

Journal of the House

FORTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, March 13, 2025, 11:00 a.m.

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

The roll was called with 122 members present.

Rep. Hill was excused on verified illness.

Reps. Simmons and VanHouden were excused on excused absence by the Speaker.

Present later: Rep. Hill.

Prayer by guest chaplain, Pastor Dave DePue.

Almighty God, this legislative chamber is filled with men and women who you empower to represent the people of Kansas. Each session day they listen to a word from you and act on truths that are shared. This is the message of 1st Samuel chapter two verse twenty six. The boy Samuel continued to grow in stature and in favor with God and with the people.

LORD, elected officials live in what seems a glass house, always in the public eye. We claim your promise in the Book of Psalms, Chapter five, verse twelve, Surely O Lord, you bless those that do right in your eyes, you surround them with Your favor as with a shield.

LORD, these representatives strive to be honest, have integrity, and revere God. In the book of Job, chapter one, we read that Satan accused God of showing favor to Job. Saying "Have you not made a hedge around him, around his household, and around all that he has on every side? You have blessed the work of his hands, and his possessions have greatly increased in the land."

LORD, please take note of these faithful public servants. Put Your hedge of protection around each, around their households, and all that they have. Please bless their work here, in this chamber, in the committees, and in their home communities. Increase their possessions and their favor with You and with people.

I pray all this in the name of Jesus, Amen.

The Pledge of Allegiance was led by Rep. Proctor.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following concurrent resolution was referred to committees as indicated:

Insurance: **HCR 5013**.

MESSAGES FROM THE SENATE

The Senate nonconcurrs in House amendments to **Sub Bill SB 45**, requests a conference and has appointed Senators Erickson, Thomas and Sykes as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **SB 82**, requests a conference and has appointed Senators Gossage, Clifford and Holscher as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **Sub Bill SB 126**, requests a conference and has appointed Senators Gossage, Clifford and Holscher as conferees on the part of the Senate.

The Senate nonconcurrs in House amendments to **Sub Bill SB 193**, requests a conference and has appointed Senators Gossage, Clifford and Holscher as conferees on the part of the Senate.

Announcing passage of **HB 2027, HB 2092, HB 2117, HB 2166.**

Announcing passage of **HB 2029**, as amended, **HB 2062**, as amended, **HB 2124**, as amended, **HB 2155**, as amended, **HB 2347**, as amended.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **Sub Bill for SB 45**.

Speaker pro tempore Carpenter thereupon appointed Reps. Estes, McNorton and Stogsdill as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **SB 82**.

Speaker pro tempore Carpenter thereupon appointed Reps. W. Carpenter, Bryce and Ruiz, S. as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **Sub Bill for SB 126**.

Speaker pro tempore Carpenter thereupon appointed Reps. W. Carpenter, Bryce and Ruiz, S. as conferees on the part of the House.

On motion of Rep. Croft, the House acceded to the request of the Senate for a conference on **Sub Bill for SB 193**.

Speaker pro tempore Carpenter thereupon appointed Reps. W. Carpenter, Bryce and Ruiz, S. as conferees on the part of the House.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Tarwater, **HR 6015**, by Reps. Williams, Barth, Bergkamp, Bloom, Bohi, Borjon, Brantley, Bryce, Buehler, Butler, Carpenter, Carpenter, Chauncey, Corbet, Delperdang, Ellis, Esau, Francis, Gardner, Goddard, Goetz, Hill, Hoffman, Howerton, Huebert, Humphries, Kessler, King, Long, Minnix, Neelly, Ohaebosim, Penn, Pickert, Poetter Parshall, Poskin, Proctor, Rahjes, Reavis, Rhiley, Roeser, Roth, Sawyer Clayton, Schmoie, Schwertfeger, Smith, Smith, Stiens, Sutton, Tarwater, Thompson, Turk, Turner, Waggoner, Wasinger, Waymaster, White, Wilborn and Willcott, as follows, was introduced and adopted:

HR 6015—A RESOLUTION supporting Irish-Kansas trade partnership.

A RESOLUTION supporting the strengthening of Kansas' trade partnership with Ireland to create a more prosperous future for all.

WHEREAS, According to the United States Census Bureau, 11.2% of Kansans are of Irish ancestry compared to the national average of 9.6%; and

WHEREAS, Irish immigrants in the United States helped form the cultural foundation of the nation; and

WHEREAS, The ties that bind Ireland and Kansas are deep and lasting; and

WHEREAS, Thanks to those close ties, both Ireland and Kansas have benefited from deep and extensive cultural and commercial exchanges; and

WHEREAS, Ireland currently ranks 38th of Kansas exports, illustrating a need to create a stronger trade partnership; and

WHEREAS, It is in the best interest of Kansas and Ireland to support efforts to strengthen our relationship: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we support the strengthening of Kansas' trade partnership with Ireland to create a more prosperous future for all; and

Be it further resolved: That we recognize the deputy chairman of the Irish Senate, Mark Daly, for his efforts to promote trade; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send enrolled copies of this resolution to Deputy Chairman of the Irish Senate Mark Daly and Representative Tarwater.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Tarwater are spread upon the Journal:

Today, I rise in support of **HR 6015** to recognize and strengthen Kansas' trade partnership with Ireland. This resolution also represents our warm welcome to Chairman Mark Daly of the Irish Senate – someone who has been and continues to be a champion of American-Irish trade.

Currently, Ireland ranks 38th among Kansas' export destinations with a real potential for growth. By strengthening this trade partnership, we can expand opportunities for Kansas farmers, businesses, and manufacturers to access Irish markets, fostering economic growth on both sides of the Atlantic.

This resolution, as mentioned, recognizes Chairman Daly, whose dedicated efforts have been instrumental in advancing trade relations. Chairman Daly has built a distinguished record through the following qualities:

- Legislative Innovation: Spearheading key reforms in economic development, public welfare, and environmental sustainability.
- International Collaboration: Establishing robust cross-border partnerships and by founding the American Irish Caucus
- Economic Leadership: Creating policies that stimulate growth and job creation.
- Award-Winning Public Service: Earning national and international accolades for transparency and ethical governance.

In fact, Chairman Daly was just recently re-elected as the Senate's chairman for a second term. Chairman Daly is only the second person to achieve this honor in Ireland's history.

His efforts to bridge America and Ireland also include initiating the Irish American Legislative Summit – with the next summit being held August 20-23 prior to the K-State-Iowa State FARMAGEDDON Football Game. It goes without saying that Chairman Daly would love to have his Kansas friends come visit Ireland.

By passing this resolution, we affirm our commitment to creating new economic opportunities, strengthening cultural ties and personal relationships, and building a more prosperous future for generations to come. I urge my colleagues to join me in supporting this resolution.

Prior to session, a bagpiper played a traditional Irish song in honor of Chairman Daly.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 105** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

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

PAT PROCTOR
PAUL WAGGONER
KIRK HASKINS

Conferees on part of House

TY MASTERSON
TORY MARIE BLEW
OLETHA FAUST-GOUDEAU

Conferees on part of Senate

On motion of Rep. Proctor the conference committee report on **SB 105** to agree to disagree, was adopted.

Carpenter thereupon appointed Speaker Proctor, Waggoner and Haskins as second conferees on the part of the House.

CONSENT CALENDAR

No objection was made to **SB 194** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2390** appearing on the Consent Calendar for the second day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2329, AN ACT concerning children and minors; relating to the revised Kansas juvenile justice code; increasing the cumulative detention limit for juvenile offenders and criminal penalties for juvenile offenders who use a firearm in the commission of an offense or who are repeat offenders; providing for increased placement of juvenile offenders in non-foster home beds in youth residential facilities; requiring the secretary of corrections to pay for the costs associated with such placements; requiring the Kansas juvenile justice oversight committee to monitor the impact and effectiveness of

such placements; authorizing the secretary to make expenditures from the evidence-based programs account of the state general fund moneys to contract for such beds in youth residential facilities; amending K.S.A. 38-2361, 38-2365, 38-2369, 38-2399, 75-52,161 and 75-7023 and K.S.A. 2024 Supp. 38-2391 and 75-52,164 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 106; Nays 16; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barrett, Barth, Bergkamp, Bergquist, Blex, Bloom, Bohi, Borjon, Brantley, Bryce, Buehler, Butler, Carlin, Carmichael, B. Carpenter, W. Carpenter, Chauncey, Collins, Corbet, Croft, Curtis, Delperdang, Droge, Ellis, Esau, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Hawkins, Helgerson, Helwig, Hoffman, Hoheisel, Howe, Howell, Howerton, Huebert, Humphries, James, T. Johnson, Kessler, King, Lewis, Long, Martinez, McNorton, Melton, Minnix, Moser, Neelly, Neighbor, Osman, Ousley, Penn, Pickert, Pishny, Poetter, Poskin, Proctor, Rahjes, Reavis, Resman, Rhiley, Roeser, Roth, Sanders, Sawyer, Clayton, Schlingensiepen, Schmoe, Schreiber, Schwertfeger, Seiwert, Smith, A., Smith, C., Steele, Stiens, Stogsdill, Sutton, Sweely, Tarwater, Thompson, Turk, Turner, Waggoner, Ward, Wasinger, Waymaster, Weigel, White, Wilborn, Willcott, Williams, K., Williams, L., Wolf, Woodard.

Nays: Alcalá, Paige, Carr, Hoye, McDonald, Meyer, Miller, S., Mosley, Ohaebosim, Oropeza, Ruiz, L., Ruiz, S., Vaughn, Wikle, Winn, Xu.

Present but not voting: None.

Absent or not voting: Hill, Simmons, VanHouden.

The bill passed, as amended.

SB 18, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the hunter nation distinctive license plate, was considered on final action.

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

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

Nays: Alcalá, Amyx, Ballard, Bergkamp, Paige, Carlin, Carmichael, W. Carpenter, Carr, Curtis, Featherston, Haskins, Hoye, Martinez, McDonald, McNorton, Melton, Meyer, Miller, S., Mosley, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, L., Ruiz, S., Clayton, Schlingensiepen, Schreiber, Smith, A., Stogsdill, Vaughn, Weigel, Wikle, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Hill, Simmons, VanHouden.

The bill passed, as amended.

EXPLANATION OF VOTE

MR. SPEAKER: I vote NO on **SB 18**. License plate fundraisers allow groups to increase public awareness and earn revenue. Kansas does not have criteria, standards, or audit requirements to participate. The legislature still owes it to the taxpayers to scrutinize every request. Hunter Nation, Inc. is a 501(c)(4) and Section 527 Super PAC that can make direct campaign contributions to members of the Kansas House of Representatives. They can also make hidden independent expenditures supporting or opposing us. We should not collect and distribute funds to dark money organizations that can donate the dollars back to our campaigns. I vote NO. – JO ELLA HOYE

SB 98, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the route 66 association of Kansas distinctive license plate, was considered on final action.

