

Journal of the House

FIFTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, April 28, 2010, 10:00 a.m.

The House met pursuant to recess with Speaker O'Neal in the chair.

The roll was called with 123 members present.

Rep. Fund was excused on verified illness.

Rep. Tafanelli was excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Our Heavenly Father,
You have provided for us a break . . .
a gift we truly appreciate;
but back to the grind
and the tasks assigned,
ready we stand
for the discussions at hand.

Some of our decisions were vetoed,
thus now increasing our workload;
we all heard many comments,
and listened to the arguments
about the bills we passed,
and now our votes we recast.

About the budget,
we know we can't fudge it,
so here the rhyming ends
as our prayer ascends.

We pray the prayer of Solomon
when he asked of God,
"Give your servant(s) a discerning heart
to govern your people and
to distinguish between right and wrong.
Give me wisdom and knowledge,
that I may lead this people."

Lord, we also want to thank you for the wonderful health report of Rep. Myer's wife who had surgery but has no cancer. We also give thanks that Rep. Johnson is able to be back with us. We continue to pray for him and for Rep. Fund, asking for strength and healing. In Christ's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Moxley.

INTRODUCTION OF GUESTS

There being no objection, the following remarks by Reps. Furtado and Garcia are spread upon the journal:

Rep. Furtado: Today I want to describe for you a national program sponsored by the State Department in collaboration with the League of Women Voters US by which women

from other countries come to the United States for an extended visit to learn about our political process at the local, state and national government and the services provided to our residents.

The League of Women voters of Johnson County was selected to host two women from Colombia, South America to observe local and state governments in Kansas. While in Johnson County, they have observed a Board of County commissions meeting as well as interacted with heads of departments within county government to learn about county services. They also attended an Overland Park City Council Meeting, visited the Municipal Court and visited with other department heads. Visits with NGO service providers as well as educational institutions from Head Start to the Community College have occurred. This week they visited the U. S. District Court and the EPA offices in Kansas City, KS. Ten days ago they met with Reps. Quigley, Spalding and me to discuss legislative issues related to women, children and education. We also described the election process including campaign finances. I invited them to spend the morning to observe a session in the House.

At this time Rep. Garcia will introduce our two guests from Colombia, South America and tell you a little about them.

Rep. Garcia: Ximena Poveda Bernal is an economist for CEI Corporation whose motto is “Excelencia en la Justicia” and is located in Bogata, Colombia. Paulina Guerra Quetama is a system engineer at Mariana University in Narino, Colombia and is an elected official, Township Councillor of Sandona in Narino, Columbia. Won't you please join us in giving these two visitors a cordial welcome!

PERSONAL PRIVILEGE

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

Today we recognize and pay tribute to the men and women who have given their lives or have been injured the job.

Every day many workers throughout our state are subjected to dangerous work environments simply to provide for their families and contribute to our collective well-being. Many of these workers put themselves in harm's way just to ensure that the rest of us live in safe and thriving communities.

- The KDOT workers who put themselves in danger on fast moving highways to make sure that we have safe and reliable roads.
- The Corrections Officers who risk their lives and limbs every day to stand between our communities and dangerous convicted offenders.
- The social worker who enters at-risk homes to provide our most vulnerable citizens hope and refuge against abusive conditions.

In recent weeks and months there have been a series of workplace.

Tragedies around the country—

- the coal mine disaster at the Massey Energy Upper Big Branch mine in West Virginia that killed 29 miners,
- an explosion a few days earlier at the Tesoro Refinery in Washington State that killed six workers,
- and the explosion at the Kleen Energy Plant in Connecticut in February that also claimed the lives of six workers

Each of you can recall tragedies that have happened in your communities. So please join with me in a moment of silence as we remember the fallen Kansans who have contributed so much for our state and communities.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2748, An act concerning school districts; relating to the use of moneys by school districts; amending K.S.A. 72-3607, 72-4523, 72-4525, 72-6420, 72-6423, 72-6424, 72-8237, 72-8238 and 72-8804 and K.S.A. 2009 Supp. 72-965, 72-3715, 72-6414a, 72-6414b, 72-6421, 72-8223, 72-8248, 72-8249, 72-8250, 72-9509 and 72-9609 and repealing the existing sections; also repealing K.S.A. 72-6422, by Committee on Appropriations.

