

# Journal of the House

## FOURTEENTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Friday, January 31, 2025, 11:00 a.m.

The House met pursuant to adjournment with Speaker pro tempore Carpenter in the chair.

The roll was called with 117 members present.

Reps. Alcalá, Collins and L. Ruiz were excused on verified illness.

Reps. Bergkamp, Ohaebosim, Poetter Parshall, Turner and White were excused on excused absence by the Speaker.

Present later: Rep. Poetter Parshall.

Prayer by Chaplain Holmes:

Dear Father.

Today we gather in this Chamber of hope, with a common desire to do our absolute best with the unique and individual skill sets You have provided. Because there are always more questions than answers, give us necessary insight as we look for the best path to follow.

Help us to see differing opinions, not as barriers, but rather as opportunities we have yet to explore.

Give us the discipline to ignore the distracting phone messages, the e-mail alerts, and the ping of apps which hinders our concentration on the work set before us.

Where there may be cultural or background barriers, help us to be action oriented and not emotionally driven.

When we encounter individuals with different thoughts and personal goals divergent of our own, remind us, those we are looking at also see us as different.

Give us patience with one another, as You are so patient with each of us.

I ask Your blessing on all the work and decisions which will be brought before this body today. Your Word teaches, “you have not because we ask not, or you ask with wrong motives.”

So today, I ask that You give divine direction and pure motives.

Bless and protect our families as we are away from them.

Remind us, they are much more important than any laws we might pass.

I pray all this in Jesus Name, Amen.

The Pledge of Allegiance was led by Rep. Vaughn.

**INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were introduced and read by title:

**HB 2184**, AN ACT concerning health and healthcare; relating to the Kansas department for aging and disability services; providing for the regulation of supplemental nursing services agencies and healthcare worker platforms thereby; creating the supplemental nursing services agency and healthcare worker platforms regulation fund, by Committee on Social Services Budget.

**HB 2185**, AN ACT concerning education; relating to the national guard; permitting guard members to transfer unused tuition assistance benefits from the Kansas national guard educational assistance act to an eligible dependent; including doctoral and professional degrees in the Kansas national guard educational master's for enhanced readiness and global excellence (EMERGE) program; amending K.S.A. 74-32,145, 74-32,146, 74-32,147 and 74-32,148 and K.S.A. 2024 Supp. 74-32,149, 74-32,305, 74-32,306, 74-32,308 and 74-32,309 and repealing the existing sections, by Committee on Education.

**HB 2186**, AN ACT concerning education; relating to school districts; requiring boards of education of school districts to adopt policies and procedures to prohibit students from using privately owned electronic communication devices during school hours; authorizing such uses under limited circumstances; requiring school districts to adopt policies and procedures to prohibit students from using school district computers or devices to access social media platforms, by Committee on Education.

**HB 2187**, AN ACT concerning eminent domain; eliminating the power of the legislature to take private property for economic development; narrowing the definition of public use; requiring a good faith offer of compensation to a property owner prior to filing an eminent domain action; providing that if the good faith offer is greater than the appraiser's award, the greater amount may be subject to appeal only by the property owner; amending K.S.A. 26-501a, 26-501b, 26-502 and 26-507 and repealing the existing sections, by Representatives Fairchild, Barrett, Bloom, Chauncey, Corbet, Goddard, Poetter, Schmoie, Schwertfeger, Steele and Waggoner.

**HB 2188**, AN ACT concerning the Kansas national guard; enacting the defend the guard act; prescribing when the national guard may be released into active duty combat, by Committee on Federal and State Affairs.

**HB 2189**, AN ACT concerning income taxation; relating to the determination of Kansas adjusted gross income; providing a subtraction modification for sales or taking of property subject to eminent domain; amending K.S.A. 2024 Supp. 79-32,117 and repealing the existing section, by Committee on Taxation.

**HB 2190**, AN ACT concerning legal public holidays; declaring the even-numbered year general election day as a legal public holiday; amending K.S.A. 35-107 and repealing the existing section, by Committee on Elections.

**HB 2191**, AN ACT concerning legal publications; authorizing the use of internet websites for publication of legal notices; amending K.S.A. 64-101 and K.S.A. 2024 Supp. 10-120 and repealing the existing sections; also repealing K.S.A. 12-1651, by Committee on Local Government.