On roll call, the vote was: Yeas 105; Nays 17; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barrett, Barth, Bergquist, Blex, Bloom, Bohi, Borjon, Brantley, Paige, Bryce, Buehler, Butler, Carlin, B. Carpenter, W. Carpenter, Chauncey, Collins, Corbet, Croft, Curtis, Delperdang, Droge, Ellis, Esau, Essex, Estes, Fairchild, Featherston, Francis, Gardner, Goddard, Goetz, Haskins, Hawkins, Helgerson, Helwig, Hoffman, Hoheisel, Howe, Howell, Howerton, Hoyer, Huebert, Humphries, James, T. Johnson, Kessler, King, Lewis, Long, McDonald, McNorton, Minnix, Moser, Neelly, Neighbor, Osman, Penn, Pickert, Pishny, Poetter, Poskin, Proctor, Rahjes, Reavis, Resman, Rhiley, Roeser, Roth, Ruiz, S., Sanders, Sawyer, Clayton, Schlingensiepen, Schmoe, Schreiber, Schwertfeger, Seiwert, Smith, C., Steele, Stiens, Stogsdill, Sutton, Sweely, Tarwater, Thompson, Turk, Turner, Vaughn, Waggoner, Ward, Wasinger, Waymaster, White, Wikle, Wilborn, Willcott, Williams, K., Williams, L., Winn, Wolf.

Nays: Alcalá, Bergkamp, Carmichael, Carr, Martinez, Melton, Meyer, Miller, S., Mosley, Ohaebosim, Oropeza, Ousley, Ruiz, L., Smith, A., Weigel, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Hill, Simmons, VanHouden.

The bill passed, as amended.

SB 121, AN ACT concerning insurance; relating to the regulation thereof; authorizing the commissioner of insurance to select and announce the version of certain instructions, calculations and documents in effect for the upcoming calendar year and cause such announcement to be published in the Kansas register; allowing certain life insurers to follow health financial reports; adopting certain provisions from the national association of insurance commissioners holding company system regulatory act relating to group capital calculations and liquidity stress testing; exempting certain entities from state regulation as health benefit plans; amending K.S.A. 40-202, 40-2d01, 40-3302, 40-3305, 40-3306, 40-3307, 40-3308 and 40-4602 and K.S.A. 2024 Supp. 40-2c01 and repealing the existing sections; also repealing K.S.A. 40-249 and 40-2c29, was considered on final action.

On roll call, the vote was: Yeas 101; Nays 21; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barrett, Barth, Bergkamp, Bergquist, Blex, Bloom, Bohi, Borjon, Brantley, Bryce, Buehler, Butler, Carlin, B. Carpenter, W.

Carpenter, Chauncey, Collins, Corbet, Croft, Curtis, Delperdang, Droge, Ellis, Esau, Essex, Estes, Fairchild, Francis, Gardner, Goddard, Goetz, Hawkins, Helgerson, Helwig, Hoffman, Hoheisel, Howe, Howell, Howerton, Hoye, Huebert, Humphries, James, T. Johnson, Kessler, King, Lewis, Long, McDonald, McNorton, Miller, S., Minnix, Moser, Neelly, Neighbor, Osman, Penn, Pickert, Pishny, Proctor, Rahjes, Reavis, Resman, Rhiley, Roeser, Roth, Sanders, Sawyer, Clayton, Schmoe, Schreiber, Schwertfeger, Seiwert, Smith, A., Smith, C., Steele, Stiens, Stogsdill, Sutton, Sweely, Tarwater, Thompson, Turk, Turner, Waggoner, Ward, Wasinger, Waymaster, Weigel, White, Wikle, Wilborn, Willcott, Williams, K., Williams, L., Wolf, Woodard.

Nays: Alcala, Paige, Carmichael, Carr, Featherston, Haskins, Martinez, Melton, Meyer, Mosley, Ohaebosim, Oropeza, Ousley, Poetter, Poskin, Ruiz, L., Ruiz, S., Schlingensiepen, Vaughn, Winn, Xu.

Present but not voting: None.

Absent or not voting: Hill, Simmons, VanHouden.

The bill passed, as amended.

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

COMMITTEE OF THE WHOLE

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

Recommended that committee report to **HB 2349** be adopted; and the bill be passed as amended.

On motion of Rep. Wasinger, **HB 2392** be amended on page 1, in line 35, by striking "or directly related medical";

On page 2, in line 1, by striking "or medical school"; in line 4, after "required" by inserting "by the board"; in line 11, by striking "or"; in line 12, by striking all before "degree"; in line 13, by striking "or medical school"; in line 16, after "required" by inserting "by the board";

On page 1, in the title, in line 2, by striking "maximum" and the bill be passed as amended.

Committee report to **SB 84** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2149** be adopted.

Also, on motion of Rep. Carmichael, **Sub HB 2149** be amended on page 2, in line 10, after "entity" by inserting "required to be registered with the secretary of state pursuant to the business entity standard treatment act, K.S.A. 17-1901 et seq., and amendments thereto,";

On page 4, in line 7, after "who" by inserting ", if required pursuant to state law," **Sub Bill for HB 2149** be passed as amended.

Committee report to **SB 5** be adopted; and the bill be passed as amended.

Committee report to **SB 6** be adopted; and the bill be passed as amended.

Committee report to **SB 23** be adopted; and the bill be passed as amended.

Committee report to **SB 24** be adopted; and the bill be passed as amended.

Having voted on the prevailing side, pursuant to House Rule 2303, Rep. Croft moved that the House reconsider its previous action of recommending **HB 2392** favorably for passage (HJ page 453), and the bill be returned to that order of business General Orders.

The motion prevailed and the bill was returned to General Orders.

Rep. Croft moved that **HB 2392** be referred to committee on Health and Human Services. The motion prevailed.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft pursuant to House Rule 2311, **HB 2149**, **HB 2349**, **SB 5**, **SB 6**, **SB 23**, **SB 24** and **SB 84** were advanced to Final Action on Bills and Concurrent Resolutions.

HB 2349, AN ACT concerning the scrap metal theft reduction act; authorizing law enforcement officers to conduct investigations of violations of the act; amending K.S.A. 2024 Supp. 50-6,109a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 3; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barrett, Barth, Bergkamp, Bergquist, Blex, Bloom, Bohi, Borjon, Brantley, Paige, Bryce, Buehler, Butler, Carlin, Carmichael, B. 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, Hoyer, Huebert, Humphries, James, T. Johnson, Kessler, King, Lewis, Long, Martinez, McDonald, McNorton, Melton, Meyer, Miller, S., Minnix, Moser, Mosley, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Penn, Pickert, Pishny, Poetter, Poskin, Proctor, Rahjes, Reavis, Resman, Roeser, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Clayton, Schlingensiepen, Schmoie, Schreiber, Schwertfeger, Seiwert, Smith, A., Smith, C., Steele, Stiens, Stogsdill, Sweely, Tarwater, Thompson, Turk, Turner, Vaughn, Waggoner, Ward, Wasinger, Waymaster, Weigel, White, Wikle, Wilborn, Willcott, Williams, K., Williams, L., Winn, Wolf, Woodard, Xu.

Nays: W. Carpenter, Rhiley, Sutton.

Present but not voting: None.

Absent or not voting: Simmons, VanHouden.

The bill passed, as amended.

SB 84, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes involving property; modifying criminal use of a financial card to include certain conduct involving gift cards; amending K.S.A. 21-5828 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 2.

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, Hoyer, Huebert, Humphries, James, T. Johnson, Kessler, King, Lewis, Long, Martinez, McDonald, McNorton, Melton, Meyer, Miller, S., Minnix, Moser, Mosley, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Penn,

Pickert, Pishny, Poetter, Poskin, Proctor, Rahjes, Reavis, Resman, Rhiley, Roeser, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Clayton, Schlingensiepen, Schmoe, Schreiber, Schwertfeger, Seiwert, Smith, A., Smith, C., Steele, Stiens, Stogsdill, Sutton, Sweely, Tarwater, Thompson, Turk, Turner, Vaughn, Waggoner, Ward, Wasinger, Waymaster, Weigel, White, Wikle, Wilborn, Willcott, Williams, K., Williams, L., Winn, Wolf, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Simmons, VanHouden.

The bill passed, as amended.

Sub Bill for HB 2149, AN ACT concerning distributed energy resources; requiring distributed energy system retailers to disclose certain information to customers who will construct, install and operate a distributed energy system; requiring the attorney general to convene an advisory group to establish a standard form for such disclosures and requiring publication thereof; requiring electric public utilities to disclose certain information to distributed energy retailers; providing criteria to determine appropriate system size for a customer's distributed energy system that is subject to parallel generation; establishing requirements for interconnection and operation of a distributed energy system; increasing the total capacity limitation for an electric public utility's provision of parallel generation service; establishing powers and limitations relating thereto; establishing notification requirements for when a system is no longer producing energy or the customer seeks to repair or rebuild a distributed energy system; amending K.S.A. 66-1,184 and 66-1268 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 2.

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

Nays: None.

Present but not voting: None.

Absent or not voting: Simmons, VanHouden.

The substitute bill passed, as amended.

SB 5, AN ACT concerning elections; relating to the transparency in revenues underwriting elections act; prohibiting the use of funds provided by the United States government for the conduct of elections and election-related activities unless approved by the legislature; amending K.S.A. 25-2436 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 86; Nays 37; Present but not voting: 0; Absent or not voting: 2.

Yeas: Anderson, Awerkamp, Barrett, Barth, Bergkamp, Bergquist, Blex, Bloom, Bohi, Borjon, Brantley, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Chauncey, Collins, 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, Turner, Waggoner, Ward, Wasinger, Waymaster, White, Wilborn, Willcott, 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, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Ruiz, L., Ruiz, S., Sawyer, Clayton, Schlingensiepen, Schreiber, Stogsdill, Vaughn, Weigel, Wikle, Winn, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Simmons, VanHouden.

The bill passed, as amended.

SB 6, AN ACT concerning elections; prohibiting the use of any form of ranked-choice voting methods in conducting elections, was considered on final action.

On roll call, the vote was: Yeas 86; Nays 37; Present but not voting: 0; Absent or not voting: 2.

Yeas: Anderson, Awerkamp, Barrett, Barth, Bergkamp, Bergquist, Blex, Bloom, Borjon, Brantley, Bryce, Buehler, Butler, Carmichael, B. Carpenter, W. Carpenter, Chauncey, Collins, Corbet, Croft, Delperdang, Droge, Ellis, Esau, Essex, Estes, Fairchild, Francis, Gardner, Goddard, Goetz, Hawkins, Helgerson, 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, C., Steele, Stiens, Sutton, Sweely, Tarwater, Thompson, Turk, Turner, Waggoner, Ward, Wasinger, Waymaster, White, Wilborn, Willcott, Williams, K., Williams, L., Wolf.

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

Present but not voting: None.

Absent or not voting: Simmons, VanHouden.

The bill passed, as amended.

SB 23, AN ACT concerning insurance; relating to unfair and deceptive acts or practices; requiring agents and insurers to respond to inquiries from the commissioner of insurance within 14 calendar days; authorizing certain rebate pilot programs to exceed one year in duration; amending K.S.A. 2024 Supp. 40-2404 and 40-4909 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 107; Nays 16; Present but not voting: 0; Absent or not voting: 2.

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

Nays: Carmichael, Carr, Featherston, Haskins, Martinez, Melton, Meyer, Mosley, Ohaebosim, Oropeza, Ousley, Poskin, Ruiz, L., Schlingensiepen, Vaughn, Xu.