MESSAGES FROM THE GOVERNOR

HB 2418, HB 2440, HB 2468; S. Sub. for HB 2476; HB 2535, HB 2544, HB 2547, HB 2566, HB 2581, HB 2649, HB 2661, HB 2678, HB 2698 approved on April 6, 2010.

Also, **HB 2107; Sub. HB 2345; HB 2500; Sub. HB 2517; HB 2551, HB 2553, HB 2560, HB 2608, HB 2652, HB 2666** approved on April 12, 2010.

Also, **S. Sub. for HB 2039; HB 2412; S. Sub. for HB 2432; HB 2435, HB 2472, HB 2501; S. Sub. for HB 2585; HB 2605** approved on April 15, 2010.

VETO MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **S. Sub. for HB 2115**. An act concerning utilities; relating to the underground utility damage prevention act; concerning interference with an emergency call; amending K.S.A. 66-1802, 66-1804, 66-1805 and 66-1806 and repealing the existing sections; also repealing K.S.A. 21-4211, 66-1802, as amended by section 5 of chapter 122 of the 2008 Session Laws of Kansas, 66-1804, as amended by section 6 of chapter 122 of the 2008 Session Laws of Kansas, 66-1805, as amended by section 7 of chapter 122 of the 2008 Session Laws of Kansas, 66-1806, as amended by section 8 of chapter 122 of the 2008 Session Laws of Kansas, section 9 of chapter 122 of the 2008 Session Laws of Kansas and section 10 of chapter 122 of the 2008 Session Laws of Kansas, was received and read.

Message to the House of Representatives of the State of Kansas:

Pursuant to Article 2, Section 14 of the Constitution of the State of Kansas, I am vetoing **S. Sub. for HB 2115**.

Kansas' current law concerning abortion was passed more than a decade ago and strikes a reasonable balance on a very difficult issue. I support the current law and believe that an annual legislative battle over the issue is not in the public's best interest.

My view is that all abortions are tragedies, which is why I would encourage women who have unwanted pregnancies to consult with their partners, families, doctors and spiritual advisors. I would not encourage women to consult with state legislators, as this is a private decision and should not be dictated by public officials.

Therefore, with respect to people on both sides of the issue, pursuant to Article 2, Section 14 of the Constitution of the State of Kansas, I veto **S. Sub. for HB 2115**.

MARK PARKINSON
Governor

Dated: April 15, 2010

VETO MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **S. Sub. for HB 2538**. An act concerning economic development; pertaining to the promoting employment across Kansas act; pertaining to qualifications for benefits under such act; duties of secretary of revenue; reporting requirements; amending K.S.A. 2009 Supp. 74-50,103, 74-50,108, 74-50,210, 74-50,211, 74-50,212, 74-50,213, 74-50,214, 74-8010, 79-32,153 and 79-32,160a and repealing the existing sections, was received and read.

Message to the House of Representatives of the State of Kansas:

Pursuant to Article 2, Section 14 of the Constitution of the State of Kansas, I am vetoing **S. Sub. for HB 2538**.

This legislation improves upon actions taken last year to give the Secretary of the Department of Commerce more discretion as to when and how state resources are spent to provide economic development incentives. I respect the considerable work and efforts of many to make these improvements, they are needed and appreciated. However, there are elements within this legislation with which I have concerns, including increasing the budget for Kansas, Inc. by \$250,000 each year.

In light of these concerns, pursuant to Article 2, Section 14 of the Constitution of the State of Kansas, I veto **S. Sub. for HB 2538**.

