

# Journal of the House

## EIGHTEENTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Thursday, February 6, 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. Huebert, Schlingensiepen, Seiwert, Sweely and Weigel were excused on verified illness.

Reps. Ohaebosim and Willcott were excused on legislative business.

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

Prayer by Chaplain Holmes:

Dear Father.

Help us to use discretion and wisdom today as we work for the good people of the State of Kansas. Our backgrounds, personal beliefs, and values, though important, are secondary to doing what is right and good.

Many are juggling agendas as they strive to do all the work set before them.

Allow wisdom to have its full sway as situations present themselves which causes differing views to arise.

Give precise vision through the fog of the unseen and the unknown.

In the 15<sup>th</sup> division of the Book of Psalms we read

“O Lord who may abide in Thy tent? Who may dwell on Thy holy hill? They who walk with integrity, and work righteousness, and speaks truth in their hearts. They do not slander with their tongue, nor does evil to their neighbor.”

May we always strive to walk with integrity in every situation where we find ourselves. Take the veil from our eyes and allow us to see clearly where we can do works of righteousness.

O Lord, help us to always speak truth to ourselves.

Indeed, keep us from being the last person we try to fool.

In a sense we are living in glass bowls. People listen when we speak, and notice our actions, be they good or bad.

Remind us we are far from being perfect and invite

Your intercession on our behalf.

When we are criticized, might the criticism originate from differing opinions and not character fault.

Bless our Governor, our Speaker of the House, and our Majority and Minority leaders as they give direction to this body of Representatives.

We ask You to bless those who have been put around these decisions makers

to help make their load lighter.  
 Thank You for our Chief Clerk and her cadre of dedicated workers.  
 I ask this In Jesus Name  
 Amen

The Pledge of Allegiance was led by Rep. Stogsdill.

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**HB 2310**, AN ACT concerning individuals with developmental or intellectual disabilities and direct support workers; enacting the career advancement, resources, employment and supports for the disability workforce act, providing for the development of career education programs and other efforts by the secretary for aging and disability services to encourage the growth of support for individuals with disabilities as a profession; requiring the secretary to develop career education and enhancement programs for such professionals; mandating performance-based contracting for managed care organizations and other disability services providers; providing for the development of processes and procedures that facilitate choice by individuals with disabilities of service providers and the nature of the service; requiring rate parity across all state waiver programs; requiring the secretary to develop and implement an online data portal system for the management of waitlists and the provision of information to and communication with individuals with disabilities on a waitlist or receiving services through a waiver program administered by the secretary; requiring the secretary of labor to initiate or enhance classification of and information regarding the disability service provider workforce and publish such information; providing that certain direct support workers may be covered by the state health plan; amending K.S.A. 75-6506 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

**HB 2311**, AN ACT concerning children and minors; relating to the secretary for children and families; prohibiting the secretary from adopting and enforcing policies for placement, custody or appointment of a custodian that may conflict with sincerely held religious or moral beliefs regarding sexual orientation or gender identity; creating a right of action for violations, by Committee on Child Welfare and Foster Care.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

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

Agriculture and Natural Resources: **HB 2268, HB 2297.**

Appropriations: **HB 2290, HB 2293, HB 2294, HB 2301, HB 2308.**

Child Welfare and Foster Care: **HB 2302.**

Commerce, Labor and Economic Development: **HB 2291, HB 2292, HB 2304.**

Education: **HB 2295, HB 2299.**

Elections: **HB 2269.**

Federal and State Affairs: **HB 2279, HB 2283, HCR 5010.**

Financial Institutions and Pensions: **HB 2281, HB 2298.**

Health and Human Services: **HB 2280, HB 2284, HB 2285, HB 2305, HB 2307.**

Insurance: **HB 2286, HB 2296.**

Judiciary: **HB 2272, HB 2300, HB 2306, HB 2309.**  
 K-12 Education Budget: **HB 2303.**  
 Legislative Modernization: **HB 2270, HB 2271.**  
 Local Government: **HB 2282.**  
 Taxation: **HB 2275, HB 2276, HB 2277, HB 2278.**  
 Transportation: **HB 2288, HB 2289.**  
 Veterans and Military: **HB 2273, HB 2274.**  
 Welfare Reform: **HB 2287.**

### CHANGE OF REFERENCE

Speaker pro tempore Carpenter announced the withdrawal of **HB 2057** from Committee of the Whole and re-referral to Committee on Elections.

Also, the withdrawal of **HB 2195** from Committee on Appropriations and referral to Committee on Higher Education Budget.