Present but not voting: None.

Absent or not voting: Simmons, VanHouden.

The bill passed, as amended.

SB 24, AN ACT concerning insurance; relating to the powers, duties and responsibilities of the commissioner of insurance; authorizing the commissioner of insurance to set the amount of certain fees; requiring the publication of certain fees in the Kansas register; amending K.S.A. 40-205a, 40-218, 40-252, 40-2133, 40-504, 40-956, 40-22a04, 40-2604, 40-2702, 40-3213, 40-3304, 40-3812, 40-3813, 40-3814, 40-4103, 40-4116, 40-4323, 40-4334, 40-4503, 40-5003 and 40-5509 and K.S.A. 2024 Supp. 40-3823, 40-3824, 40-4209, 40-4302 and 40-4903 and repealing the existing sections; also repealing K.S.A. 40-3217, was considered on final action.

On roll call, the vote was: Yeas 106; Nays 17; Present but not voting: 0; Absent or not voting: 2.

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

Nays: Paige, Carmichael, Carr, Featherston, Haskins, Martinez, Melton, Meyer,

Mosley, Ohaebosim, Oropeza, Ousley, Poskin, Schlingensiepen, Vaughn, Winn, Xu.

Present but not voting: None.

Absent or not voting: Simmons, VanHouden.

The bill passed, as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2237**, **HB 2402** be passed.

Committee on **Education** recommends **SB 78**, As Amended by Senate Committee, be amended on page 1, in line 8, before "Section" by inserting "New";

On page 2, following line 14, by inserting:

"Sec. 2. K.S.A. 8-1,142 is hereby amended to read as follows: 8-1,142. (a) As used in this section, "educational institution" means:

(1) Any state educational institution under the control and supervision of the state board of regents;

(2) any municipal university;

(3) any not-for-profit independent institution of higher education that is accredited by ~~the north central association of colleges and secondary schools accrediting agency based on its requirements as of April 1, 1985~~ an accrediting agency or association recognized by the United States department of education in the database maintained by such department, is operated independently and not controlled or administered by the state or any agency or subdivision thereof, maintains open enrollment and the main campus or principal place of operation of which is located in Kansas;

(4) any community college organized and operating under the laws of this state; and

(5) Haskell Indian Nations university.

(b) Any owner or lessee of one or more passenger vehicles, trucks registered for a gross weight of not more than 20,000 pounds or motorcycles, who is a resident of Kansas, upon compliance with the provisions of this section, may be issued one educational institution license plate for each such passenger vehicle, truck or motorcycle. Such license plates shall be issued for the same period of time as other license plates upon proper registration and payment of the regular license fee as provided in K.S.A. 8-143, and amendments thereto, plus the payment of an additional fee of \$5 for each plate, and either the payment to the county treasurer of the logo use royalty payment established by the alumni association or foundation or the presentation of the annual emblem use authorization statement provided for in subsection (c).

(c) Any educational institution may authorize through its officially recognized alumni association or foundation the use of such institution's official emblems to be affixed on license plates as provided by this section. Any royalty payment derived from this section, except reasonable administrative costs, shall be used for recognition of academic achievement or excellence subject to the approval of the chancellor or president of the educational institution. Any motor vehicle owner or lessee may annually apply to the alumni association or foundation for the use of the institution's emblems. Upon annual application and payment to either: (1) The alumni association or foundation in an amount of not less than \$25 nor more than \$100 as an emblem use royalty payment for each educational institution license plate to be issued, the alumni association or foundation shall issue to the motor vehicle owner or lessee, without further charge, an emblem use authorization statement, which shall be presented by the

motor vehicle owner or lessee at the time of registration; or (2) the county treasurer of the logo use royalty payment for each license plate to be issued.

(d) Any applicant for an educational institution license plate may make application for such plates not less than 60 days prior to such person's renewal of registration date, on a form prescribed and furnished by the director of vehicles, and any applicant for the educational institution license plates shall provide either the annual emblem use authorization statement provided for in subsection (c) or pay to the county treasurer the logo use royalty payment established by the alumni association or foundation. Application for registration of a passenger vehicle, truck or motorcycle and issuance of the license plates under this section shall be made by the owner or lessee in a manner prescribed by the director of vehicles upon forms furnished by the director.

(e) No registration or educational institution license plate issued under this section shall be transferable to any other person.

(f) The director of vehicles may transfer educational institution license plates from a leased vehicle to a purchased vehicle.

(g) Renewals of registration under this section shall be made annually, upon payment of the fee prescribed in subsection (b), in the manner prescribed in K.S.A. 8-132(b), and amendments thereto. No renewal of registration shall be made to any applicant until such applicant provides to the county treasurer either the annual emblem use authorization statement provided for in subsection (c) or the payment of the annual emblem use royalty payment established by the alumni association or foundation. If such emblem use authorization statement is not presented at the time of registration or faxed by the alumni association or foundations, or the annual emblem use royalty payment is not made to the county treasurer, the applicant shall be required to comply with K.S.A. 8-143, and amendments thereto, and return the educational institution license plates to the county treasurer of such person's residence.

(h) The director of vehicles shall not issue any educational institution license plates for any educational institution, unless such educational institution's alumni association or foundation guarantees the initial issuance of at least 100 license plates.

(i) The director of vehicles shall discontinue the issuance of an educational institution's license plate authorized under this section if:

(1) Fewer than 100 educational institution license plates, including annual renewals, are issued for an educational institution by the end of the second year of sales; and

(2) fewer than 50 educational institution license plates, including annual renewals, are issued for an educational institution during any subsequent two-year period.

(j) Each educational institution's alumni association or foundation shall:

(1) Pay the initial cost of silk-screening for such educational license plates; and

(2) provide to all county treasurers a toll-free telephone number where applicants can call the alumni association or foundation for information concerning the application process or the status of their license plate application.

(k) Each educational institution's alumni association or foundation, with the approval of the director of vehicles and subject to the availability of materials and equipment, shall design a license plate to be issued under the provisions of this section.

(l) As a condition of receiving the educational institution license plate and any subsequent registration renewal of such plate, the applicant ~~must~~ shall provide consent to the division authorizing the division's release of motor vehicle record information,

including the applicant's name, address, emblem use royalty payment amount, plate number and vehicle type to the relevant educational institution and the state treasurer.

(m) Annual royalty payments collected by county treasurers under this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. In the case of an educational institution that is a state educational institution as defined by K.S.A. 76-711, and amendments thereto, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the appropriate account of the restricted fees fund of such state educational institution. In the case of an educational institution ~~which that~~ is not a state educational institution as defined by K.S.A. 76-711, and amendments thereto, upon receipt of each such remittance, the state treasurer shall remit the entire amount to the educational institutions emblem royalty fund, which is hereby created in the state treasury and shall be administered by the state treasurer. All expenditures from the educational institutions emblem royalty fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state treasurer or the state treasurer's designee. Payments from the educational institutions emblem royalty fund to the respective educational institutions shall be made on a monthly basis.

Sec. 3. K.S.A. 13-13a46 is hereby amended to read as follows: 13-13a46. The university shall not be eligible to receive payments of state grants from the state general fund unless it is currently a member in good standing of ~~the north central association of colleges and universities~~ an accrediting agency or association recognized by the United States department of education in the database maintained by such department.

Sec. 4. K.S.A. 2024 Supp. 58-3046a is hereby amended to read as follows: 58-3046a. (a) Except as provided in K.S.A. 58-3040, and amendments thereto, any person who applies for an original license in this state as a salesperson shall submit evidence, satisfactory to the commission, of attendance of a principles of real estate course, of not less than 30 hours of instruction, approved by the commission and completed within the 12 months immediately preceding the receipt by the commission of the application for salesperson's license. The commission may require the evidence to be furnished to the commission with the original application for license or it may require the applicant to furnish the evidence to the testing service designated by the commission as a prerequisite to taking the examination required by K.S.A. 58-3039, and amendments thereto. If the evidence is furnished to the testing service, the instruction shall have been completed within 12 months immediately preceding the date of the examination.

(b) Except as provided in K.S.A. 58-3040, and amendments thereto, any person who applies for an original license in this state as a broker shall submit evidence, satisfactory to the commission, of attendance of a Kansas real estate fundamentals course, of not less than 30 and no more than 45 hours of instruction, approved by the commission and received within the 12 months immediately preceding the filing of application for broker's license. Such hours shall be in addition to any hours of instruction used to meet the requirements of subsection (c), (d), (e) or (f). The commission may require the evidence to be furnished to the commission with the original application for license, or ~~if the commission~~ the commission may require the applicant to furnish the evidence to the testing service designated by the commission as a prerequisite to taking the examination provided in K.S.A. 58-3039, and amendments thereto. If the evidence is furnished to the testing service, the instruction shall have been

completed within 12 months immediately preceding the date of the examination.

(c) Any person who applies for an original license in this state as a salesperson shall submit evidence, satisfactory to the commission, of attendance of a Kansas real estate practice course, of not less than 30 hours of instruction, approved by the commission and completed within the six months immediately preceding the receipt by the commission of the application for licensure.

(d) Any person who applies for an original license in this state as a broker on or after January 1, 2020, shall submit evidence, satisfactory to the commission, of attendance of a Kansas real estate management course, of not less than 30 and no more than 45 hours of instruction, approved by the commission and completed within the six months immediately preceding the receipt by the commission of the application for licensure. The hours shall be in addition to any hours of instruction used to meet the requirements of subsection (b), (c), (e) or (f).

(e) Any person who applies for an original license in this state as a broker who is a nonresident of Kansas or who is a resident of Kansas applying for licensure pursuant to K.S.A. 58-3040(e), and amendments thereto, shall submit evidence, satisfactory to the commission, of attendance of a Kansas real estate course, of not less than four hours of instruction and completed within the six months immediately preceding the filing of the application for licensure. Such course shall be approved by the commission and shall be specific to Kansas law with primary emphasis on issues that arise under the brokerage relationships in real estate transactions act, K.S.A. 58-30,101 et seq., and amendments thereto, and rules or regulations adopted thereunder.

(f) At or prior to each license expiration date established by the commission, any person who is licensed in this state as a broker or as a salesperson shall submit evidence, satisfactory to the commission, of attendance of not less than 12 hours of continuing education approved by the commission and completed after issuance of the license and during the renewal period. This requirement shall not apply to a license on deactivated status pursuant to K.S.A. 58-3047, and amendments thereto.

(g) Except for courses reviewed pursuant to subsection (j), courses of instruction required by this section shall be courses approved by the commission and offered by:

(1) An institution ~~which that~~ is accredited by ~~the north central association of colleges and secondary schools accrediting agency~~ an accrediting agency or association recognized by the United States department of education in the database maintained by such department;

(2) a technical college as defined by K.S.A. 74-32,407, and amendments thereto;

(3) a private or out-of-state postsecondary educational institution ~~which that~~ has been issued a certificate of approval pursuant to the Kansas private and out-of-state postsecondary educational institution act;

(4) any agency of the state of Kansas;

(5) a similar institution, approved by the commission, in another state; or

(6) an entity, approved by the commission, to provide continuing education.