MARK PARKINSON
Governor

Dated: April 15, 2010.

MESSAGES FROM THE GOVERNOR

S. Sub. for HB 2160 approved on April 19, 2010.

COMMUNICATIONS FROM STATE OFFICERS

From Roderick L. Bremby, Secretary, Kansas Department of Health and Environment, in accordance with the Kansas Health Occupations Credentialing Act (K.S.A. 65-5001 *et seq.*), recommendations to the Legislature on the American massage Therapy Association of Kansas.

From Joan Wagon, Secretary of Revenue, pursuant to K.S.A. 74-50,1189(c), Annual Report — Kansas Enterprise Zone Act.

From Carol G. Green, Secretary, Commission on Judicial Qualifications, Annual Report for Calendar Year 2009 is available online at <http://www.kscourts.org/appellate-clerk/general/commission-on-judicial-qualifications/2009-Annual-Report.pdf> or online at www.kscourts.org under "Commission on Judicial Qualifications."

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

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. 6038—

By Representatives Hill and Mast

A RESOLUTION congratulating and commending the 2009-2010 Emporia State University women's basketball team.

WHEREAS, Emporia State University has seen its student athletes achieve tremendous success in recent athletic competitions; and

WHEREAS, The ESU Lady Hornet basketball team won the 2010 NCAA Division II Women's Basketball National Championship, capping off a 30-5 season with a 65-53 victory over Fort Lewis College, marking the first Division II National Championship for ESU; and

WHEREAS, Alli Volkens was named Most Outstanding Player of the Elite Eight and was named to the NCAA Division II Women's Elite Eight All-Tournament Team, along with Cassandra Boston and Brittney Miller; and

WHEREAS, Coach Brandon Schneider was named the NCAA Division II National Coach of the Year by the Women's D-II bulletin; and

WHEREAS, The Lady Hornets, many of whom are native Kansans, serve as positive role models for young Kansans through their dedication to excellence and their proud representation of their school and state in the arena of competition; and

WHEREAS, The Lady Hornets have demonstrated a commitment to the classroom as well as the basketball court by maintaining a grade point average of 3.09; and

WHEREAS, Cassandra Boston earned ESPN The Magazine's All-District Honors for the second straight year with a 3.68 grade point average in accounting; the seventh straight year a Lady Hornet has earned Academic All-District Honors; and

WHEREAS, Coach Brandon Schneider continues to guide his team with class, demonstrating all that is best about collegiate competition; and

WHEREAS, The members of the 2010 National Champion Lady Hornets were Jamie Augustyn, Cassandra Boston, Lacy Corker, Jocelyn Cummings, Ashley Ferrell, Rachel Hanf, Kayla Krueger, Sophia Lenard, Dava Logsdon, Brittney Miller, Kelsey Newman, Negesti Taylor and Alli Volkens. The team manager was Amanda Pfannensteil. The team trainer was Alicia Thomas. The head coach was Brandon Schneider and assistant coaches were Jory Collins and Kiel Unruh: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend the members of the Emporia State University Women's Basketball team on winning the 2010 NCAA Division II Women's Basketball National Championship and wish them continued success and happiness in the future; and

Be it further resolved: That the Chief Clerk of the House of Representatives be directed to send 4 enrolled copies of this resolution to Representative Hill.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. T. Brown, **HR 6039**, by Rep. T. Brown, as follows, was introduced and adopted:

HOUSE RESOLUTION No. 6039—

A RESOLUTION congratulating and commending Baldwin High School for being named national champions in the Real World Design Challenge.

