

Journal of the House

THIRTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 10, 2025, 11:00 a.m.

The House met pursuant to adjournment with Speaker Hawkins in the chair.

The roll was called with 119 members present.

Reps. Martinez, Neighbor, Sawyer and Wilborn were excused on verified illness.

Reps. Poetter Parshall and Simmons were excused on excused absence by the Speaker.

Present later: Rep. Poetter Parshall.

Prayer by guest chaplain, Monsignor Stuart W. Swetland, Dr. of Sacred Theology, Donnelly College, Kansas City, and guest of Rep. Curtis.

O God, our Creator and Redeemer, we give you thanks and praise for the many and manifold gifts you have bestowed upon us and our nation and our state. Bless our president and his cabinet, our governor and mayors, our representatives and senators.

We hold up for your protection and care, elected and appointed officials and judges at every level. Give them the gifts of knowledge and understanding, wisdom and good counsel. May they always know and put into practice the true common good, being particularly concerned and caring for those on the margins and those whose lives and livelihoods are threatened.

You have revealed to us in many ways your preferential option for the poor and the needy, even identifying yourself with the hungry and the thirsty; the sick and the alien; the naked and the imprisoned. May we imitate in every way possible your care and concern, your love and your mercy.

We ask this in your Holy Name. Amen.

The Pledge of Allegiance was led by Rep. Schmoe.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

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

Judiciary: **SCR 1611**.

Taxation: **SB 269**.

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2328** from Committee on Corrections and Juvenile Justice and referral to Committee on Interstate Cooperation.

Also, the withdrawal of **HB 2009**, **HB 2010**, **HB 2375** from Committee on Health and Human Services and re-referral to Committee on Interstate Cooperation.

Also, the withdrawal of **HB 2171** from Committee on Interstate Cooperation and re-referral to Committee on Health and Human Services.

MESSAGES FROM THE SENATE

Announcing passage of **SB 194**, **SB 237**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

SB 194, **SB 237**.

CONSENT CALENDAR

No objection was made to **SB 2** appearing on the Consent Calendar for the first day.

No objection was made to **SB 8** 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

SB 8, AN ACT concerning traffic regulations; relating to the duty of drivers approaching stationary vehicles; providing a penalty for unlawful passing thereof; amending K.S.A. 8-2118 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barrett, Barth, Bergkamp, Bergquist, Blex, Bloom, Bohi, Borjon, Brantley, Paige, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Carr, Chauncey, Collins, Corbet, Croft, Curtis, Delperdang, Droge, Ellis, Esau, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Hawkins, Helgerson, Helwig, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Hoye, Huebert, Humphries, James, T. Johnson, Kessler, King, Lewis, Long, McDonald, McNorton, Melton, Meyer, Miller, S., Minnix, Moser, Mosley, Neely, Ohaebosim, Oropeza, Osman, Ousley, Penn, Pickert, Pishny, Poskin, Proctor, Rahjes, Reavis, Resman, Rhiley, Roeser, Roth, Ruiz, L., Ruiz, S., Sanders, Clayton, Schlingensiepen, Schmoë, Schreiber, Schwertfeger, Seiwert, Smith, A., Smith, C., Steele, Stiens, Stogsdill, Sutton, Sweely, Tarwater, Thompson, Turk, Turner, VanHouden, Vaughn, Waggoner, Ward, Wasinger, Waymaster, Weigel, White, Wikle, Willcott, Williams, K., Williams, L., Winn, Wolf, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Martinez, Neighbor, Poetter, Sawyer, Simmons, Wilborn.

The bill passed.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2400** be passed.

Committee report to **HB 2111** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2152** be adopted; and the substitute bill be passed.

Committee report to **SB 14** be adopted.