(h) The commission shall adopt rules and regulations to:

(1) Prescribe minimum curricula and standards for all courses offered to fulfill education requirements of this act;

(2) designate a course of study to fulfill any specific requirement, which may include a testing requirement;

(3) prescribe minimum qualifications for instructors of approved courses; and

(4) establish standards and procedures for approval of courses and instructors, monitoring courses, advertising, registration and maintenance of records of courses, and withdrawal of approval of courses and instructors.

(i) The commission may approve distance education courses consisting solely or primarily of instruction provided online or in other computer-assisted formats, or by correspondence, audiotape, videotape or other media. For the purposes of this section, attendance of one hour of instruction shall mean 50 minutes of classroom instruction or the equivalent thereof in distance education study as determined by the commission.

(j) Courses of instruction required by this section shall be courses approved by the commission either before or after their completion. The commission may give credit toward the 12 hours of continuing education required by subsection (f) to any licensee who submits an application for course review obtained from the commission and pays the fee prescribed by K.S.A. 58-3063, and amendments thereto, if, in the judgment of the commission, the course meets the objectives of continuing education.

(k) The commission shall publish a list of courses approved by the commission.

(l) No license shall be issued or renewed unless the applicable requirements set forth in this section are met within the time prescribed.

Sec. 5. K.S.A. 74-32,120 is hereby amended to read as follows: 74-32,120. As used in this act: (a) "Kansas comprehensive grant program" means a program under ~~which~~ that the state, in recognition that the provision of higher education for all residents of the state who have the desire and ability to obtain such education is an important public purpose and in response to the concern that many residents of the state are deterred by financial considerations from attending institutions of higher education, provides assistance to students with financial need through the award of grants.

(b) "Kansas comprehensive grant" means an award of financial assistance under the Kansas comprehensive grant program to an eligible Kansas student.

(c) "Financial need" means the difference between a student's available financial resources and the student's total anticipated cost of attendance at a certain Kansas educational institution. A student's financial resources shall be determined on the basis of criteria provided under the federal methodology of need analysis.

(d) "Full-time, in-state student" means a person who is a resident of Kansas and who is enrolling or enrolled at a Kansas educational institution for at least 12 credit hours each semester or the equivalent thereof. The board of regents shall determine the number of hours for terms other than semesters to constitute the equivalent of 12 credit hours.

(e) "Kansas student" means a full-time, in-state student who has established financial need and who is initially acceptable for entering a Kansas educational institution or who has so entered and is in good standing and making satisfactory progress toward graduation.

(f) "Kansas educational institution" means a state educational institution under the control and supervision of the board of regents, a municipal university; or a not-for-profit independent institution of higher education ~~which that~~ is accredited by ~~the north central association of colleges and secondary schools accrediting agency based on its requirements as of April 1, 1985, or by the higher learning commission of the north central association of colleges and schools based on its requirements as of January 1, 2006~~ an accrediting agency or association recognized by the United States department of education in the database maintained by such department, is operated independently

and not controlled or administered by the state or any agency or subdivision thereof, maintains open enrollment; and the main campus or principal place of operation of which is located in Kansas.

(g) "Open enrollment" means the policy of an institution of higher education ~~which~~ that provides the opportunity of enrollment for any student who meets its academic and other reasonable enrollment requirements, without regard for race, gender, religion, creed or national origin.

(h) "Board of regents" means the state board of regents provided for in the constitution of this state and described in article 32 of chapter 74 of Kansas Statutes Annotated.

(i) "Term" means one of two or more divisions of an academic year of a Kansas educational institution in which substantially all courses begin and end at substantially the same time; and during which instruction is regularly given to students.

(j) "Semester" means one of two principal terms, when there are only two principal terms in the academic year, whether or not there are other shorter terms during the same academic year.

Sec. 6. K.S.A. 2024 Supp. 79-3602 is hereby amended to read as follows: 79-3602. Except as otherwise provided, as used in the Kansas retailers' sales tax act:

(a) "Agent" means a person appointed by a seller to represent the seller before the member states.

(b) "Agreement" means the multistate agreement entitled the streamlined sales and use tax agreement approved by the streamlined sales tax implementing states at Chicago, Illinois on November 12, 2002.

(c) "Alcoholic beverages" means beverages that are suitable for human consumption and contain 0.05% or more of alcohol by volume.

(d) "Certified automated system (CAS)" means software certified under the agreement to calculate the tax imposed by each jurisdiction on a transaction, determine the amount of tax to remit to the appropriate state and maintain a record of the transaction.

(e) "Certified service provider (CSP)" means an agent certified under the agreement to perform all the seller's sales and use tax functions, other than the seller's obligation to remit tax on its own purchases.

(f) "Computer" means an electronic device that accepts information in digital or similar form and manipulates it for a result based on a sequence of instructions.

(g) "Computer software" means a set of coded instructions designed to cause a computer or automatic data processing equipment to perform a task.

(h) "Delivered electronically" means delivered to the purchaser by means other than tangible storage media.

(i) "Delivery charges" means charges by the seller of personal property or services for preparation and delivery to a location designated by the purchaser of personal property or services including, but not limited to, transportation, shipping, postage, handling, crating and packing. "Delivery charges" ~~shall does~~ not include charges for delivery of direct mail if the charges are separately stated on an invoice or similar billing document given to the purchaser.

(j) "Direct mail" means printed material delivered or distributed by United States mail or other delivery services to a mass audience or to addressees on a mailing list provided by the purchaser or at the direction of the purchaser when the cost of the items

are not billed directly to the recipients. "Direct mail" includes tangible personal property supplied directly or indirectly by the purchaser to the direct mail seller for inclusion in the package containing the printed material. "Direct mail" does not include multiple items of printed material delivered to a single address.

(k) "Director" means the state director of taxation.

(l) "Educational institution" means any nonprofit school, college and university that offers education at a level above the 12th grade; and conducts regular classes and courses of study required for accreditation by; or membership in; ~~the higher learning commission an accrediting agency or association recognized by the United States~~ department of education in the database maintained by such department, the state board of education; or that otherwise qualify as an "educational institution," as defined by K.S.A. 74-50,103, and amendments thereto. Such phrase shall include: (1) A group of educational institutions that operates exclusively for an educational purpose; (2) nonprofit endowment associations and foundations organized and operated exclusively to receive, hold, invest and administer moneys and property as a permanent fund for the support and sole benefit of an educational institution; (3) nonprofit trusts, foundations and other entities organized and operated principally to hold and own receipts from intercollegiate sporting events and to disburse such receipts, as well as grants and gifts, in the interest of collegiate and intercollegiate athletic programs for the support and sole benefit of an educational institution; and (4) nonprofit trusts, foundations and other entities organized and operated for the primary purpose of encouraging, fostering and conducting scholarly investigations and industrial and other types of research for the support and sole benefit of an educational institution.

(m) "Electronic" means relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic or similar capabilities.

(n) "Food and food ingredients" means substances, whether in liquid, concentrated, solid, frozen, dried or dehydrated form, that are sold for ingestion or chewing by humans and are consumed for their taste or nutritional value. "Food and food ingredients" includes bottled water, candy, dietary supplements, food sold through vending machines and soft drinks. "Food and food ingredients" does not include alcoholic beverages or tobacco.

(o) "Gross receipts" means the total selling price or the amount received as defined in this act, in money, credits, property or other consideration valued in money from sales at retail within this state; and embraced within the provisions of this act. The taxpayer, may take credit in the report of gross receipts for: (1) An amount equal to the selling price of property returned by the purchaser when the full sale price thereof, including the tax collected, is refunded in cash or by credit; and (2) an amount equal to the allowance given for the trade-in of property.

(p) "Ingredient or component part" means tangible personal property that is necessary or essential to, and that is actually used in and becomes an integral and material part of tangible personal property or services produced, manufactured or compounded for sale by the producer, manufacturer or compounder in its regular course of business. The following items of tangible personal property are hereby declared to be ingredients or component parts, but the listing of such property shall not be deemed to be exclusive nor shall such listing be construed to be a restriction upon, or an indication of, the type or types of property to be included within the definition of "ingredient or component part" as herein set forth:

(1) Containers, labels and shipping cases used in the distribution of property produced, manufactured or compounded for sale that are not to be returned to the producer, manufacturer or compounder for reuse.

(2) Containers, labels, shipping cases, paper bags, drinking straws, paper plates, paper cups, twine and wrapping paper used in the distribution and sale of property taxable under the provisions of this act by wholesalers and retailers and that is not to be returned to such wholesaler or retailer for reuse.

(3) Seeds and seedlings for the production of plants and plant products produced for resale.

(4) Paper and ink used in the publication of newspapers.

(5) Fertilizer used in the production of plants and plant products produced for resale.

(6) Feed for animals, fowl and aquatic plants and animals, the primary purpose of which is use in agriculture or aquaculture, as defined in K.S.A. 47-1901, and amendments thereto, the production of food for human consumption, the production of animal, dairy, poultry or aquatic plant and animal products, fiber, or fur, or the production of offspring for use for any such purpose or purposes.

(q) "Isolated or occasional sale" means the nonrecurring sale of tangible personal property, or services taxable hereunder by a person not engaged at the time of such sale in the business of selling such property or services. Any religious organization that makes a nonrecurring sale of tangible personal property acquired for the purpose of resale shall be deemed to be not engaged at the time of such sale in the business of selling such property. ~~Such term shall include "Isolated or occasional sale" includes:~~ (1) Any sale by a bank, savings and loan institution, credit union or any finance company licensed under the provisions of the Kansas uniform consumer credit code of tangible personal property that has been repossessed by any such entity; and (2) any sale of tangible personal property made by an auctioneer or agent on behalf of not more than two principals or households if such sale is nonrecurring and any such principal or household is not engaged at the time of such sale in the business of selling tangible personal property.

(r) "Lease or rental" means any transfer of possession or control of tangible personal property for a fixed or indeterminate term for consideration. A "lease or rental" may include future options to purchase or extend.

(1) "Lease or rental" does not include: (A) A transfer of possession or control of property under a security agreement or deferred payment plan that requires the transfer of title upon completion of the required payments;

(B) a transfer of possession or control of property under an agreement that requires the transfer of title upon completion of required payments and payment of an option price does not exceed the greater of \$100 or 1% of the total required payments; or

(C) providing tangible personal property along with an operator for a fixed or indeterminate period of time. A condition of this exclusion is that the operator is necessary for the equipment to perform as designed. For the purpose of this subsection, an operator ~~must shall~~ do more than maintain, inspect or set-up the tangible personal property.

(2) "Lease or rental" ~~does include~~ includes agreements covering motor vehicles and trailers where the amount of consideration may be increased or decreased by reference to the amount realized upon sale or disposition of the property as defined in 26 U.S.C. §

7701(h)(1).

(3) This definition shall be used for sales and use tax purposes regardless if a transaction is characterized as a lease or rental under generally accepted accounting principles, the internal revenue code, the uniform commercial code, K.S.A. 84-1-101 et seq., and amendments thereto, or other provisions of federal, state or local law.

(4) This definition will be applied only prospectively from the effective date of this act and will have no retroactive impact on existing leases or rentals.