**HB 2192**, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes against persons; limiting or prohibiting work release for people convicted of a second or third offense of domestic battery; amending K.S.A. 21-5414 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2161, HB 2172.**

Appropriations: **HB 2165.**

Child Welfare and Foster Care: **HB 2175, HB 2178.**

Corrections and Juvenile Justice: **HB 2173, HB 2177, HB 2179, HB 2181.**

Education: **HB 2176.**

Energy, Utilities and Telecommunications: **HB 2180.**

Federal and State Affairs: **HB 2164, HB 2167, HB 2171.**

Health and Human Services: **HB 2159, HB 2170.**

Judiciary: **HB 2166, HB 2174, HB 2182, HB 2183.**

Local Government: **HB 2160.**

Taxation: **HB 2162, HB 2163, SB 10, SB 35.**

Transportation: **HB 2168, HB 2169.**

**MESSAGES FROM THE SENATE**

Announcing adoption of **HCR 5003**, as amended.

Announcing adoption of **SCR 1602.**

**INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS**

The following Senate bills were thereupon introduced and read by title:

**SCR 1602.**

**CONSENT CALENDAR**

No objection was made to **HB 2048** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2037** appearing on the Consent Calendar for the second day.

No objection was made to **HB 2004** 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 2004**, AN ACT concerning sales and compensating use tax; relating to city and countywide retailers' sales tax; providing countywide retailers' sales tax authority for Seward county for the purpose of financing the costs of roadway and bridge construction, maintenance and improvement in the county; amending K.S.A. 2024 Supp. 12-187, 12-189 and 12-192 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 1; Present but not voting: 0; Absent or not voting: 8.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barrett, Barth, Bergquist, Blex, Bloom, Bohi, Borjon, Brantley, Paige, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Chauncey, Corbet, Croft, Curtis, Delperdang, Droge, Ellis, Esau, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Hawkins, Helgerson, Helwig, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Hoye, Huebert, Humphries, James, T. Johnson, Kessler, King, Lewis, Long, Martinez, McDonald,

McNorton, Melton, Meyer, Miller, S., Minnix, Moser, Mosley, Neelly, Neighbor, Oropeza, Osman, Ousley, Penn, Pickert, Pishny, Poskin, Proctor, Rahjes, Reavis, Resman, Rhiley, Roeser, Roth, Ruiz, S., Sanders, Sawyer, Clayton, Schlingensiepen, Schmoie, Schreiber, Schwertfeger, Seiwert, Simmons, Smith, A., Smith, C., Steele, Stiens, Stogsdill, Sutton, Sweely, Tarwater, Thompson, Turk, VanHouden, Vaughn, Waggoner, Ward, Wasinger, Waymaster, Weigel, Wikle, Wilborn, Willcott, Williams, K., Williams, L., Winn, Wolf, Woodard, Xu.

Nays: Haskins.

Present but not voting: None.

Absent or not voting: Alcala, Bergkamp, Collins, Ohaebosim, Poetter, Ruiz, L., Turner, White.

The bill passed.

**SB 63**, AN ACT concerning children and minors; relating to healthcare of minors; enacting the help not harm act; prohibiting healthcare providers from treating a child whose gender identity is inconsistent with the child's sex; authorizing a civil cause of action against healthcare providers for providing such treatments; restricting use of state funds to promote gender transitioning; prohibiting professional liability insurance from covering damages for healthcare providers that provide gender transition treatment to children; requiring professional discipline against a healthcare provider who performs such treatments; adding violation of the act to the definition of unprofessional conduct for physicians; amending K.S.A. 65-2837 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 83; Nays 35; Present but not voting: 0; Absent or not voting: 7.

Yeas: Anderson, Awerkamp, Barrett, Barth, Bergquist, Blex, Bloom, Bohi, Borjon, Brantley, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Chauncey, Corbet, Croft, Delperdang, Droge, Ellis, Esau, Essex, Estes, Fairchild, Francis, Gardner, Goddard, Goetz, Hawkins, Helwig, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Huebert, Humphries, James, T. Johnson, Kessler, King, Lewis, Long, McNorton, Minnix, Moser, Neelly, Penn, Pickert, Pishny, Poetter, Proctor, Rahjes, Reavis, Resman, Rhiley, Roeser, Roth, Sanders, Schmoie, Schwertfeger, Seiwert, Smith, A., Smith, C., Steele, Stiens, Sutton, Sweely, Tarwater, Thompson, Turk, VanHouden, Waggoner, Ward, Wasinger, Waymaster, Wilborn, Willcott, Williams, K., Williams, L., Wolf.

