

# Journal of the House

THIRTY-SIXTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Friday, March 2, 2012, 11:00 a.m.

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

The roll was called with 109 members present.

Reps. LeDoux, B. Wolf and K. Wolf were excused on verified illness.

Reps. Seiwert and Spalding were excused on legislative business.

Reps. Aurand, Ballard, Bollier, Brookens, Brunk, Donohoe, Kiegerl, McLeland, Montgomery, Moxley and Proehl were excused on excused absence by the Speaker.

Prayer by guest chaplain, Dr. Dave DePue, State Director, Kansas Capitol Commission, Topeka:

Father God, like your servant Solomon we look out over the millions of Your people that we are charged with governing: We realize the burden is too great for any one of us.

We remember that Solomon asked You for wisdom so that he could discern between right and wrong. Lord, You were impressed that Solomon did not ask for riches for himself, but wisdom to govern.

You gave this wisdom in abundance to Solomon through Your Word. You offer this wisdom to these in this House of Representatives. Here we are, receiving Your Word and acquiring wisdom and discernment on the matters before us today.

Now we can proceed to judge the merits of these policy questions before us: Questions regarding alcoholic beverages, defense, education, employment, finance, property and taxes.

Now Lord, I close by reminding these precious ones here of Your promise to Solomon and to us that if we walk in Your ways, keeping Your statutes and commandments, then You would prolong our days!

I hear and accept this promise in the Name of Your Son, Jesus. Amen.

The Pledge of Allegiance was led by Rep. Mah.

**INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

The following bill was introduced and read by title:

**HB 2769**, AN ACT concerning property taxation; relating to exemptions; certain housing on military installations; amending K.S.A. 2011 Supp. 79-201a and repealing the existing section, by Committee on Taxation.

**REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were referred to committees as indicated:

Appropriations: **HB 2768**.

**CHANGE OF REFERENCE**

Speaker O'Neal announced the withdrawal of **HB 2410** from the Calendar under the heading General Orders and rereferral to Committee on Appropriations.

Also, the withdrawal of **Sub HB 2431** from Committee on Appropriations and rereferral to Committee on Transportation.

Also, the withdrawal of **HB 2508** from Committee on Insurance and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2697**, **HB 2738** from Committee on Appropriations and rereferral to Committee on Aging and Long-term Care.

Also, the withdrawal of **HB 2729** from Committee on Appropriations and rereferral to Committee on Agriculture and Natural Resources.

**INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS**

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6015**—

A RESOLUTION commemorating the 75<sup>th</sup> anniversary of the Wildlife and Sport Fish Restoration Program.

WHEREAS, More than a century ago, hunters, anglers and trappers were among the first conservationists who realized America's natural resources were in peril and could not sustain unregulated harvest and habitat destruction; and

WHEREAS, Hunters, anglers and trappers, with other conservationists and ammunition companies, took it upon themselves to support laws to end the excessive harvest of fish and wildlife; and

WHEREAS, The first law supporting the Wildlife and Sport Fish Restoration Program was created on September 2, 1937, when President Franklin D. Roosevelt signed the Federal Aid in Wildlife Restoration Act, which raises funds through a dedicated excise tax on sporting guns and ammunition. In 1950, the Federal Aid in Sport Fish Restoration Act was enacted and added to the wildlife and sport fish restoration program. Through this law, funds are provided for fish conservation and boating and fishing recreational programs in each state through an excise tax placed on certain fishing and boating equipment and fuels; and

WHEREAS, Since its 1937 inception, the Wildlife and Sport Fish Restoration Program has provided more than \$14 billion to support fish and wildlife restoration and management; and

WHEREAS, For 75 years, the Wildlife and Sport Fish Restoration Program has been

driving the restoration and management of our fish and wildlife resources. It has been justly called the most successful conservation management program in the world. America's hunters, shooters and anglers should be proud that they have held the program on their shoulders for 75 years; and

WHEREAS, The House of Representatives of the state of Kansas recognize that the primary authority to protect and manage fish and resident wildlife within their borders rests in the state fish and wildlife agencies: Now, therefore,

*Be it resolved by the House of Representatives of the State of Kansas:* That the House of Representatives of the state of Kansas recognize America's sportsmen and sportswomen; hunting, shooting, angling and boating industries; state fish and wildlife agencies; and the U.S. Fish and Wildlife Service for their leading role in restoring healthy populations of fish, wildlife and other natural resources, both game and non-game, to the abundance we see today through the Wildlife and Sport Fish Restoration Program in this 75<sup>th</sup> anniversary year of America's greatest conservation story; and

*Be it further resolved:* That an enrolled copy of this resolution be provided to the Kansas Department of Wildlife, Parks and Tourism Operations Office, the U.S. Fish and Wildlife Service, all Kansas Congressional offices and local, regional and national media sources.