(s) "Load and leave" means delivery to the purchaser by use of a tangible storage media where the tangible storage media is not physically transferred to the purchaser.

(t) "Member state" means a state that has entered in the agreement, pursuant to provisions of article VIII of the agreement.

(u) "Model 1 seller" means a seller that has selected a CSP as its agent to perform all the seller's sales and use tax functions, other than the seller's obligation to remit tax on its own purchases.

(v) "Model 2 seller" means a seller that has selected a CAS to perform part of its sales and use tax functions, but retains responsibility for remitting the tax.

(w) "Model 3 seller" means a seller that has sales in at least five member states, has total annual sales revenue of at least \$500,000,000, has a proprietary system that calculates the amount of tax due each jurisdiction and has entered into a performance agreement with the member states that establishes a tax performance standard for the seller. As used in this subsection a seller includes an affiliated group of sellers using the same proprietary system.

(x) "Municipal corporation" means any city incorporated under the laws of Kansas.

(y) "Nonprofit blood bank" means any nonprofit place, organization, institution or establishment that is operated wholly or in part for the purpose of obtaining, storing, processing, preparing for transfusing, furnishing, donating or distributing human blood or parts or fractions of single blood units or products derived from single blood units, whether or not any remuneration is paid therefor, or whether such procedures are done for direct therapeutic use or for storage for future use of such products.

(z) "Persons" means any individual, firm, copartnership, joint adventure, association, corporation, estate or trust, receiver or trustee, or any group or combination acting as a unit, and the plural as well as the singular number; ~~and shall specifically mean.~~ "Persons" includes any city or other political subdivision of the state of Kansas engaging in a business or providing a service specifically taxable under the provisions of this act.

(aa) "Political subdivision" means any municipality, agency or subdivision of the state that is, or shall hereafter be, authorized to levy taxes upon tangible property within the state or that certifies a levy to a municipality, agency or subdivision of the state that is, or shall hereafter be, authorized to levy taxes upon tangible property within the state. ~~Such term also shall include~~ "Political subdivision" includes any public building commission, housing, airport, port, metropolitan transit or similar authority established pursuant to law and the horsethief reservoir benefit district established pursuant to K.S.A. 82a-2201, and amendments thereto.

(bb) "Prescription" means an order, formula or recipe issued in any form of oral, written, electronic or other means of transmission by a duly licensed practitioner authorized by the laws of this state.

(cc) "Prewritten computer software" means computer software, including

prewritten upgrades, that is not designed and developed by the author or other creator to the specifications of a specific purchaser. The combining of two or more prewritten computer software programs or prewritten portions thereof does not cause the combination to be other than prewritten computer software. "Prewritten computer software" includes software designed and developed by the author or other creator to the specifications of a specific purchaser when it is sold to a person other than the purchaser. Where a person modifies or enhances computer software of which the person is not the author or creator, the person shall be deemed to be the author or creator only of such person's modifications or enhancements. Prewritten computer software or a prewritten portion thereof that is modified or enhanced to any degree, where such modification or enhancement is designed and developed to the specifications of a specific purchaser, remains prewritten computer software, except that where there is a reasonable, separately stated charge or an invoice or other statement of the price given to the purchaser for such modification or enhancement, such modification or enhancement shall not constitute prewritten computer software.

(dd) "Property which is consumed" means tangible personal property that is essential or necessary to and that is used in the actual process of and consumed, depleted or dissipated within one year in: (1) The production, manufacture, processing, mining, drilling, refining or compounding of tangible personal property; (2) the providing of services; (3) the irrigation of crops, for sale in the regular course of business; or (4) the storage or processing of grain by a public grain warehouse or other grain storage facility; ~~and which that~~ is not reusable for such purpose. The following is a listing of tangible personal property, included by way of illustration but not of limitation, that qualifies as property that is consumed:

(A) Insecticides, herbicides, germicides, pesticides, fungicides, fumigants, antibiotics, biologicals, pharmaceuticals, vitamins and chemicals for use in commercial or agricultural production, processing or storage of fruit, vegetables, feeds, seeds, grains, animals or animal products whether fed, injected, applied, combined with or otherwise used;

(B) electricity, gas and water; and

(C) petroleum products, lubricants, chemicals, solvents, reagents and catalysts.

(ee) "Purchase price" applies to the measure subject to use tax and has the same meaning as sales price.

(ff) "Purchaser" means a person to whom a sale of personal property is made or to whom a service is furnished.

(gg) "Quasi-municipal corporation" means any county, township, school district, drainage district or any other governmental subdivision in the state of Kansas having authority to receive or hold moneys or funds.

(hh) "Registered under this agreement" means registration by a seller with the member states under the central registration system provided in article IV of the agreement.

(ii) "Retailer" means a seller regularly engaged in the business of selling, leasing or renting tangible personal property at retail or furnishing electrical energy, gas, water, services or entertainment; and selling only to the user or consumer and not for resale.

(jj) "Retail sale" or "sale at retail" means any sale, lease or rental for any purpose other than for resale, sublease or subrent.

(kk) "Sale" or "sales" means the exchange of tangible personal property, as well as

the sale thereof for money, and every transaction, conditional or otherwise, for a consideration, constituting a sale, including the sale or furnishing of electrical energy, gas, water, services or entertainment taxable under the terms of this act and including, except as provided in the following provision, the sale of the use of tangible personal property by way of a lease, license to use or the rental thereof regardless of the method by which the title, possession or right to use the tangible personal property is transferred. ~~The term "Sale" or "sales" shall does~~ not mean the sale of the use of any tangible personal property used as a dwelling by way of a lease or rental thereof for a term of more than 28 consecutive days.

(1) (1) "Sales or selling price" applies to the measure subject to sales tax and means the total amount of consideration, including cash, credit, property and services, for which personal property or services are sold, leased or rented, valued in money, whether received in money or otherwise, without any deduction for the following:

(A) The seller's cost of the property sold;

(B) the cost of materials used, labor or service cost, interest, losses, all costs of transportation to the seller, all taxes imposed on the seller and any other expense of the seller;

(C) charges by the seller for any services necessary to complete the sale, other than delivery and installation charges;

(D) (i) prior to July 1, 2023, delivery charges; and
 (ii) on and after July 1, 2023, delivery charges that are not separately stated on the invoice, bill of sale or similar document given to the purchaser; and

(E) installation charges.

(2) "Sales or selling price" includes consideration received by the seller from third parties if:

(A) The seller actually receives consideration from a party other than the purchaser and the consideration is directly related to a price reduction or discount on the sale;

(B) the seller has an obligation to pass the price reduction or discount through to the purchaser;

(C) the amount of the consideration attributable to the sale is fixed and determinable by the seller at the time of the sale of the item to the purchaser; and

(D) one of the following criteria is met:
 (i) The purchaser presents a coupon, certificate or other documentation to the seller to claim a price reduction or discount where the coupon, certificate or documentation is authorized, distributed or granted by a third party with the understanding that the third party will reimburse any seller to whom the coupon, certificate or documentation is presented;

(ii) the purchaser identifies to the seller that the purchaser is a member of a group or organization entitled to a price reduction or discount. A preferred customer card that is available to any patron does not constitute membership in such a group; or

(iii) the price reduction or discount is identified as a third party price reduction or discount on the invoice received by the purchaser or on a coupon, certificate or other documentation presented by the purchaser.

(3) "Sales or selling price" ~~shall does~~ not include:
 (A) Discounts, including cash, term or coupons that are not reimbursed by a third party that are allowed by a seller and taken by a purchaser on a sale;

(B) interest, financing and carrying charges from credit extended on the sale of

personal property or services, if the amount is separately stated on the invoice, bill of sale or similar document given to the purchaser;

(C) any taxes legally imposed directly on the consumer that are separately stated on the invoice, bill of sale or similar document given to the purchaser;

(D) the amount equal to the allowance given for the trade-in of property, if separately stated on the invoice, billing or similar document given to the purchaser;

(E) cash rebates granted by a manufacturer to a purchaser or lessee of a new motor vehicle if paid directly to the retailer as a result of the original sale;

(F) commencing on July 1, 2023, delivery charges that are separately stated on the invoice, bill of sale or similar document given to the purchaser; and

(G) notwithstanding the provisions of paragraph (2), coupons issued by a manufacturer, supplier or distributor of a product that entitle the purchaser to a reduction in sales price and allowed by the seller who is reimbursed by the manufacturer, supplier or distributor. When the seller accepts such coupons, only the amount paid by the purchaser is included in the sales price.

(mm) "Seller" means a person making sales, leases or rentals of personal property or services.

(nn) "Service" means those services described in and taxed under the provisions of K.S.A. 79-3603, and amendments thereto.

(oo) "Sourcing rules" means the rules set forth in K.S.A. 79-3670 through 79-3673, 12-191 and 12-191a, and amendments thereto, that shall apply to identify and determine the state and local taxing jurisdiction sales or use taxes to pay, or collect and remit on a particular retail sale.

(pp) "Tangible personal property" means personal property that can be seen, weighed, measured, felt or touched, or that is in any other manner perceptible to the senses. Tangible personal property includes electricity, water, gas, steam and prewritten computer software.

(qq) "Taxpayer" means any person obligated to account to the director for taxes collected under the terms of this act.

(rr) "Tobacco" means cigarettes, cigars, chewing or pipe tobacco or any other item that contains tobacco.

(ss) "Entity-based exemption" means an exemption based on who purchases the product or who sells the product. An exemption that is available to all individuals shall not be considered an entity-based exemption.

(tt) "Over-the-counter drug" means a drug that contains a label that identifies the product as a drug as required by 21 C.F.R. § 201.66. ~~The~~ "Over-the-counter drug" label includes: (1) A drug facts panel; or (2) a statement of the active ingredients with a list of those ingredients contained in the compound, substance or preparation. ~~"Over-the-counter drugs do drug"~~ does not include grooming and hygiene products such as soaps, cleaning solutions, shampoo, toothpaste, antiperspirants and sun tan lotions and screens.

(uu) "Ancillary services" means services that are associated with or incidental to the provision of telecommunications services, including, but not limited to, detailed telecommunications billing, directory assistance, vertical service and voice mail services.

(vv) "Conference bridging service" means an ancillary service that links two or more participants of an audio or video conference call and may include the provision of a telephone number. Conference bridging service does not include the

telecommunications services used to reach the conference bridge.

(ww) "Detailed telecommunications billing service" means an ancillary service of separately stating information pertaining to individual calls on a customer's billing statement.

(xx) "Directory assistance" means an ancillary service of providing telephone number information or address information, or both.

(yy) "Vertical service" means an ancillary service that is offered in connection with one or more telecommunications services, that offers advanced calling features that allow customers to identify callers and to manage multiple calls and call connections, including conference bridging services.

(zz) "Voice mail service" means an ancillary service that enables the customer to store, send or receive recorded messages. "Voice mail service" does not include any vertical services that the customer may be required to have in order to utilize the voice mail service.

