.

Present but not voting: None.

Absent or not voting: Donohoe, Johnson, Palmer.

The bill passed, as amended.

HB 2436, An act designating bridge No. 62 on United States highway 77 in Marshall county as the 1st Lieutenant Michael Hugh Breeding memorial bridge, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

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, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hermanson, Hill, Hineman, C. Holmes, M. Holmes, Horst, Huebert, Jack, Kelley, 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, Peterson, 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, Johnson, Palmer.

The bill passed, as amended.

HB 2437, An act relating to license plates; concerning the Kansas arts license plate; relating to certain fees; amending K.S.A. 2009 Supp. 8-1,141 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 83; Nays 39; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Benlon, Bethell, Bollier, Bowers, Brookens, A. Brown, Brunk, Burgess, Carlson, Colloton, Craft, Crum, DeGraaf, Dillmore, Faber, Fund, Furtado, S. Gatewood, George, Goico, Gordon, Grange, Hayzlett, Hermanson, Hill, Hineman, C. Holmes, M. Holmes, Horst, Jack, Kelley, Kerschen, Kiegerl, King, Kinzer, Kleeb, Knox, Light, Loganbill, Long, Maloney, Meier, Merrick, Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Patton, Peck, Pottorff, Powell, Prescott, Proehl, Quigley, Rhoades, Roth, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Siegfried, Slattery, Sloan, Spalding, Suellentrop, D. Svaty, Swanson, Tafanelli, Tietze, Vickrey, Wetta, Whitham, Williams, B. Wolf, K. Wolf, Worley, Yoder.

Nays: Ballard, Barnes, T. Brown, Burroughs, Carlin, Crow, Davis, Feuerborn, Finney, Flaharty, Frownfelter, Garcia, D. Gatewood, Goyle, Grant, Hawk, Henderson, Henry, Huebert, Kuether, Landwehr, Lane, Lukert, Mah, Mast, McCray-Miller, McLeland, Menghini, O'Brien, Pauls, Peterson, Phelps, Rardin, Ruiz, Swenson, Talia, Trimmer, Ward, Winn.

Present but not voting: None.

Absent or not voting: Donohoe, Johnson, Palmer.

The bill passed.

HB 2455, An act concerning trusts and trustees; relating to the uniform principal and income act; amending K.S.A. 58-9-409 and 58-9-505 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

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, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hermanson, Hill, Hineman, C. Holmes, M. Holmes, Horst, Huebert, Jack, Kelley, 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, Peterson, 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, Johnson, Palmer.

The bill passed.

HB 2456, An act concerning probate; relating to when a decedent's will and affidavit may be filed; amending K.S.A. 59-618a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

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, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hermanson, Hill, Hineman, C. Holmes, M. Holmes, Horst, Huebert, Jack, Kelley, 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, Peterson, 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, Johnson, Palmer.

The bill passed, as amended.

HB 2486, An act regulating traffic; concerning school buses; amending K.S.A. 8-2009a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 4; Present but not voting: 0; Absent or not voting: 3.

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, George, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hermanson, Hill, Hineman, C. Holmes, M. Holmes, Horst, Huebert, Jack, Kelley, Kerschen, Kiegerl, King, Kinzer, Kleeb, Knox, Kuether, Landwehr, 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, Peterson, 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, Wetta, Whitham, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: D. Gatewood, S. Gatewood, Lane, Ward.

Present but not voting: None.

Absent or not voting: Donohoe, Johnson, Palmer.

The bill passed.

HB 2535, An act designating a part of K-61 highway as the John Neal memorial highway, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 1; Present but not voting: 0; Absent or not voting: 3.

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, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hermanson, Hill, Hineman, C. Holmes, M. Holmes, Horst, Huebert, Jack, Kelley, Kerschen, Kiegerl, King, Kinzer, Kleeb, Knox, Kuether, 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, Peterson, 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: Landwehr.

Present but not voting: None.

Absent or not voting: Donohoe, Johnson, Palmer.

The bill passed.

On motion of Rep. Merrick, the House resolved into Committee of the Whole, with Rep. A. Brown in the chair.

COMMITTEE OF THE WHOLE

On motion of Rep. A. Brown, Committee of the Whole report, as follows, was adopted: Recommended that **HB 2454**, **HB 2469** be passed.

Committee report to **S. Sub. for HB 2222** be adopted; also, on motion of Rep. Merrick, pursuant to House Rule 2311, House Rule 1704 be suspended for the purpose of allowing designated members to speak more than twice on the bill.