Also, on motion of Rep. Helgerson, **SB 14** be amended As Amended by House Committee, on page 1, in line 12, after the period by inserting "Notwithstanding the provisions of any statute to the contrary, if the provisions of this section take effect, then the legislature and the governor shall not receive compensation for such period of time until an appropriations bill providing for appropriations for the ensuing fiscal year or years for state agencies is passed by the legislature, signed by the governor and takes effect."

and the bill be passed as amended.

Committee report to **SB 105** be adopted.

Also, on motion of Rep. B. Carpenter, **SB 105** be amended As Amended by House Committee, on page 3, in line 7, by striking all after "(d)"; by striking all in line 8; in line 9, by striking all before the period and inserting "Upon the first instance of the establishment of the joint committee, the president of the senate shall appoint the chairperson of the joint committee from the members appointed under subsections (a) (1), (a)(2), (a)(5) and (a)(7) and the speaker of the house of representatives shall appoint the vice chairperson from the members appointed under subsections (a)(3), (a)(4), (a)(6) and (a)(8). Thereafter, whenever the joint committee is required to be established, the speaker of the house of representatives and the president of the senate shall alternate in appointing the chairperson and the vice chairperson"; in line 23, after the period by inserting "The joint committee shall only review candidates who are nominated to fill the vacancy by a member of the legislature. Each member of the legislature may nominate one person for consideration by the joint committee."; in line 28, by striking "Except as provided in subsection (c),"; in line 29, before "within" by inserting "If the vacancy occurs during a regular session of the legislature, or occurs when the legislature is not in regular session but a special session of the legislature is called within seven days after such vacancy occurs, then,"; in line 30, by striking all after "shall"; by striking all in lines 31 and 32; in line 33, by striking all before the period and inserting "submit a report to the senate and the house of representatives identifying five nominees for further consideration by the legislature"; following line 38, by inserting:

"(d) No member of the joint committee shall be recommended as a candidate to fill a vacancy in any report submitted pursuant to this section.";

Also on page 3, in line 39, by striking all after "(a)"; by striking all in lines 40 through 43;

On page 4, by striking all in lines 1 through 3; in line 4, by striking all before the period and inserting "If the joint committee on vacancy appointments submits a report

to the senate and the house of representatives pursuant to section 3, and amendments thereto, then the legislature may adopt a concurrent resolution calling for a joint session of the legislature to consider the nominees identified by the joint committee in such report. Upon adoption of a concurrent resolution by both houses of the legislature establishing the date and time for a joint session of the legislature, the senate and the house of representatives shall meet in joint session on such date and time for such purpose. The legislature, when convened in such joint session, shall have no power to perform any act other than considering such nominees.

(b) When in joint session pursuant to this section, the president of the senate shall preside over the proceedings and, if the office of the president is vacant or the president is unable to do so, the speaker of the house of representatives shall preside over the proceedings. The chief clerk of the house of representatives and the secretary of the senate shall each keep a record of the proceedings. It shall be the duty of the chief clerk and the secretary to report such proceedings to their respective houses and record such proceedings in their respective journals.

(c) The rules of the house of representatives and the joint rules of the senate and the house of representatives in effect at the time of the joint session shall be the rules for such joint session to the extent that such rules do not directly conflict with the provisions of sections 2 through 4, and amendments thereto.

(d) All votes for nominees in a joint session of the legislature shall be taken by voice vote. For each such vote, the secretary of the senate shall first call the names of the members of the senate, and then the chief clerk of the house of representatives shall call the names of the members of the house. Each member of the legislature in attendance at the joint session shall be required to vote on all nominees unless excused by a majority vote of the members of the legislature in attendance.

(e) Each nominee identified in the report of the joint committee shall be considered and voted upon separately. The nominees so identified shall be considered in alphabetical order based on the nominees' surnames.

(f) Any nominee who receives an affirmative vote from a majority of both the members of the senate and the members of the house of representatives shall be designated by the legislature as a candidate to fill the vacancy. If a nominee fails to receive the required affirmative vote to be designated as a candidate, a motion to reconsider such nominee shall be in order only after all nominees have been considered and initially voted upon. If a nominee fails to receive the required affirmative vote after a motion to reconsider such nominee, no second or subsequent motion to reconsider such nominee shall be in order.