### MESSAGES FROM THE SENATE

Announcing passage of **SB 4, SB 6.**

### INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

**SB 4, SB 6.**

### CONSENT CALENDAR

No objection was made to **HB 2044, HB 2045** appearing on the Consent Calendar for the second day.

### FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

**HB 2020**, AN ACT concerning driver's licenses of noncitizens; requiring the director of the division of motor vehicles to make quarterly reports of names and addresses of noncitizens to the secretary of state; amending K.S.A. 8-240 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 83; Nays 34; Present but not voting: 0; Absent or not voting: 8.

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

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

Present but not voting: None.

Absent or not voting: Corbet, Huebert, Ohaebosim, Schlingensiepen, Seiwert, Sweely, Weigel, Willcott.

The bill passed, as amended.

#### EXPLANATION OF VOTE

MR. SPEAKER: I vote yes on **HB 2020** out of principal. That said, our unemployment system has been hacked, our courts have been hacked, and our schools have even had data breaches. Without the requirement of a secure transfer of vital information, this bill sends a clear message to legal resident aliens that Kansas does not care if your identity is stolen. Will we continue to be a sanctuary state by allowing in-state tuition for illegal aliens and have no requirement for e-verify for government employment. – SAMANTHA POETTER PARSHALL

On motion of Rep. Croft, the House resolved into the Committee of the Whole, with Rep. Delperdang in the chair.

#### COMMITTEE OF THE WHOLE

On motion of Rep. Delperdang, Committee of the Whole report, as follows, was adopted:

Recommended that committee report to **HB 2049** be adopted; and the bill be passed as amended.

Committee report to **HB 2050** be adopted; and the bill be passed as amended.

#### REPORTS OF STANDING COMMITTEES

Committee on **Education** recommends **HB 2033** be passed.

Committee on **Elections** recommends **HB 2021**, **HB 2054** be passed.

Committee on **Elections** recommends **HB 2018** be amended on page 1, in line 7, before "Section" by inserting "New"; also in line 7, by striking "Neither the secretary of state nor any" and inserting "No"; following line 17, by inserting:

"Sec. 2. K.S.A. 25-2804 is hereby amended to read as follows: 25-2804. (a) Each person recommended as provided in K.S.A. 25-2803(a), and amendments thereto, shall be a ~~resident of the area served by the voting place in which such person is to be a judge or clerk~~ citizen of the United States and live within the state of Kansas.

(b) ~~Except as otherwise provided by this subsection, All judges and clerks shall have the qualifications of an elector in the election at which they serve, and be a citizen of the United States and live within the state of Kansas.~~ No judge or clerk shall be a candidate for any office, other than the office of precinct committeeman or precinct committeewoman, to be elected at such election. The county election officer may appoint persons who are at least 16 years of age to serve as election judges or clerks if such persons meet all other requirements ~~for qualification of an elector~~ and have a letter of recommendation from a school teacher, counselor or administrator. No more than  $\frac{1}{3}$  of the persons appointed to each election board may be under the age of 18.

(c) The county election officer may establish a pool of trained judges and clerks who shall be recommended by the county chairpersons specified in K.S.A. 25-2803(a), and amendments thereto. Judges and clerks in such pool may serve at voting places other than their own if:

(1) The chairpersons specified in K.S.A. 25-2803(a), and amendments thereto, or either of them, have failed to make appropriate recommendations;

(2) it is impossible to obtain judges and clerks for a voting place in any other way;  
or

(3) voting machines are used, in which case the third judge, who shall be trained in the use of voting machines, need not necessarily live in the area of the voting place.

(d) Any judge or clerk serving in a voting place not located in the area in which such judge or clerk resides or serving on a special election board established under K.S.A. 25-1133(c), and amendments thereto, shall be allowed to vote an advance voting ballot in accordance with the provisions of K.S.A. 25-1119, and amendments thereto, or shall be excused from duties as such judge or clerk to vote at the voting place in the area where such judge or clerk resides.

Sec. 3. K.S.A. 25-2804 is hereby repealed.";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 2, after the semicolon by inserting "requiring poll workers be citizens of the United States and live within the state of Kansas;"; in line 4, after "status" by inserting "; amending K.S.A. 25-2804 and repealing the existing section"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2068** be passed.

Committee on **Insurance** recommends **HB 2087** be passed.

Committee on **Insurance** recommends **HB 2047** be amended on page 3, following line 29, by inserting:

"New Sec. 10. Establishing compliance with the provisions of K.S.A. 40-3104, and amendments thereto, through the insurance verification system shall not be the primary cause for law enforcement to stop a vehicle.";

Also on page 3, in line 30, by striking "10" and inserting "11";

On page 5, in line 12, by striking "11" and inserting "12"; in line 13, by striking "12" and inserting "13"; and the bill be passed as amended.