(aaa) "Telecommunications service" means the electronic transmission, conveyance or routing of voice, data, audio, video or any other information or signals to a point, or between or among points. ~~The term~~ "Telecommunications service" includes such transmission, conveyance or routing in which computer processing applications are used to act on the form, code or protocol of the content for purposes of transmissions, conveyance or routing without regard to whether such service is referred to as voice over internet protocol services or is classified by the federal communications commission as enhanced or value added. "Telecommunications service" does not include:

(1) Data processing and information services that allow data to be generated, acquired, stored, processed or retrieved and delivered by an electronic transmission to a purchaser where such purchaser's primary purpose for the underlying transaction is the processed data or information;

(2) installation or maintenance of wiring or equipment on a customer's premises;

(3) tangible personal property;

(4) advertising, including, but not limited to, directory advertising;

(5) billing and collection services provided to third parties;

(6) internet access service;

(7) radio and television audio and video programming services, regardless of the medium, including the furnishing of transmission, conveyance and routing of such services by the programming service provider. Radio and television audio and video programming services shall include, but not be limited to, cable service as defined in 47 U.S.C. § 522(6) and audio and video programming services delivered by commercial mobile radio service providers, as defined in 47 C.F.R. § 20.3;

(8) ancillary services; or

(9) digital products delivered electronically, including, but not limited to, software, music, video, reading materials or ring tones.

(bbb) "800 service" means a telecommunications service that allows a caller to dial a toll-free number without incurring a charge for the call. The service is typically marketed under the name 800, 855, 866, 877 and 888 toll-free calling; and any subsequent numbers designated by the federal communications commission.

(ccc) "900 service" means an inbound toll telecommunications service purchased by a subscriber that allows the subscriber's customers to call in to the subscriber's

prerecorded announcement or live service. "900 service" does not include the charge for collection services provided by the seller of the telecommunications services to the subscriber, or service or product sold by the subscriber to the subscriber's customer. The service is typically marketed under the name 900 service; and any subsequent numbers designated by the federal communications commission.

(ddd) "Value-added non-voice data service" means a service that otherwise meets the definition of telecommunications services in which computer processing applications are used to act on the form, content, code or protocol of the information or data primarily for a purpose other than transmission, conveyance or routing.

(eee) "International" means a telecommunications service that originates or terminates in the United States and terminates or originates outside the United States, respectively. United States includes the District of Columbia or a U.S. territory or possession.

(fff) "Interstate" means a telecommunications service that originates in one United States state, or a United States territory or possession, and terminates in a different United States state or a United States territory or possession.

(ggg) "Intrastate" means a telecommunications service that originates in one United States state or a United States territory or possession, and terminates in the same United States state or a United States territory or possession.

(hhh) "Cereal malt beverage" ~~shall have the same meaning as such term is~~ means the same as defined in K.S.A. 41-2701, and amendments thereto, except that for the purposes of the Kansas retailers' sales tax act and for no other purpose, ~~such term shall include~~. "Cereal malt beverage" includes beer containing not more than 6% alcohol by volume when such beer is sold by a retailer licensed under the Kansas cereal malt beverage act.

(iii) "Nonprofit integrated community care organization" means an entity that is:

(1) Exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986;

(2) certified to participate in the medicare program as a hospice under 42 C.F.R. § 418 et seq. and focused on providing care to the aging and indigent population at home and through inpatient care, adult daycare or assisted living facilities and related facilities and services across multiple counties; and

(3) approved by the Kansas department for aging and disability services as an organization providing services under the program of all-inclusive care for the elderly as defined in 42 U.S.C. § 1396u-4 and regulations implementing such section.

(jjj) (1) "Bottled water" means water that is placed in a safety sealed container or package for human consumption. "Bottled water" is calorie free and does not contain sweeteners or other additives, except that it may contain:

(A) Antimicrobial agents;

(B) fluoride;

(C) carbonation;

(D) vitamins, minerals and electrolytes;

(E) oxygen;

(F) preservatives; or

(G) only those flavors, extracts or essences derived from a spice or fruit.

(2) "Bottled water" includes water that is delivered to the buyer in a reusable container that is not sold with the water.

(III) (1) "Candy" means a preparation of sugar, honey or other natural or artificial sweeteners in combination with chocolate, fruits, nuts or other ingredients or flavorings in the form of bars, drops or pieces.

(2) "Candy" does not include any preparation containing flour and shall require no refrigeration.

(mmm) "Dietary supplement" means the same as defined in K.S.A. 79-3606(jjj), and amendments thereto.

(nnn) "Food sold through vending machines" means food dispensed from a machine or other mechanical device that accepts payment.

(ooo) (1) "Prepared food" means:

(A) Food sold in a heated state or heated by the seller;

(B) two or more food ingredients mixed or combined by the seller for sale as a single item; or

(C) food sold with eating utensils provided by the seller, including, but not limited to, plates, knives, forks, spoons, glasses, cups, napkins or straws. A plate does not include a container or packaging used to transport the food.

(2) "Prepared food" does not include:

(A) Food that is only cut, repackaged or pasteurized by the seller; or

(B) eggs, fish, meat, poultry or foods containing these raw animal foods that require cooking by the consumer as recommended by the food and drug administration in chapter 3, part 401.11 of the food and drug administration food code so as to prevent food borne illnesses.

(ppp) (1) "Soft drinks" means nonalcoholic beverages that contain natural or artificial sweeteners.

(2) "Soft drinks" does not include beverages that contain milk or milk products, soy, rice or similar milk substitutes or beverages that are greater than 50% vegetable or fruit juice by volume.

Sec. 7. K.S.A. 8-1,142, 13-13a46 and 74-32,120 and K.S.A. 2024 Supp. 58-3046a and 79-3602 are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 5, after "thereof" by inserting "; amending K.S.A. 8-1,142, 13-13a46 and 74-32,120 and K.S.A. 2024 Supp. 58-3046a and 79-3602 and repealing the existing sections"; and the bill be passed as amended.

Committee on **Education** recommends **SB 87**, As Amended by Senate Committee of the Whole, be amended on page 2, in line 8, by striking all after "who"; by striking all in lines 9 through 11; in line 12, by striking all before the period and inserting ":

(A) (i) Is on active duty with any branch of the armed forces of the United States;

(ii) sustained a service-connected injury or disability as described in K.S.A. 75-4364, and amendments thereto; or

(iii) died while serving in military service; or

(B) (i) was injured or disabled while performing duties as a public safety officer; or

(ii) died as a result of injury sustained while performing duties as a public safety officer";

Also on page 2, in line 13, after "(e)" by inserting ""Injury" and "disability" mean the same as defined in K.S.A. 75-4364, and amendments thereto.

(f)";

Also on page 2, in line 18, before "Public" by inserting "'Public safety officer" means a law enforcement officer, firefighter or emergency medical service provider as such terms are defined in K.S.A. 75-4364, and amendments thereto.

(i)";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

And the bill be passed as amended.

Committee on **Health and Human Services** recommends **Substitute for SB 29** be amended on page 1, following line 6, by inserting:

"Section 1. K.S.A. 2024 Supp. 65-101 is hereby amended to read as follows: 65-101. (a) The secretary of health and environment shall exercise general supervision of the health of the people of the state and may:

(1) Where authorized by any other statute, require reports from appropriate persons relating to the health of the people of the state, so that a determination of the causes of sickness and death among the people of the state may be made through the use of these reports and other records;

(2) investigate the causes of disease, including especially, epidemics and endemics, the causes of mortality and effects of locality, employments, conditions, food, water supply, habits and other circumstances affecting the health of the people of this state and the causes of sickness and death;

(3) advise other offices and agencies of government concerning location, drainage, water supply, disposal of excreta and heating and ventilation of public buildings;

(4) make sanitary inspection and survey of such places and localities as the secretary deems advisable;

(5) take action to prevent the introduction of infectious or contagious disease into this state and ~~to prevent~~ the spread of infectious or contagious disease within this state. If such action is intended to exclude, isolate, quarantine or otherwise restrict movement of people within the state, then such action shall not be taken without probable cause, supported by oath or affirmation; and

(6) provide public health outreach services to the people of the state, including educational and other activities designed to increase the individual's awareness and appropriate use of public and other preventive health services.

(b) The secretary of health and environment may adopt rules and regulations necessary to carry out the provisions of subsection (a). In addition to other remedies provided by law, the secretary is authorized to apply to the district court, and such court shall have jurisdiction upon a hearing and for cause shown to grant a temporary or permanent injunction to compel compliance with such rules and regulations.

(c) In the event of a state of disaster emergency declared by the governor pursuant to K.S.A. 48-924, and amendments thereto, or a state of local disaster emergency declared pursuant to K.S.A. 48-932, and amendments thereto, the legislature may revoke an order issued by the secretary to take action related to such disaster emergency as provided in this subsection. Such order may be revoked at any time by concurrent resolution of the legislature or, when the legislature is not in session or is adjourned during session for three or more days, such order may be revoked by the legislative coordinating council with the affirmative vote of five members thereof.

(d) Any party aggrieved by an action taken pursuant to K.S.A. 65-101 through 65-129f, and amendments thereto, may file a civil action in the district court of the county

where the order was issued within 30 days after such order is issued. A request for a hearing shall not stay or enjoin an isolation or quarantine order. The court shall conduct a hearing within 72 hours after receipt of a petition in any such action. The court shall grant the request for relief unless the court finds that such order is narrowly tailored to the purpose stated in the order and uses the least restrictive means to achieve such purpose.";

Also, on page 1, following line 29, by inserting:

"Sec. 3. K.S.A. 65-129b is hereby amended to read as follows: 65-129b. (a) Notwithstanding the provisions of K.S.A. 65-119, 65-122, 65-123, 65-126 and 65-128, and amendments thereto, and any rules or regulations adopted thereunder, in investigating actual or potential exposures to an infectious or contagious disease that is potentially life-threatening, the local health officer or the secretary:

(1)-(A) May issue an order requiring an individual who the local health officer or the secretary has reason to believe has been exposed to an infectious or contagious disease to seek appropriate and necessary evaluation and treatment;

(B)(2) when the local health officer or the secretary determines that it is medically necessary and reasonable to prevent or reduce the spread of the disease or outbreak believed to have been caused by the exposure to an infectious or contagious disease, may order an individual or group of individuals to go to and remain in places of isolation or quarantine until the local health officer or the secretary determines that ~~the~~ such individual no longer poses a substantial risk of transmitting the disease or condition to the public;

(C)(3) if a competent individual of 18 years of age or older or an emancipated minor refuses vaccination, medical examination, treatment or testing under this section, may require ~~the an~~ an individual to go to and remain in a place of isolation or quarantine until the local health officer or the secretary determines that ~~the such~~ such individual no longer poses a substantial risk of transmitting the disease or condition to the public; and

(D)(4) if, on behalf of a minor child or ward, a parent or guardian refuses vaccination, medical examination, treatment or testing under this section, may require ~~the a~~ a minor child or ward to go to and remain in a place of isolation or quarantine and ~~must shall~~ allow the parent or guardian to accompany ~~the such~~ such minor child or ward until the local health officer or the secretary determines that ~~the such~~ such minor child or ward no longer poses a substantial risk of transmitting the disease or condition to the public; ~~and~~

(2) ~~may order any sheriff, deputy sheriff or other law enforcement officer of the state or any subdivision to assist in the execution or enforcement of any order issued under this section.~~";

Also on page 1, in line 30, by striking "is" and inserting "and 65-129b and K.S.A. 2024 Supp. 65-101 are";