WHEREAS, The Baldwin High School design team was named the national champions of the Real World Design Challenge held at the National Air and Space Museum in Washington, D.C. in March; and

WHEREAS, The annual contest challenges high school students to solve real problems faced by the engineering industry, with this year's contest addressing fuel efficiency in aviation; and

WHEREAS, The Baldwin High School team was asked to design and optimize a business jet wing and tail for a flight condition of 400 knots true airspeed and altitude of 37,000 feet. The final configuration had to balance lift, weight, thrust, drag and zero pitching moments. The participants were given tools provided by PTC, Mentor Graphics, Cessna and NASA; and

WHEREAS, Out of 26 states competing, Baldwin beat out teams from Minnesota, and last year's winners from Hawaii, to win the competition. The team also won an award for outstanding mentor collaboration; and

WHEREAS, The team members were Carson Barnes, Brandon Baltzell, Carrie Dietz, Shelby Gregory, Mac Halpin, Mason Johnson and Austin Kraus. The team mentors were Sandy Barnes and Baldwin High School teacher Pam Davis; and

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate the Baldwin High School team for being named national champions in the Real World Design Challenge in Washington D.C., we commend them for setting an example of excellence for their peers and we extend our best wishes for their continued success and happiness; and

Be it further resolved: That the Chief Clerk of the House of Representatives be directed to give nine enrolled copies of this resolution to Representative T. Brown, one for each member and mentor of the Baldwin High School design team.

There being no objection, the following remarks by Rep. T. Brown are spread upon the journal:

Colleagues, it is my great honor to present to you a national championship team from Baldwin City, Kansas.

These young women and men before you won the National Real World Design Challenge engineering competition last month in Washington, D.C.

The Real World Design National Challenge encourages high school students to solve real world problems currently faced by the engineering industry. The 2010 national challenge was to design and optimize a business jet wing and tail for a flight condition of 400 knots true airspeed and altitude of 37,000 feet.

I had the privilege of hearing their presentation at a Baldwin City School Board Meeting earlier this month. I readily admit that I understood none of what they said.

I present to you the 2010 National Real World Design National Challenge championship team: Carson Barnes, Brandon Baltzell, Carrie Deitz, Shelby Gregory, Mason Johnson, Austin Kraus and Mac Halpin.

The team also won an award for outstanding mentor collaboration, and that mentor was Sandy Barnes. The leader of this team, the extended learning teacher at Baldwin High School, is Pam Davis.

On a personal note, I want to tell you that I coached many of these young persons in little league soccer, and did so very badly. Had I been even an adequate soccer coach, some of these young scholars might not have turned to engineering as a plausible field of endeavor.

So I take credit, indirect as it might be, for the success of this team. I never imagined that my poor coaching would foster these future engineering aspirations.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Merrick, pursuant to subsection (k) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives, the rules were suspended for the purpose of considering **Sub. HB 2528; HB 2656, HB 2668; S. Sub. for Sub. HB 2509.**

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2528**, submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with Senate Committee amendments, as follows:

On page 2, in line 10, by striking "one year" and inserting "two years";

And your committee on conference recommends the adoption of this report.

THOMAS C. OWENS

DEREK SCHMIDT

DAVID HALEY

Conferees on part of Senate

LANCE KINZER

JEFF WHITHAM

JANICE L. PAULS

Conferees on part of House

On motion of Rep. Kinzer, the conference committee report on **Sub. HB 2528** was adopted.

On roll call, the vote was: Yeas 112; Nays 10; 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, Crum, Davis, DeGraaf, Dillmore, Donohoe, Faber, Finney, Flaharty, Frownfelter, Furtado, D. Gatewood, S. Gatewood, George, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hermanson, Hill, Hineman, C. Holmes, M. Holmes, Horst, Huebert, Jack, Johnson, Kelley, Kerschen, Kiegerl, King, Kinzer, Knox, Lane, Light, Long, Lukert, Maloney, Mast, McCray-Miller, McLeland, Meier, Menghini, Merrick, Morrison, Moxley, Myers, Neighbor, Neufeld, O'Brien, O'Neal, Olson, Otto, Palmer, Patton, Pauls, Peck, Peterson, Phelps, Pottorff, Powell, Prescott, Proehl, Rardin, Rhoades, Roth, Ruiz, Schroeder, Schwab, Seiwert, Shultz, Siegfried, Slattery, Sloan, Spalding, Suellentrop, D. Svaty, Swanson, Swenson, Talia, Tietze, Trimmer, Vickrey, Wetta, Whitham, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: Crow, Feuerborn, Garcia, Kuether, Landwehr, Loganbill, Mah, Quigley, Schwartz, Ward.