On motion of Rep. Neufeld, **S. Sub. for HB 2222** be amended on page 3, by striking all in line 43;

On page 4, by striking all in lines 1 through 43;

On page 5, by striking all in lines 1 through 8;

On page 8, following line 26, by inserting the following:

“Sec. 14. (a) On the effective date of this act, of the amount appropriated or reappropriated for the fiscal year ending June 30, 2010, in each account of the state general fund of each state agency, as authorized and provided by chapter 2, 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, that is budgeted for salaries and wages, including per diem compensation, and any associated employer contributions, for state officers, as defined by this section, for the first payroll period commencing on or after the effective date of this act and each payroll period thereafter chargeable to fiscal year 2010, as determined by the director of the budget after consultation with the director of legislative research, the amount equal to 5% of the amount so determined is hereby lapsed.

(b) On the effective date of this act, notwithstanding the provisions of K.S.A. 2-1904, 17-2233, 20-155, 20-318, 20-3122, 20-3124, 25-4119a, 32-801, 40-102, 40-110, 44-1003, 46-137a, 46-137b, 46-1102, 46-1210, 46-1211, 46-1212a, 48-203, 72-7602, 74-560, 74-601, 74-630, 74-2434, 74-2613, 74-3203a, 74-4908, 74-5002a, 74-8005, 74-8105, 74-8703, 75-412, 75-622, 75-711, 75-2535, 75-2701, 75-2935b, 75-3101, 75-3102, 75-3103, 75-3104, 75-3108, 75-3110, 75-3111, 75-3120f, 75-3120g, 75-3120h, 75-3120j, 75-3122, 75-3123, 75-3124, 75-3125, 75-3126, 75-3135, 75-3136, 75-3137, 75-3141, 75-3148, 75-3149, 75-3150, 75-3212, 75-3223, 75-3702a, 75-5001, 75-5101, 75-5203, 75-5301, 75-5601, 75-5701, 75-5702, 75-5708, 75-5903, 75-6301 and 75-7001 and K.S.A. 2009 Supp. 75-3135a, 75-7206, 75-7207, 75-7402 and 75-7427, and amendments thereto, or any other statute, the rate of compensation for each state officer is hereby reduced for the period commencing on the first day

of the first payroll period commencing after the effective date of this act and for each payroll period thereafter chargeable to fiscal year 2010: *Provided*, That such reduction shall not apply to payroll periods commencing on or after June 13, 2010.

(c) As used in this section, (1) "state agency" has the meaning ascribed thereto by K.S.A. 75-3701, and amendments thereto, and includes the governor's department, lieutenant governor, attorney general, secretary of state, state treasurer, commissioner of insurance, each agency of the executive branch, the legislature and each agency of the legislative branch, the judicial branch and each agency of the judicial branch;

(2) "state officer" means (A) the governor, lieutenant governor, attorney general, secretary of state, state treasurer, commissioner of insurance, each secretary of a department or other chief executive officer of a department of the executive branch, each member of a board, commission, council or authority of the executive branch, (B) each member of the legislature, each legislative officer specified in K.S.A. 46-137b, and amendments thereto, each member of the staff of each legislative officer specified in K.S.A. 46-137b, and amendments thereto, (C) each justice of the supreme court, each judge of the court of appeals, each district judge, each district magistrate judge, and (D) each other state officer or employee in the executive branch, legislative branch or judicial branch of state government whose office or position is specified by statute or is otherwise determined to be a salaried state officer as that phrase is used in section 13 of article 3 of the Constitution of the State of Kansas, and in any case "state officer" includes all salaried officers of the state as that phrase is used in section 13 of article 3 of the Constitution of the State of Kansas; and

(3) "compensation" means any salary or wages, including per diem compensation, provided by law for a state officer.;"

And by renumbering sections accordingly;

Also, on motion of Rep. Goico to amend **S. Sub. for HB 2222**, the motion did not prevail.

Also, on motion of Rep. Colloton, **S. Sub. for HB 2222** be amended **S. Sub. for HB 2222** on page 8, following line 26, by inserting the following material to read as follows:

"Sec. 14.

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

(a) (1) During the fiscal year ending June 30, 2010, notwithstanding the provisions of K.S.A. 65-4413, and amendments thereto, any other provisions of the Kansas community mental retardation facilities assistance act, or any other statute, expenditures shall be made by the department of social and rehabilitation services from moneys appropriated or reappropriated from the state general fund for fiscal year 2010 in the mental health and retardation services aid and assistance account for services provided to individuals utilizing the home and community based services waiver for individuals with developmental disabilities at the unreduced provider service payment rates for all such services provided during the period from January 1, 2010, through June 30, 2010: *Provided*, That all such expenditures from the mental health and retardation services aid and assistance account for fiscal year 2010 for the purpose of providing services to individuals utilizing the home and community based services waiver for individuals with developmental disabilities shall be expended from the amount budgeted in such account for state grants or aid payments pursuant to the Kansas community mental retardation facilities assistance act for fiscal year 2010: *Provided further*, That the aggregate amount of such expenditures from the amount budgeted in such account for state grants or aid payments pursuant to the Kansas community mental retardation facilities assistance act for fiscal year 2010 for the purpose of providing services to individuals utilizing the home and community based services waiver for individuals with developmental disabilities at the unreduced provider service payment rates during the period of January 1, 2010, through June 30, 2010, shall not exceed \$2,399,462: *And provided further*, That the above agency shall make any supplemental or additional payments as may be required to pay for services to individuals utilizing the home and community based services waiver for individuals with developmental disabilities at the full amount payable at the unreduced provider service payment rates for such services during the period of January 1, 2010, through June 30, 2010, for which payments were made prior to the effective date of this act.