And by renumbering sections accordingly;

Also on page 1, in the title, in line 4, after "65-119" by inserting "and 65-129b and K.S.A. 2024 Supp. 65-101"; also in line 4, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Judiciary** recommends **Substitute for SB 54** be amended on page 2, in line 39, by striking "of" and inserting "or";

On page 3, by striking all in lines 18 through 43;

On page 4, by striking all in lines 1 through 6;

On page 1, in the title, in line 4, by striking all after "court"; by striking all in lines 5

and 6; in line 7, by striking all before the semicolon; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 156** be amended on page 1, in line 32, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 157**, As Amended by Senate Committee, be amended on page 1, following line 8, by inserting:

"Section 1. K.S.A. 22-2502 is hereby amended to read as follows: 22-2502. (a) A search warrant shall be issued only upon the oral or written statement, including those conveyed or received by electronic communication, of ~~any person a law enforcement officer~~ under oath or affirmation ~~which that~~ states facts sufficient to show probable cause that a crime has been, is being or is about to be committed and which particularly describes a person, place or means of conveyance to be searched and things to be seized. Any statement ~~which that~~ is made orally shall be either taken down by a certified shorthand reporter, sworn to under oath and made part of the application for a search warrant, or recorded before the magistrate from whom the search warrant is requested and sworn to under oath. Any statement orally made shall be reduced to writing as soon thereafter as possible. If the magistrate is satisfied that grounds for the application exist or that there is probable cause to believe that they exist, the magistrate may issue a search warrant for:

(1) The search or seizure of the following:

(A) Anything that can be seized under the fourth amendment of the United States constitution;

(B) anything ~~which that~~ has been used in the commission of a crime, or any contraband or any property ~~which that~~ constitutes or may be considered a part of the evidence, fruits or instrumentalities of a crime under the laws of this state, any other state or of the United States. The term "fruits" as used in this act shall be interpreted to include any property into which the thing or things unlawfully taken or possessed may have been converted;

(C) any person who has been kidnapped in violation of the laws of this state or who has been kidnapped in another jurisdiction and is now concealed within this state;

(D) any human fetus or human corpse;

(E) any biological material, DNA, cellular material, blood, hair or fingerprints;

(F) any person for whom a valid felony arrest warrant has been issued in this state or in another jurisdiction; or

(G) (i) any information concerning the user of an electronic communication service; any information concerning the location of electronic communications systems, including, but not limited to, towers transmitting cellular signals involved in any wire communication; and any other information made through an electronic communications system; or

(ii) the jurisdiction granted in this paragraph shall extend to information held by entities registered to do business in the state of Kansas, submitting to the jurisdiction thereof, and entities primarily located outside the state of Kansas if the jurisdiction in which the entity is primarily located recognizes the authority of the magistrate to issue the search warrant; or

(2) the installation, maintenance and use of a tracking device.

(b) (1) The search warrant under subsection (a)(2) shall authorize the installation

and use of the tracking device to track and collect tracking data relating to a person or property for a specified period of time, not to exceed 30 days from the date of the installation of the device.

(2) The search warrant under subsection (a)(2) may authorize the retrieval of the tracking data recorded by the tracking device during the specified period of time for authorized use of such tracking device within a reasonable time after the expiration of such warrant, for good cause shown.

(3) The magistrate may, for good cause shown, grant one or more extensions of a search warrant under subsection (a)(2) for the use of a tracking device, not to exceed 30 days each.

(c) Before ruling on a request for a search warrant, the magistrate may require the affiant to appear personally and may examine under oath the affiant and any witnesses that the affiant may produce. Such proceeding shall be taken down by a certified shorthand reporter or recording equipment and made part of the application for a search warrant.

(d) For a warrant executed prior to July 1, 2014, affidavits or sworn testimony in support of the probable cause requirement of this section or search warrants for tracking devices shall not be made available for examination without a written order of the court, except that such affidavits or testimony when requested shall be made available to the defendant or the defendant's counsel for such disposition as either may desire.

(e) (1) For a warrant executed on or after July 1, 2014, affidavits or sworn testimony in support of the probable cause requirement of this section or search warrants for tracking devices shall not be open to the public until the warrant has been executed. After the warrant has been executed, such affidavits or sworn testimony shall be made available to:

(A) The defendant or the defendant's counsel, when requested, for such disposition as either may desire; and

(B) any person, when requested, in accordance with the requirements of this subsection.

(2) Any person may request that affidavits or sworn testimony be disclosed by filing such request with the clerk of the court. The clerk of the court shall promptly notify the defendant or the defendant's counsel, the prosecutor and the magistrate that such request was filed. The prosecutor shall promptly notify any victim.

(3) Within five business days after receiving notice of a request for disclosure from the clerk of the court, the defendant or the defendant's counsel and the prosecutor may submit to the magistrate, under seal, either:

(A) Proposed redactions, if any, to the affidavits or sworn testimony and the reasons supporting such proposed redactions; or

(B) a motion to seal the affidavits or sworn testimony and the reasons supporting such proposed seal.

(4) The magistrate shall review the requested affidavits or sworn testimony and any proposed redactions or motion to seal submitted by the defendant, the defendant's counsel or the prosecutor. The magistrate shall make appropriate redactions, or seal the affidavits or sworn testimony, as necessary to prevent public disclosure of information that would:

(A) Jeopardize the physical, mental or emotional safety or well-being of a victim, witness, confidential source or undercover agent, or cause the destruction of evidence;

(B) reveal information obtained from a court-ordered wiretap or from a search warrant for a tracking device that has not expired;

(C) interfere with any prospective law enforcement action, criminal investigation or prosecution;

(D) reveal the identity of any confidential source or undercover agent;

(E) reveal confidential investigative techniques or procedures not known to the general public;

(F) endanger the life or physical safety of any person;

(G) reveal the name, address, telephone number or any other information which specifically and individually identifies the victim of any sexual offense described in article 35 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 55 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 21-6419 through 21-6422, and amendments thereto;

(H) reveal the name of any minor;

(I) reveal any date of birth, personal or business telephone number, driver's license number, nondriver's identification number, social security number, employee identification number, taxpayer identification number, vehicle identification number or financial account information; or

(J) constitute a clearly unwarranted invasion of personal privacy. As used in this subparagraph, "clearly unwarranted invasion of personal privacy" means revealing information that would be highly offensive to a reasonable person and is totally unrelated to the alleged crime that resulted in the issuance of the search warrant, including information totally unrelated to the alleged crime that may pose a risk to a person or property and is not of legitimate concern to the public. The provisions of this subparagraph shall only be used to redact and shall not be used to seal affidavits or sworn testimony.

(5) Within five business days after receiving proposed redactions or a motion to seal from the defendant, the defendant's counsel or the prosecutor, or within 10 business days after receiving notice of a request for disclosure, whichever is earlier, the magistrate shall either:

(A) Order disclosure of the affidavits or sworn testimony with appropriate redactions, if any; or

(B) order the affidavits or sworn testimony sealed and not subject to public disclosure.

(6) (A) If the magistrate orders disclosure of the affidavits or sworn testimony with appropriate redactions, if any, to any person in accordance with the requirements of this subsection, then such affidavits or sworn testimony shall become part of the court record and shall be accessible to the public.

(B) If the magistrate orders the affidavits or sworn testimony sealed and not subject to public disclosure in accordance with the requirements of this subsection, then such affidavits or sworn testimony shall become part of the court record that is not accessible to the public.

(C) Any request for disclosure of affidavits or sworn testimony in accordance with the requirements of this subsection shall become part of the court record and shall be accessible to the public, regardless of whether the magistrate orders disclosure with appropriate redactions, if any, or sealing of the requested affidavit or sworn testimony.

(f) As used in this section:

(1) "Electronic communication" means the use of electronic equipment to send or transfer a copy of an original document;

(2) "electronic communication service" and "electronic communication system" have the meaning as defined in K.S.A. 22-2514, and amendments thereto;

(3) "tracking data" means information gathered or recorded by a tracking device;

(4) "tracking device" means an electronic or mechanical device that permits a person to remotely determine or track the position or movement of a person or object. "Tracking device" includes, but is not limited to, a device that stores geographic data for subsequent access or analysis and a device that allows for the real-time monitoring of movement; and

(5) "victim" shall include any victim of an alleged crime that resulted in the issuance of the search warrant, or, if the victim is deceased, the victim's family, as defined in K.S.A. 74-7335, and amendments thereto.

(g) Nothing in this section shall be construed as requiring a search warrant for cellular location information in an emergency situation pursuant to K.S.A. 22-4615, and amendments thereto.;

Also on page 1, in line 15, after "index" by inserting "within 14 days of issuance of the warrant"; also in line 15, after "and" by inserting ", upon request,"; in line 17, by striking all before the period; in line 31, by striking "has"; also in line 31, by striking "been"; in line 32, by striking all before "is"; in line 35, by striking "claim" and inserting "incarceration";

On page 2, in line 3, by striking "or provided to a compensated surety"; in line 4, by striking "or provided"; also in line 4, after "issuance" by inserting "or provided by the court to the surety upon request pursuant to subsection (a)"; in line 6, by striking the second "or"; in line 8, after "extradition" by inserting "; or

(E) the defendant was not held subject to an immigration detainer when the bond was posted and the surety can prove that the defendant has been deported from the United States prior to judgment of default by providing to the court a written statement, signed by the surety under penalty of perjury, setting forth the facts substantiating the deportation";

Also on page 2, in line 32, by striking "95%" and inserting "a portion"; in line 33, by striking "180" and inserting "the following number of"; in line 34, after "entered" by inserting ", as follows:

(A) 90% if the defendant is returned to custody within 90 days;

(B) 75% if the defendant is returned to custody within 91 to 180 days;

(C) 50% if the defendant is returned to custody within 181 to 270 days";

Also, on page 2, following line 34, by inserting:

"Sec. 3. K.S.A. 2024 Supp. 22-2809b is hereby amended to read as follows: 22-2809b. (a) As used in this section:

(1) "Compensated surety" means any person who or entity that is organized under the laws of the state of Kansas that, as surety, issues appearance bonds for compensation, posts bail for four or more persons in a calendar year, is responsible for any forfeiture and is liable for appearance bonds written by such person's or entity's authorized agents. A "compensated surety" is either an insurance agent surety, a property surety or a bail agent.

(2) "Insurance agent surety" means a compensated surety licensed by the insurance commissioner to issue surety bonds or appearance bonds in this state and who

represents an authorized insurance company. An "insurance agent surety" may have other insurance agent sureties working with or for such surety.

(3) "Property surety" means a compensated surety who secures appearance bonds by property pledged as security. A "property surety" may be a person or entity and may authorize bail agents to act on behalf of the "property surety" in writing appearance bonds.

(4) "Bail agent" means a person authorized by a compensated surety to execute surety bail bonds on such surety's behalf.

(5) "Appearance bond premium" means the fee charged by a compensated surety for posting an appearance bond.

(b) Every compensated surety shall submit an application to the chief judge of the judicial district, or the chief judge's designee, in each judicial district where such surety seeks to act as a surety. A compensated surety shall not act as a surety in such judicial district prior to approval of such application.