Present but not voting: None.

Absent or not voting: Fund, Kleeb, Tafanelli.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2656**, submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with Senate Committee amendments, as follows:

On page 72, in line 33, by striking "and" and inserting a comma; also in line 33, before the period, by inserting ", and days on which the office of the clerk of the court is not accessible";

On page 73, in line 11, by striking "or" and inserting a comma; also in line 11, before "and" where it appears for the last time by inserting "or days on which the office of the clerk of the court is not accessible,";

On page 79, in line 9, by striking "and" and inserting a comma; also in line 9, before "from" by inserting "and days on which the office of the clerk of the court is not accessible,";

On page 255, in line 1, after "action" by inserting a comma; in line 40, after "known," by inserting "and";

On page 279, in line 30, by striking "15" and inserting "14";

On page 286, in line 31, by striking "five" and inserting "seven";

On page 307, in line 14, by striking "and 60-260";

On page 325, in line 30, after "59-2947," by inserting "59-2947, as amended by section 11 of 2010 House Bill No. 2364,"; in line 31, after "59-3052," by inserting "59-3052, as amended by section 12 of 2010 House Bill No. 2364,";

On page 326, in line 7, after "2229," by inserting "38-2229, as amended by section 3 of 2010 House Bill No. 2364,"; also in line 7, after "38-2343," by inserting "38-2343, as amended by section 8 of 2010 House Bill No. 2364,"; in line 8, after "60-206," by inserting "60-206, as amended by section 14 of 2010 House Bill No. 2364,";

In the title, in line 42, after "K.S.A." by inserting "59-2947, as amended by section 11 of 2010 House Bill No. 2364, 59-3052, as amended by section 12 of 2010 House Bill No. 2364,"; also in line 42, after "60-258b" by inserting "and K.S.A. 2009 Supp. 38-2229, as amended by section 3 of 2010 House Bill No. 2364, 38-2343, as amended by section 8 of 2010 House Bill No. 2364, and 60-206, as amended by section 14 of 2010 House Bill No. 2364";

And your committee on conference recommends the adoption of this report.

THOMAS C. OWENS

DEREK SCHMIDT

DAVID HALEY

Conferees on part of Senate

LANCE KINZER

JEFF WHITHAM

JANICE L. PAULS

Conferees on part of House

On motion of Rep. Kinzer, the conference committee report on **HB 2656** was adopted.

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, Donohoe, Faber, Feuerborn, Finney, Flaharty, Frownfelter, 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, Johnson, Kelley, Kerschen, Kiegerl, King, Kinzer, 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, Palmer, 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, 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: Fund, Kleeb, Tafanelli.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2668**, submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with Senate Committee amendments, as follows:

On page 20, in line 14, by striking "232" and inserting "229"; in line 16, by striking "233" and inserting "230";

On page 21, in line 14, by striking "196" and inserting "193"; in line 16, by striking "205" and inserting "202"; in line 18, by striking "205" and inserting "202";

On page 25, in line 17, by striking "288" and inserting "285";

On page 40, in line 27, by striking "232,,"; in line 28, by striking "233 and 234" and inserting "229, 230 and 231";

On page 50, in line 34, by striking "287" and inserting "284";

On page 56, in line 32, by striking "250" and inserting "247";

On page 96, in line 4, by striking "189 or 190" and inserting "186 or 187";

On page 106, in line 7, by striking "257" and inserting "254";

On page 115, in line 24, by striking "184" and inserting "181"; in line 26, by striking "182" and inserting "179";

On page 125, in line 42, by striking "189" and inserting "186"; also in line 42, by striking "190" and inserting "187";