## REPORT OF STANDING COMMITTEE

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

**Request No. 60**, by Representatives Winn and Henderson, congratulating Chester C. Owens, Jr. on his outstanding leadership and contributions in advancing the cause of civil rights for all Kansans. Also, for being the first African American in Kansas City, Kansas in the 20<sup>th</sup> century to be elected to city government;

**Request No. 61**, by Representatives Winn and Henderson, congratulating Joe Jennings, J-14 Agricultural Enterprises, on his significant contribution to vocational education as a former AVTS instructor and for his community supported agriculture. He is the "Best Urban Farmer" in Kansas;

**Request No. 62**, by Representative Seiwert, commending St. Patrick Catholic Elementary School for receiving the Governor's Achievement Award for 2010-2011;

**Request No. 63**, by Representatives McCray-Miller and Finney, commending Colonel George M. Boyd, CAP for service with the USAF in WWII, the Korean War and Vietnam and his distinguished service as a Tuskegee Airman;

**Request No. 64**, by Representative Ballard, commending La Merle McCoy for over 65 years of exemplary leadership and public service, volunteering to community organizations and her church, serving as an Evangelist Missionary and Mother of the Church;

**Request No. 65**, by Representative DeGraaf, congratulating David Alexander on outstanding leadership of the Wichita Homeschool Warriors Robotics Team to multiple 1<sup>st</sup> place finishes at both state and national levels;

**Request No. 66**, by Representative Ballard, congratulating Bob and Gladys Sanders on celebrating their 50<sup>th</sup> wedding anniversary;

**Request No. 67**, by Representative Ballard, congratulating Jose' and Irene Minjares on celebrating their 50<sup>th</sup> wedding anniversary;

**Request No. 68**, by Representative Vickrey, congratulating Jason Nelson of Louisburg High School 2012 Teacher of the Year;

**Request No. 69**, by Representative Vickrey, congratulating Darline Carter, CNA/CMA Paola Vintage Park the Boyd W. Hendrickson “Making a Difference” Annual Caregiver Award;

**Request No. 70**, by Representative Vickrey, congratulating Beth Dixon of Rockville Elementary School as 2012 Teacher of the Year;

**Request No. 71**, by Representative Kelly, congratulating Sedan High School Baseball Team on winning the 2011 Class 2-1A State Baseball Championship;

**Request No. 72**, by Representative Kelly, commending Mercy Hospital of Independence and the Religious Sisters of Mercy for 85 years of providing for the medical and spiritual needs of the citizens of Independence and Southeast Kansas;

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

On motion of Rep. Siegfried, the committee report was adopted.

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

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

**HB 2770**, AN ACT relating to the office of the securities commissioner of Kansas; relating to duties and establishing certain special revenue funds and prescribing functions therefor; employees of the securities commissioner; relating to the Kansas uniform securities act; amending K.S.A. 17-12a101, 17-12a102 and 17-12a410 and K.S.A. 2011 Supp. 17-12a601 and 75-6301 and repealing the existing section, by Committee on Appropriations.

## REPORTS OF STANDING COMMITTEES

Committee on **Transportation and Public Safety Budget** recommends **HB 2743**, (Corrected), be passed.

## REPORT ON ENROLLED BILLS

**HB 2273**, **HB 2441**, **HB 2460**, **HB 2525** reported correctly enrolled, properly signed and presented to the Governor on March 2, 2012.

## REPORT ON ENROLLED RESOLUTIONS

**HCR 5033** reported correctly enrolled and properly signed on March 1, 2012.

On motion of Rep. Siegfried, the House adjourned until 11:00 a.m., Monday, March 5, 2012.

CHARLENE SWANSON, *Journal Clerk.*

SUSAN W. KANNARR, *Chief Clerk.*