(2) As used in this subsection, “unreduced provider service payment rates” means the medicaid service provider rates in effect prior to January 1, 2010, for services to individuals utilizing the home and community based services waiver for individuals with developmental disabilities.”;

And by renumbering sections accordingly; and **S. Sub. for HB 2222** be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce and Labor** recommends **HB 2560** be amended on page 2, by striking all in lines 34 through 37, and by relettering the remaining subsections;

On page 8, in line 34, before “officer” by inserting “owner,”;

On page 9, following line 1, by inserting:

“(c) If any person who is an owner, officer or member of an association, corporation, limited liability company, limited liability partnership or professional corporation performs any act described in subsection (f) of K.S.A. 58-3035, and amendments thereto, a primary office shall be established and a supervising broker shall be designated pursuant to K.S.A. 58-3060, and amendments thereto, to supervise the office and any employed or associated salespersons or associate brokers and the supervising broker shall obtain approval for the supervising broker’s business name or trade name pursuant to K.S.A. 58-3079, and amendments thereto.”;

Also on page 9, in line 27, after “revocation” by inserting “or suspension”; and the bill be passed as amended.

Committee on **Education** recommends **HB 2410** be amended on page 1, in line 18, by striking “Upon” and inserting “Except as provided by subsection (b), upon”; after line 23, by inserting the following:

“(b) If a pupil becomes ineligible to receive free meals under the national school lunch act for failure to submit, in a timely manner, any documentation necessary for verification of eligibility as required by the national school lunch act, but subsequently submits such documentation, such pupil shall not be excluded from the calculation of the adjusted enrollment of the district if the district forwards a copy of such documentation to the state board no later than January 14 of the school year.”;

Also on page 1, in line 24, by striking “(b)” and inserting “(c)”; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2533** be amended on page 3, in line 39, by striking all after the colon; by striking all in lines 40 and 41; in line 42, by striking “(2)” and inserting “(1)”;

On page 4, in line 4, by striking “(3)” and inserting “(2)”;

On page 5, after line 17, by inserting:

“(d) Covered employers are not required to reasonably accommodate or reasonably modify policies, practices and procedures for any person who solely meets the definition of disability under K.S.A. 44-1002(j)(3).”; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2497** be amended on page 3, in line 38, by striking “individuals” and inserting “persons”; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2515** be amended on page 1, in line 17, after “less” by inserting “or any manufactured home”; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2548** be amended on page 1, in line 22, by striking “at” and inserting “prior to”; in line 23, by striking “directors in 2011” and inserting “such board of directors shall determine which board position shall have a term of two years and shall notify the county election officer. At the election proceedings in 2011”; by striking all in lines 28 through 31; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2484, HB 2510** be passed.

Committee on **Transportation** recommends **HB 2482** be amended on page 1, in line 43, preceding “on” by inserting “such person is”;

On page 2, in line 1, by striking “any” and inserting “is the spouse or a”; in line 2, preceding “active” by inserting “person on”; also in line 2, by striking “personnel”; in line 5, by striking “reestablished”; also in line 5, preceding the comma, by inserting “is reesta-

blished”; in line 6, following the period, by inserting “If the driver’s license of any person under this subsection expires while such person is outside the United States, the division shall provide for renewal by mail, as long as the division has a photograph or digital image of such person maintained in the division’s records. A driver’s license renewed under the provisions of this subsection shall be renewed by mail only once.”; and the bill be passed as amended.

INTRODUCTION OF GUESTS

Reps. Ballard and Rhoades introduced Larry Isaak who is president of the Midwestern Higher Education Compact (MHEC). Both addressed a few remarks to the members of the House.

REPORT ON ENGROSSED BILLS

HB 2433, HB 2436, HB 2456 reported correctly engrossed February 9, 2010.

REPORT ON ENROLLED RESOLUTIONS

HR 6013, HR 6015 reported correctly enrolled and properly signed on February 10, 2010.

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

SUSAN W. KANNARR, *Chief Clerk*.

CHARLENE SWANSON, *Journal Clerk*.