On page 126, in line 12, by striking "189" and inserting "186"; also in line 12, by striking "190" and inserting "187"; in line 16, by striking "189" and inserting "186"; in line 17, by striking "190" and inserting "187"; in line 29, by striking "189, 190, 192,,"; in line 30, by striking "193 or 196" and inserting "186, 187, 189, 190 or 193";

On page 131, in line 26, by striking "201 through 204" and inserting "198 through 201";

On page 142, in line 14, by striking "217 through 223" and inserting "214 through 220";

On page 147, in line 15, by striking "226 through 231" and inserting "223 through 228";

On page 152, in line 5, by striking "226" and inserting "223"; in line 16, by striking "226" and inserting "223"; in line 27, by striking "228" and inserting "225"; in line 28, by striking "226" and inserting "223";

On page 157, in line 35, by striking "242" and inserting "239";

On page 158, in line 20, by striking "244 through 272" and inserting "241 through 269";

On page 159, in line 29, by striking "244 through 259" and inserting "241 through 256"; in line 30, by striking "274 through 289" and inserting "271 through 286";

On page 160, in line 25, by striking "287" and inserting "284"; in line 35, by striking "274" and inserting "271";

On page 161, in line 28, by striking "252" and inserting "249"; in line 31, by striking "245" and inserting "242";

On page 162, in line 20, by striking "180" and inserting "177"; in line 43, by striking "245" and inserting "242";

On page 163, in line 30, by striking "249" and inserting "246";

On page 164, in line 8, by striking "249" and inserting "246"; in line 21, by striking "308" and inserting "305"; in line 25, by striking "308" and inserting "305";

On page 165, in line 43, by striking "308" and inserting "305";

On page 166, in line 8, by striking "308" and inserting "305"; in line 13, by striking "289" and inserting "286"; in line 16, by striking "308" and inserting "305"; in line 24, by striking "308" and inserting "305";

On page 172, in line 12, by striking "252" and inserting "249";

On page 175, in line 39, by striking "289" and inserting "286"; in line 42, by striking "288" and inserting "285"; in line 43, by striking "289" and inserting "286";

On page 176, in line 3, by striking "288" and inserting "285"; in line 4, by striking "289" and inserting "286";

On page 184, in line 34, by striking "261 and 265" and inserting "258 and 262";

On page 185, in line 13, by striking "267" and inserting "264"; in line 31, by striking "267" and inserting "264";

On page 187, in line 5, by striking "261" and inserting "258"; in line 8, by striking "260" and inserting "257"; in line 9, by striking "260" and inserting "257"; in line 20, by striking "267" and inserting "264"; in line 34, by striking "267" and inserting "264"; in line 37, by striking "266" and inserting "263"; in line 42, by striking "266" and inserting "263";

On page 188, in line 1, by striking "260" and inserting "257"; in line 6, by striking "263, 265, 266, 267 and 268" and inserting "260, 262, 263, 264 and 265"; in line 7, by striking "260" and inserting "257"; in line 16, by striking "260"; in line 17, by striking "262, 267, 268, 271 and 272" and inserting "257, 259, 264, 265, 268 and 269"; in line 29, by striking "263, 266, 267 and"; in line 30, by striking "268" and inserting "260, 263, 264 and 265";

On page 189, in line 5, by striking “260, 262, 267,”; in line 6, by striking “268, 271 and 272” and inserting “257, 259, 264, 265, 268 and 269”; in line 9, by striking “263, 266, 267 and”; in line 10, by striking “268” and inserting “260, 263, 264 and 265”;

On page 190, in line 4, by striking “266” and inserting “263”;

On page 191, in line 17, by striking “260” and inserting “257”;

On page 193, in line 5, by striking “233” and inserting “230”; in line 17, by striking “269” and inserting “266”; in line 40, by striking “269” and inserting “266”;