(1) The application shall include, but is not limited to, the following information for each insurance agent surety, property surety or bail agent:

(A) A copy of the applicant's Kansas driver's license or nondriver's identification card;

(B) a statement, made under penalty of perjury, that the applicant is a resident of this state and is not prohibited by K.S.A. 22-2809a(c), and amendments thereto, from acting as a surety; and

(C) a certificate of continuing education compliance in accordance with subsection (g).

(2) The application for each insurance agent surety also shall include:

(A) A copy of the qualifying power of attorney certificates issued to such surety by any insurance company;

(B) a current and valid certificate of license from the insurance department; and

(C) a current and valid certificate of authority from the insurance department.

(3) The application for each property surety also shall include:

(A) A list of all bail agents authorized by such property surety to write appearance bonds on such property surety's behalf and all documentation from such bail agents demonstrating compliance with subsection (b)(1); and

(B) an affidavit describing the property by which such property surety proposes to justify its obligations and the encumbrances thereon, and all such surety's other liabilities. The description shall include a valuation of the property described therein. If the valuation is not readily evident, an appraisal of the property may be required and, if required, shall be incorporated into the affidavit.

(4) The chief judge of the judicial district may require, as a qualification for initial or continued authorization in the judicial district, a compensated surety to submit to a state and national criminal history record check. The fingerprints shall be used to identify the individual and to determine whether the individual has a record of criminal history in this state or any other jurisdiction. The chief judge or the chief judge's designee is authorized to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The chief judge or the chief judge's designee may use the information obtained from fingerprinting and the criminal history record check for purposes of verifying the identification of the individual and for making an official determination of the

qualifications for authorization in the judicial district. Disclosure or use of any information received by the chief judge or the chief judge's designee for any purpose other than the purposes provided for in this paragraph shall be a class A nonperson misdemeanor. The Kansas bureau of investigation may charge a reasonable fee for conducting a criminal history record check, and the individual seeking initial or continued authorization under this section shall pay the costs of fingerprinting and the state and national criminal history record check.

(c) A property surety authorized to act as a surety in a judicial district pursuant to subsection (b) shall be allowed outstanding appearance bonds in the state of Kansas not to exceed an aggregate amount that is 15 times the valuation of the property described in subsection (b)(3). Such property surety shall not write any single appearance bond that exceeds 35% of the total valuation of the property described in subsection (b)(3).

(d) (1) A compensated surety shall:

(A) Charge a minimum appearance bond premium of 10% of the face amount of the appearance bond;

(B) only post a bond after the compensated surety has received at least $\frac{1}{2}$ of the required minimum appearance bond premium in one of the following forms:

(i) Currency of the United States paid to the compensated surety prior to the execution of an appearance bond;

(ii) a check delivered to a compensated surety that shall be properly payable when delivered and promptly deposited in the compensated surety's bank account;

(iii) a credit or debit card transaction if the compensated surety obtains authorization from the card issuer for the amount due and an approval number from the card issuer; or

(iv) a bank or wire transfer or other electronic funds transfer including, but not limited to, peer-to-peer transfer, if such transfer occurs prior to the execution of the appearance bond; and

(C) be physically present when the bond is posted and sign the bond at the jail.

(2) A compensated surety shall enter into a premium financing agreement for any unpaid minimum appearance bond premium amount. A compensated surety shall not provide a loan for the portion of the minimum appearance bond premium required by subsection (d)(1)(B). A compensated surety shall not be an owner, in whole or in part, or in any way affiliated with any financial institution making loans for the portion of the minimum appearance bond premium required by subsection (d)(1)(B).

(e) (1) Each judicial district may, by local rule, require additional information from any compensated surety and establish what property is acceptable for bonding purposes under subsection (b)(3).

(2) A judicial district shall not require any compensated surety to apply for authorization in such judicial district more than once per year, but may require additional reporting from any compensated surety in its discretion. If the judicial district does not require an annual application, each compensated surety or bail agent shall provide a certificate of continuing education compliance in accordance with subsection (g) to the judicial district each year.

(3) A judicial district shall not decline authorization for a compensated surety solely on the basis of type of compensated surety.

(f) (1) Nothing in this section shall be construed to require the chief judge of the judicial district, or the chief judge's designee, to authorize any compensated surety to

act as a surety in such judicial district if the judge or designee finds, in such person's discretion, that such authorization is not warranted.

(2) (A) If such authorization is granted, the chief judge of the judicial district, or the chief judge's designee, may terminate or suspend the authorization at any time. Reasons for terminating or suspending such authorization include, but are not limited to:

- (i) Filing false statements with the court;
- (ii) failing to charge the minimum appearance bond premium as required by this section;
- (iii) paying a fee or rebate or giving or promising anything of value to a jailer, law enforcement officer, any person who has the power to arrest or hold a person in custody or any public official or employee in order to secure a settlement, compromise, remission or reduction of the amount of any appearance bond, forfeiture or estreatment, or to secure or delay an appearance bond;
- (iv) paying a fee or rebate or giving or promising anything of value, other than reward payments for information relating to the apprehension of fugitives, to an inmate in exchange for a business referral;
- (v) requiring or accepting anything of value from a principal other than the appearance bond premium, except that the compensated surety may accept collateral security or other indemnity to secure the face amount of the bond;
- (vi) intentionally failing to promptly return collateral security to the principal when the principal is entitled to return of such security;
- (vii) knowingly employing or otherwise compensating for any appearance bond related work, any person who has been convicted of a felony unless such conviction has been expunged, other than reward payments for information relating to the apprehension of fugitives; or
- (viii) failing to pay any forfeiture judgment within 30 days of the filing of the journal entry of judgment.

(B) The judge or the judge's designee may investigate claims of violations described in subparagraph (A). If the chief judge makes a finding that a violation has occurred, the chief judge may suspend or terminate the authorization of the compensated surety.

(C) If the authorization is suspended for 30 days or more, the chief judge shall make a record describing the length of the suspension and the underlying cause and provide such record to the surety. Such surety, upon request, shall be entitled to a hearing within 30 days after the suspension is ordered.

(D) If the authorization is terminated, the chief judge shall make a record describing the underlying cause and provide such record to the surety. Such surety, upon request, shall be entitled to a hearing within 30 days after the termination is ordered.

(3) If an authorized compensated surety does not comply with the continuing education requirements in subsection (g), the chief judge of the judicial district, or the chief judge's designee, may allow a conditional authorization to continue acting as a surety for 90 days. If such compensated surety does not comply with the continuing education requirements in subsection (g) within 90 days, such conditional authorization shall be terminated and such compensated surety shall not act as a surety in such judicial district.

- (g) (1) Every compensated surety shall obtain at least eight hours of continuing

education credits during each 12-month period.

(2) The Kansas bail agents association shall either provide or contract for a minimum of eight hours of continuing education classes to be held at least once annually in each congressional district and may provide additional classes in its discretion. The chief judge in each judicial district may provide a list of topics to be covered during the continuing education classes. A schedule of such classes shall be publicly available. The association shall not charge more than \$300 annually for the eight hours of continuing education classes, and the cost of any class with less than eight hours of continuing education may be prorated accordingly. Any fee charged for attending continuing education classes shall not be increased or decreased based upon a compensated surety's membership or lack of membership in the association.

(3) Upon completion of at least eight hours of continuing education credits during each 12-month period by a compensated surety, the Kansas bail agents association shall issue a certificate of continuing education compliance to such surety. The certificate shall be prepared and delivered to the compensated surety within 30 days of such surety's completion of the continuing education requirements. The certificate shall show in detail the dates and hours of each course attended, along with the signature of the Kansas bail agents association official attesting that all continuing education requirements have been completed.

(4) Any continuing education credits used to comply with conditional authorization pursuant to subsection (f)(3) shall not be applied towards compliance in the current 12-month period or any subsequent 12-month period.";

Also on page 2, in line 35, after "K.S.A." by inserting "22-2502 and"; also in line 35, by striking "is" and inserting "and K.S.A. 2024 Supp. 22-2809b are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after the first semicolon by inserting "relating to search and seizure; requiring the statement of facts sufficient to show probable cause justifying a search warrant to be made by a law enforcement officer;"; in line 3, by striking "if" and inserting "in certain circumstances if a"; in line 5, after the second semicolon by inserting "prohibiting a compensated surety from making a loan for certain portions of the minimum appearance bond premium required;"; in line 6, after "K.S.A." by inserting "22-2502 and"; also in line 6, after "22-2807" by inserting "and K.S.A. 2024 Supp. 22-2809b"; also in line 6, by striking "section" and inserting "sections"; and the bill be passed as amended.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6016**—

By Representatives Rahjes, Anderson, Awerkamp, Barrett, Barth, Bergkamp, Bergquist, Blex, Bloom, Bohi, Borjon, Brantley, Buehler, Butler, W. Carpenter, Chauncey, Collins, Corbet, Delperdang, Droge, Ellis, Esau, Essex, Estes, Fairchild, Francis, Gardner, Goddard, Goetz, Hawkins, Helwig, Hill, Hoffman, Hoheisel, Howell, Howerton, Huebert, James, T. Johnson, Kessler, King, Lewis, Long, Minnix, Moser, Neelly, Penn, Pickert, Pishny, Poetter, Proctor, Reavis, Roeser, Roth, Sanders, Schmoie, Seiwert, Smith, A., Smith, C., Steele, Stiens, Sutton, Sweely, Tarwater, Thompson, Turner, VanHouden, Ward, Waymaster, White, Wilborn, Willcott, Williams, K., Williams, L. and Wolf

A RESOLUTION denouncing the planned satanic worship ritual, the so-called "black mass," on the grounds of the Kansas state capitol, scheduled to take place on March 28, 2025.

WHEREAS, The United States of America is one nation under God, founded upon principles that recognize the importance of faith, morality and the common good; and

WHEREAS, The Kansas House of Representatives acknowledges and respects that the First Amendment to the Constitution of the United States guarantees all citizens the right to assemble and the freedom of speech, even as it expresses its profound disagreement with actions that mock or desecrate sacred beliefs; and

WHEREAS, The planned satanic worship ritual is an explicit act of anti-Catholic bigotry and an affront to all Christians. It blasphemes our shared values of faith, decency and respect that strengthen our communities: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we denounce the planned satanic worship ritual scheduled to take place on the grounds of the people's house, the Kansas state capitol grounds, on March 28, 2025, as a despicable, blasphemous and offensive sacrilege to not only Catholics but all people of goodwill, and it runs contrary to the spiritual heritage of this state and nation; and

Be it further resolved: That we call upon all Kansans to promote unity, mutual respect and the values that uphold our identity as one nation under God; and

Be it further resolved: That we call upon Kansas Governor Laura Kelly to condemn the stated activity and its implicit use of stolen property; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representatives Rahjes, Moser and Pickert.

COMMITTEE ASSIGNMENT CHANGES

Speaker Hawkins announced the appointment of Rep. Hoye to replace Rep. Osman on Committee on Commerce, Labor and Economic Development for March 13, 2025.

Also, the appointment of Rep. Mosley to replace Rep. Simmons on Committee on Welfare Reform for March 13, 2025.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Friday, March 14, 2025.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