(g) When three nominees have received the required affirmative votes to be designated as candidates pursuant to subsection (f), the consideration of nominees shall cease and no votes on any other nominees shall be in order.

(h) (1) If less than three nominees receive the required affirmative votes to be designated as candidates, the legislature shall direct the joint committee on vacancy appointments to reconvene for the consideration of additional nominees to fill such vacancy.

(2) When directed to do so by the legislature, the joint committee shall reconvene and act in accordance with section 3, and amendments thereto. When submitting any second or subsequent report, the joint committee may recommend one or more of the nominees who were recommended in any prior report of the joint committee.

(i) Upon the adjournment of a joint session of the legislature at which three nominees received the required affirmative votes to be designated as candidates to fill the vacancy, the speaker of the house of representatives shall cause a concurrent resolution to be introduced in the house designating such nominees as candidates"

Also, on motion of Rep. Haskins to amend **SB 105**, the motion did not prevail.

Also, on further motion of Rep. Haskins to amend **SB 105**, the motion did not prevail.

Also, on motion of Rep. Xu to amend **SB 105**, the motion did not prevail; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Financial Institutions and Pensions** recommends **SB 64** be amended on page 20, in line 9, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Financial Institutions and Pensions** recommends **SB 139** be amended on page 17, in line 11, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Legislative Modernization** recommends **SB 77** be passed.

Committee on **Taxation** recommends **SB 35**, As Amended by Senate Committee of the Whole, be passed.

REPORT OF STANDING COMMITTEE

Your Committee on **Calendar and Printing** recommends on requests for resolutions and certificates that requests by

Request No. 25, Representative Samantha Poetter Parshall, congratulating Paola High School Spirit Squad for placing first and being named KSHSAA 4A State Champions three of the last four years;

Request No. 26, Representative Samantha Poetter Parshall, congratulating Sunflower Elementary, Paola USD 368, for being designated a 2024 National Blue Ribbon School in the category of Exemplary High Performing Schools on the State Assessments;

Request No. 27, Representative Brandon Woodard, congratulating Andrew Taylor, Ninth Grade Biology, Olathe Northwest High School, Public School District USD 233 for being named 2025 Kansas Master Teacher;

Request No. 28, Representative Sean Tarwater, congratulating Case Engel, English Language Arts Teacher, Blue Valley High School, USD 229, for being named 2025 Kansas Teacher of the Year;

Request No. 29, Representative Brett Fairchild, congratulating Jennifer Gillespie, Social Studies, Macksville High School, Public School District USD 351, for being named 2025 Kansas Master Teacher;

Request No. 30, Representative Brad Barrett, congratulating Jessica Madinger, English Language Arts, Northern Heights High School, USD 251 North Lyon County, for being named 2025 Kansas Master Teacher;

Request No. 31, Representative Brian Bergkamp, congratulating Rochelle Mann, K-4 Music, Amelia Earhart School, Public School District USD 265 Goddard, for being 2025 Kansas Master Teacher;

Request No. 32, Representative Duane Droge, congratulating Heather Newkirk, Third Grade, Heller Elementary School, USD 461 Neodesha, for being named 2025 Master Teacher;

Request No. 33, Representative Avery Anderson, congratulating Marylavonne Roseberry, English/Speed Communications, Sedgwick High School, USD 439, for being named 2025 Kansas Master Teacher;

Request No. 34, Representative Mari-Lynn Poskin, congratulating Blue Valley North High School Boy's Swim and Dive team, 2023, 2024, 2025;

Request No. 35, Representative Bob Lewis, commending Paisley Powers as 2024 All Around Junior Olympics, National Gymnastics Champion;