On page 194, in line 22, by striking “285 through 308” and inserting “282 through 305”; in line 39, by striking “269 or”; in line 40, by striking “270” and inserting “266 or 267”;

On page 197, in line 20, by striking “255” and inserting “252”; in line 23, by striking “245” and inserting “242”; in line 30, by striking “245” and inserting “242”;

On page 200, in line 9, by striking “274” and inserting “271”;

On page 202, in line 13, by striking “273” and inserting “270”; in line 17, by striking “273” and inserting “270”; in line 27, by striking “273” and inserting “270”; in line 30, by striking “273” and inserting “270”; in line 41, by striking “273” and inserting “270”;

On page 203, in line 1, by striking “273” and inserting “270”;

On page 204, in line 11, by striking “281” and inserting “278”; in line 14, by striking “280” and inserting “277”;

On page 205, in line 29, by striking “274” and inserting “271”; in line 32, by striking “278” and inserting “275”; in line 39, by striking “279” and inserting “276”;

On page 206, in line 1, by striking “258” and inserting “255”; in line 3, by striking “258” and inserting “255”; in line 38, by striking “285 through 308” and inserting “282 through 305”; in line 42, by striking “285 through 308” and inserting “282 through 305”;

On page 207, in line 5, by striking “285 through 308” and inserting “282 through 305”; in line 18, by striking “285 through 308” and inserting “282 through 305”;

On page 208, in line 8, by striking “288” and inserting “285”; in line 9, by striking “289” and inserting “286”;

On page 211, in line 8, by striking “226” and inserting “223”; also in line 8, by striking “230” and inserting “227”; in line 11, by striking “291” and inserting “288”; in line 15, by striking “291” and inserting “288”; in line 20, by striking “226” and inserting “223”; also in line 20, by striking “230” and inserting “227”;

On page 213, in line 37, by striking “308” and inserting “305”;

On page 217, in line 30, by striking “288” and inserting “285”; in line 39, by striking “299” and inserting “296”;

On page 218, in line 37, by striking “285 through 308” and inserting “282 through 305”;

On page 219, in line 7, by striking “305” and inserting “302”; in line 12, by striking “260, 261, 262, 265, 267, 268, 271 and 272” and inserting “257, 258, 259, 262, 264, 265, 268 and 269”; in line 16, by striking “233” and inserting “230”; in line 19, by striking “269” and inserting “266”; in line 21, by striking “270” and inserting “267”; in line 23, by striking “288” and inserting “285”;

On page 220, in line 11, by striking “289” and inserting “286”;

On page 221, in line 36, by striking “299” and inserting “296”;

On page 222, in line 37, by striking “294” and inserting “291”;

On page 223, in line 9, by striking “189” and inserting “186”; in line 11, by striking “197” and inserting “194”;

On page 224, in line 11, by striking “294” and inserting “291”;

On page 225, in line 39, by striking “308” and inserting “305”; in line 40, by striking “308” and inserting “305”;

On page 226, in line 2, by striking “308” and inserting “305”;

On page 227, in line 9, by striking “301” and inserting “298”;

On page 232, in line 22, by striking “299”; in line 23, by striking “or 300” and inserting “296 or 297”; in line 37, by striking “299 through 302” and inserting “296 through 299”;

On page 233, in line 9, by striking “299” and inserting “296”; in line 11, by striking “299” and inserting “296”; in line 34, by striking “251” and inserting “248”; in line 37, by striking “249” and inserting “246”; in line 40, by striking “249” and inserting “246”;

On page 239, in line 14, by striking “297” and inserting “294”; in line 27, by striking “251” and inserting “248”; in line 40, by striking “247” and inserting “244”;

And your committee on conference recommends the adoption of this report.

THOMAS C. OWENS
DEREK SCHMIDT
DAVID HALEY
Conferees on part of Senate

LANCE KINZER
JEFF WHITHAM
JANICE L. PAULS
Conferees on part of House

On motion of Rep. Kinzer, the conference committee report on **HB 2668** was adopted.