Nays: Amyx, Ballard, Paige, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Helgerson, Hoye, Martinez, McDonald, Melton, Meyer, Miller, S., Mosley, Neighbor, Oropeza, Osman, Ousley, Poskin, Ruiz, S., Sawyer, Clayton, Schlingensiepen, Schreiber, Simmons, Stogsdill, Vaughn, Weigel, Wikle, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Alcala, Bergkamp, Collins, Ohaebosim, Ruiz, L., Turner, White.

The bill passed.

#### EXPLANATIONS OF VOTE

MR. SPEAKER: I'm not sure when I first learned the term "Gender Assigned at Birth." My guess would be it was when I first got to Topeka in 2021. I basically agree with the term, but I think more accurately it should be "Gender Assigned

at Conception.” So, who does the assigning? It’s not the attending physician, a nurse or other medical personnel. My faith teaches me it has to be the Creator of all of us, God.

If you accept that, it means you accept the existence of an all loving and all powerful God. And if you accept that, you have to realize God can NOT make a mistake. Voting “No” to “Help Not Harm” would mean you think God did make a mistake. Therefore, I vote “Yes” on **SB 63** – CLARKE SANDERS, CHARLES E. SMITH , KEVIN SCHWERTFEGER

MR. SPEAKER: If protecting the children is the goal and a child is not an adult until 18 then allow legislation that demonstrates that. Give a hearing to the bill that protects all children in all circumstances up to the age of 18. Bring it to the floor and show us that at least 85 republicans believe in what they say and aren’t just prejudice to certain groups of people. You control the opportunity to prove me wrong. I don’t believe you will and that’s why I voted no to this horrible prejudicial bill, **SB 63** – FORD CARR, ANGELA MARTINEZ

MR. SPEAKER: I don’t believe this bill is about protecting children. I do believe many in this body are still upset that this bill was defeated last session. This bill is sacrificing trans kids as a way to get back at the Governor and everyone who voted to defeat it. I believe many of you feel in your heart that you are protecting kids, you are misguided. To the young trans community in KS We tried to find ways to make this bill less harmful. We didn’t succeed. I’m sorry that you have been used as unwilling actors in the political theatre. I vote No on **SB 63** – SUSAN RUIZ

MR. SPEAKER: In all 4 of my Committees, I hear that we should all be opposed to Government overreach. **SB 63** is a Bill that in my opinion is exactly that. These are decisions that should be made between the individual, their family and their doctor. WE DO NOT BELONG IN THIS SPACE. For that reason, I vote NO on **SB 63**. – LYNN MELTON

MR SPEAKER: I oppose **SB 63**. Today, we could be working on ways to reduce suicide and unintentional shootings by children. We could be working on childhood hunger and helping seniors in need. We could be working on meaningful ways to help Kansas families cope with today’s tough economic times. Instead, the first bill to come to the floor grossly interferes with parental rights and our constitutional rights to bodily autonomy. I will not be part of this process that will do real harm to my constituents. – LINDA FEATHERSTON

MR. SPEAKER: I vote no on **SB 63** because health care is a fundamental human right. People should be able to access the care they need, when they need it, without interference from politicians. The State of Kansas should not be involved in personal health care decisions that have no impact on public health. This bill discriminates against one group of children and prevents health care providers from practicing within their scope of practice. SB 63 is extreme government overreach that puts children at risk. – SUZANNE WIKLE, KIRK HASKINS, NIKKI McDONALD

MR. SPEAKER: I vote no on **SB 63** because it is not about healthcare or medical procedures—it is an unjust attack on a small, vulnerable group of Kansans. The bill’s extremely vague language threatens doctors, therapists, and teachers, undermines a parent’s right to make informed decisions for their child, and puts Kansan’s lives at risk. This legislation does not reflect the will of the people of Kansas. Despite the misleading framing, the truth is clear: the majority of Kansans oppose discrimination against

transgender individuals. We should advocate for equality and respect, not for harm disguised as policy. – BRANDON WOODARD, SYDNEY CARLIN, TOBIAS SCHLINGENSIEPEN, JOHN CARMICHAEL, JERRY STOGSDILL, HEATHER MEYER, LINDSAY VAUGHN, MIKE AMYX, TOM SAWYER, JO ELLA HOYE, BROOKLYNNE MOSLEY, SILAS MILLER, STEPHANIE SAWYER CLAYTON, VIRGIL WEIGEL, BARBARA BALLARD, CINDY NEIGHBOR