Committee on **Water** recommends **HB 2085** be passed.

Committee report for **HB 2106** by the Committee on **Elections** was read into the record in error and has been removed from the Journal record.

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 2312**, AN ACT concerning crimes, punishment and criminal procedure; relating to certified drug abuse treatment programs; excluding certain offenders convicted of a nonperson felony from participation in such programs; authorizing community correctional services officers to complete criminal risk-need assessments for divertees who are committed to such programs; amending K.S.A. 21-6824 and K.S.A. 2024 Supp. 75-52,144 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

**HB 2313**, AN ACT concerning state-issued devices and networks; relating to artificial intelligence platforms; prohibiting the use of artificial intelligence platforms of concern on such devices and networks, by Committee on Financial Institutions and Pensions.

**HB 2314**, AN ACT concerning healthcare; relating to secretary for disability and aging services; establishing peer support specialist certification standards; requiring a background check for certification; directing the secretary for health and environment to pursue a medicaid code for telehealth services provided by peer support specialists; authorizing the secretary for aging and disability services to adopt rules and regulations; amending K.S.A. 2024 Supp. 22-4715 and repealing the existing section, by None.

**HB 2315**, AN ACT concerning days of commemoration; designating every September 9 as Kansas fetal alcohol spectrum disorders day, by Committee on Health and Human Services.

**HB 2316**, AN ACT concerning health and healthcare; relating to the collection of civil penalties for violations of correction orders; establishing the disability community services providers civil monetary penalty reinvestment fund and the adult care homes civil monetary penalty reinvestment fund; amending K.S.A. 39-949 and K.S.A. 2024 Supp. 39-2016 and repealing the existing sections, by Committee on Health and Human Services.

**HB 2317**, AN ACT concerning health and healthcare; relating to the Kansas department of health and environment; establishing the fetal alcohol spectrum disorders task force; providing for the membership and dissolution thereof; requiring the study of fetal alcohol spectrum disorders, by Committee on Health and Human Services.

**HB 2318**, AN ACT concerning taxation; relating to income tax; providing that future tax rate decreases be contingent on exceeding revenue estimates; amending K.S.A. 2024 Supp. 79-32,110 and repealing the existing section, by Committee on Taxation.

**HB 2319**, AN ACT concerning drivers' licenses; relating to the division of vehicles; permitting the division of vehicles to establish or contract with an entity to issue digital proof of driver's licenses and digital proof of identification; regulating the use thereof; providing fees on such digital proof of driver's license and identification cards; amending K.S.A. 8-235, 8-240, 8-1325 and 8-1328 and K.S.A. 2024 Supp. 8-243 and 8-1324 and repealing the existing sections, by Committee on Transportation.

**HB 2320**, AN ACT concerning education; relating to school districts; relating to children in the custody of the secretary for children and families; requiring transfer of a child's records when such child's placement is changed by the secretary and establishing a deadline for the transfer of such records; authorizing children in the custody of the secretary to attend any school district; authorizing such children to remain enrolled in and continue attending the school of origin; amending K.S.A. 38-2218 and 72-3439 and K.S.A. 2024 Supp. 72-3122, 72-3123 and 72-3124 and repealing the existing sections, by Committee on K-12 Education Budget.

## COMMITTEE ASSIGNMENT CHANGES

Speaker pro tempore Carpenter announced the appointment of Rep. B. Carpenter to replace Rep. Bergquist on Committee on Elections for February 6, 2025.

Also, the appointment of Rep. Howell to replace Rep. Bergkamp on Committee on Child Welfare and Foster Care on February 7, 2025.

Also, the appointment of Rep. Hoheisel to replace Rep. Hoffman on Committee on Appropriations for February 7, 2025.

Also, the appointment of Rep. Ballard to replace Rep. Ohaebosim on Committee on Transportation for February 6, 2025.

Also, the appointment of Rep. Neighbor to replace Rep. Weigel on Committee on Transportation for February 6, 2025.

Also, the appointment of Rep. Winn to replace Rep. Schlingensiepen on Committee on Agriculture and Natural Resources for February 6, 2025.

Also, the appointment of Rep. Carlin to replace Rep. Alcalá on Committee on Appropriations for February 6, 2025.

#### **REPORT ON ENGROSSED BILLS**

**HB 2020** reported correctly engrossed February 6, 2025.

#### **REPORT ON ENGROSSED RESOLUTIONS**

**HCR 5004** reported correctly engrossed February 5, 2025.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Friday, February 7, 2025.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