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, Donohoe, Faber, Feuerborn, Finney, Flaharty, Frownfelter, 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, Johnson, Kelley, Kerschen, Kiegerl, King, Kinzer, 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, Palmer, 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, 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: Fund, Kleeb, Tafanelli.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **Senate Substitute for Substitute for HB 2509**, submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with Senate Committee of the Whole amendments, as follows:

On page 1, in line 20, after "where" by inserting "such offense resulted in a conviction and"; in line 25, by striking "knowing" and inserting "intentional";

And your committee on conference recommends the adoption of this report.

THOMAS C. OWENS
DEREK SCHMIDT
DAVID HALEY
Conferees on part of Senate

PAT COLLOTON
JOE PATTON
MELODY MCCRAY-MILLER
Conferees on part of House

On motion of Rep. Colloton, the conference committee report on **S. Sub. for Sub. HB 2509** was adopted.

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, Donohoe, Faber, Feuerborn, Finney, Flaharty, Frownfelter, 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, Johnson, Kelley, Kerschen, Kiegerl, King, Kinzer, 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, Palmer, 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, 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: Fund, Kleeb, Tafanelli.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **SB 572** be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL No. 572," as follows:

"HOUSE Substitute for SENATE BILL No. 572

By Committee on Appropriations

AN ACT making and concerning appropriations for the fiscal years ending June 30, 2010, June 30, 2011, June 30, 2012, June 30, 2013, June 30, 2014, and June 30, 2015, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing; amending K.S.A. 2009 Supp. 2-223, 12-5256, 55-193, 72-8814, 75-2319, 75-6702, 76-775, 76-783, as amended by section 33 of 2010 House Bill No. 2557, 76-7,107, 79-2959, 79-2964, 79-2978, 79-2979, 79-3425i, 79-34,156, 79-34,171, 79-4801 and 82a-953a and section 52 of chapter 124 of the 2009 Session Laws of Kansas and repealing the existing sections."; and the substitute bill be passed.

(**H. Sub. for SB 572** was thereupon introduced and read by title.)

COMMITTEE ASSIGNMENT CHANGE

Speaker O'Neal announced the appointment of Rep. Siegfried as vice chair of Committee on Appropriations to replace Rep. Merrick on April 22 and 23, 2010.

REPORT ON ENGROSSED BILLS

Sub. HB 2517 reported correctly engrossed March 31, 2010.

HB 2412, HB 2652, HB 2666 reported correctly re-engrossed March 31, 2010.

Also, **S. Sub. for HB 2039; HB 2115, HB 2435; S. Sub. for HB 2585** reported correctly engrossed April 1, 2010.

HB 2472, HB 2501, HB 2605 reported correctly re-engrossed April 1, 2010.

Also, **S. Sub. for HB 2160; S. Sub. for HB 2432** reported correctly engrossed April 2, 2010.

REPORT ON ENROLLED BILLS

S. Sub. for HB 2039; HB 2107; S. Sub. for HB 2115; Sub. HB 2345; HB 2412, HB 2435, HB 2472, HB 2500, HB 2501; Sub. HB 2517; S. Sub. for Sub. HB 2538; HB 2551, HB 2553, HB 2560; S. Sub. for HB 2585; HB 2605, HB 2608, HB 2652, HB 2666 reported correctly enrolled, properly signed and presented to the governor on April 5, 2010.

Also, **S. Sub. for HB 2160; S. Sub. for HB 2432** reported correctly enrolled, properly signed and presented to the Governor on April 9, 2010.

REPORT ON ENROLLED RESOLUTIONS

HR 6033, HR 6037 reported correctly enrolled and properly signed on March 31, 2010.

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On motion of Rep. Merrick, the House adjourned until 10:30 a.m., Thursday, April 29, 2010.

SUSAN W. KANNARR, *Chief Clerk*.

CHARLENE SWANSON, *Journal Clerk*.