MR. SPEAKER: I vote no on **Senate Bill 63** because I stand with the healthcare providers in the state of Kansas. To the LGTBQ + community under the age of 18, I see you I hear you and I stand with you. You still have advocates at the State House.

MELISSA OROPEZA

MR. SPEAKER: In August 2022, Kansans overwhelmingly voted to keep politicians out of their families' private medical decisions. SB 63 strips Kansas parents of their fundamental right to make medical decisions for their own children. House District 20 constituents have overwhelmingly voiced their objection to **SB 63** and I vote NO accordingly. – MARI LYNN POSKIN

MR. SPEAKER: I vote Yes on **SB 63**. You are cared about. You are stronger and more resilient than life's disappointments and disagreements. Your identity is greater than your gender and you are more than any label you will find in the world. Walk your unique path into adulthood knowing that there is nothing accidental, there is no mistake in who you are. You have been fearfully and wonderfully made. I am excited about who you will become and what you will do. – REBECCA SCHMOE, CARRIE BARTH, PAUL WAGGONER, SUSAN HUMPHRIES, ADAM SMITH

## REPORTS OF STANDING COMMITTEES

Committee on **Elections** recommends **HB 2057** be passed.

Upon unanimous consent, the House referred back to the regular business, Introduction of Bills and Concurrent Resolutions.

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**HB 2193**, AN ACT concerning health and healthcare; enacting the every mom matters act; establishing the every mom matters program in the department of health and environment; requiring the state treasurer to contract with eligible organizations to provide information and support services to pregnant women and parents considering adoption; establishing the every mom matters program fund, by Committee on Health and Human Services.

**HB 2194**, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; providing an exemption from the working after retirement employer contribution rate for retirants employed as teachers by a school district in a position for which a certificate to teach is required; amending K.S.A. 2024 Supp. 74-4914 and repealing the existing section, by Representatives Howerton and Howell.

**HB 2195**, AN ACT concerning technical colleges; establishing the Kansas technical college operating grant fund administered by the state board of regents, by Committee on Appropriations.

**HB 2196**, AN ACT concerning firearms; relating to the personal and family protection act; providing permanent exemptions for postsecondary educational institutions; amending K.S.A. 75-7c20 and repealing the existing section, by Representative Ballard.

**HB 2197**, AN ACT concerning sales taxation; relating to exemptions; providing for a sales tax exemption for purchases made by sleep in heavenly peace, inc.; amending K.S.A. 2024 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

**HB 2198**, AN ACT concerning firearms; enacting the gun violence restraining order act; authorizing the issuance of protective orders prohibiting the acquisition and possession of firearms by certain individuals, by Representative Ballard.

**HB 2199**, AN ACT concerning insurance; relating to the Kansas state employees health care commission; authorizing the commission to provide coverage for certain allergen introduction dietary supplements for infants; requiring submission of an impact report to the legislature if such coverage is provided, by Committee on Insurance.

**HB 2200**, AN ACT concerning traffic regulations; relating to the storage of firearms in unattended vehicles; creating a traffic infraction for leaving a firearm in an unattended vehicle without securely storing such firearm; providing exceptions and penalties therefor; requiring the office of the attorney general to create certain educational campaign materials; amending K.S.A. 8-2118 and repealing the existing section, by Committee on Transportation.

**HB 2201**, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the FFA license distinctive plate, by Committee on Transportation.

#### COMMITTEE ASSIGNMENT CHANGES

Speaker pro tempore Carpenter announced the appointment of Rep. Adam Smith to replace Rep. White on Committee on Agriculture and Natural Resources Budget for January 31, 2025.

Also, the appointment of Rep. Vaughn to replace Rep. Alcalá on Committee on Agriculture and Natural Resources Budget for January 31, 2025.

On motion of Rep. Croft the House adjourned pro forma until 11:00 a.m. on Monday, February 3, 2025.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