Request No. 36, Representative Ken Collins, congratulating Frontenac High School, KSHSAA Class 3A, 2024 Softball State Champions;

Request No. 37, Representative Osman, congratulating Tatianna Legitt for being named Kansas Miss Amazing Teen 2025;

Request No. 38, Representative Osman, congratulating Elizabeth Jane Varelman for being named Kansas Miss Amazing Jr. Miss 2025;

Request No. 39, Representative Osman, Jessica Brundige for being named Kansas Miss Amazing Miss 2025;

Request No. 40, Representative Osman, congratulating Erin Bowser for being named Kansas Miss Amazing Sr. Miss 2025;

Request No. 41, Representative Osman congratulating Tiara Hensley in recognition for Kansas Miss Amazing Mentor 2025;

Request No. 42, Representative Osman, congratulating Kirstianna Guerrero in recognition for Kansas Miss Amazing Co-Director 2025;

Request No. 43, Representative Thompson, commending Piersen Martin for achieving Eagle Scout, Troop 6800;

approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Representative Croft the committee report was adopted.

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 bill was introduced and read by title:

HB 2405, AN ACT concerning cannabis; creating the adult use cannabis regulation act; providing for the licensure and regulation of cannabis, including the cultivation, manufacturing, transportation, possession and sale of cannabis; providing certain fines and penalties for violations of the act; providing exemptions from crimes involving controlled substances; imposing a tax on the sale of cannabis and providing for the disposition of the revenues collected thereon; creating the cannabis business regulation fund; amending K.S.A. 21-5703, 21-5706, 21-5707, 21-5709, 21-5710, 79-5201 and 79-5210 and K.S.A. 2024 Supp. 21-5705 and repealing the existing sections; also repealing K.S.A. 2024 Supp. 21-5705a, by Committee on Federal and State Affairs.

COMMITTEE ASSIGNMENT CHANGE

Speaker Hawkins announced the appointment of Rep. Brownlee Paige to replace Rep. Martinez on Committee on Judiciary for March 10, 2025.

APPOINTMENT OF SELECT COMMITTEES

Speaker Hawkins, pursuant to Article 49 of the House Rules, appointed the following members to serve on a Select Investigative Committee in response to the below complaint filed with the House Clerk, Susan Kannarr, on March 7, 2025:

Rep. Bob Lewis (Chair), Rep. Susan Humphries, Rep. Shannon Francis, Rep. Mike Amyx, Rep. Barbara Ballard, Rep. Dan Osman

Pursuant to House Rule 4902(b), the select committee shall constitute an investigating committee and shall have the powers thereof under Article 10 of chapter 46 of the Kansas Statutes Annotated.

“In accordance with House Rule 4901, I am forwarding the attached formal complaints by Representative Leah Howell against Representative Ford Carr. I believe that the charges made in these attachments to be serious, substantive and require a thorough investigation and ultimate adjudication under the rules adopted by the Kansas House of Representatives.” REPRESENTATIVE CHRIS CROFT

“Pursuant to House Rule 4901, the undersigned member of the Kansas House of Representatives is filing a formal complaint against Representative Ford Carr and requests that he be reprimanded, censured, or expelled for misconduct. Representative Carr's repeated behavior exhibits a pattern of violent rhetoric and behavior creating a hostile work environment inside and outside of the Statehouse.

I cannot condone violence or threats thereof whether verbal, written, or physical. Therefore I ask that you fully investigate Representative Carr's patterns of violent rhetoric, physical violence, intimidating behavior, and derogatory language which is unbecoming of any Kansan, much less a member of the Kansas House of Representatives.” Representative Leah Howell

REPORT ON ENGROSSED BILLS

HB 2396 reported correctly engrossed March 7, 2025.

REPORT ON ENGROSSED RESOLUTIONS

HCR 5011 reported correctly engrossed March 7, 2025.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Tuesday, March 11, 2025.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

