

# Journal of the House

## FORTY-FOURTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Wednesday, March 14, 2012, 11:00 a.m.

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

The roll was called with 124 members present.

Rep. Kinzer was excused on verified illness.

Reps. Billinger and DeGraaf were excused later in the day on excused absence by the Speaker.

Prayer by guest chaplain, the Rev. Kent Rogers, pastor, Evangel United Methodist Church, Holton, and guest of Rep. LeDoux:

God, it's no longer just about me...but all about you.  
Let me do your will...place me where you want me.  
Put me to serving...let me be your hands and feet.  
Let me work for you...or humbled for you.  
Praised for you...or criticized for you.  
Let me be satisfied...let me be uncomfortable.  
Let me have it all...let me have nothing.  
I offer everything to you.  
Oh God, I find life in you...please live in me.  
Yes! Yes! Yes!  
Let this covenant made today...continue for eternity.  
Amen.

The Pledge of Allegiance was led by Rep. Mesa.

Kansas Trivia Question – There is a truck stop at the intersection of Interstate 35 and U.S. 75 called Beto Junction. What do the letters Beto stand for?

Answer: Burlington, Emporia, Topeka, Ottawa

### INTRODUCTION OF GUESTS

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

Over the years, we have rightfully honored sport teams across the State that have honored us with their success! Today, I bring before you the best of B.E.S.T!!! - The Wichita Warriors Homeschool Robotics Team!!!

Constantly, the Wichita Warriors have outperformed other public, private, and

homeschool teams from across the nation. Nine out of the last eleven years this team took 1<sup>st</sup> place. The Handout before you details their success.

Annually, schools across Kansas bring their bands, cheerleaders, friends, and families to fill the WSU - Wichita State University Koch Arena for a day long competition that involves more than robots fighting robots. BEST is an action packed, brains over brawn, national competition that inspires and motivates students towards careers in engineering, science, and technology. Each year the problem solving challenge is different, students are required to design their robot, devise a stagey, create a prototype, sell their vision to judges, keep documentation on the entire engineering process, raise funds, create sales booth, and having a winning robot... all in six weeks. If you want to learn more, the team has videos, information, and will demonstrate their robot on the 4<sup>th</sup> floor of south wing, this afternoon.

Today I'm asking you to help me recognize and celebrate a very cost effective engineering initiative.

Andy Schlapp is here today on behalf of WSU and the College of Engineering to receive my letter of appreciation to WSU for over a decade of investing in the lives of 1000's of middle and high school students. Through WSU's vision, partnership, and relentless commitment to excellence, Wichita is known as the place to be for aerospace engineering. I also make mention in my letter of the recent death of Dick Holloway, a pioneer and visionary in the BEST Program. We extend our appreciation to his family for his role and legacy, in all the lives he has touched in such a special way.

Also here with us today is David Alexander. David is a WSU graduate, an engineer, and the Chief Network Architect for Spirit Aero Systems. He and his wife, Bev, homeschooled their three children and have served as mentors and in various Leadership roles for the Wichita Warriors Homeschool Robotic team over the last 10 years. Their inspiration has guided the team to first place finishes year after year.

The real heroes and leaders of tomorrow are represented here today by a few of the members of this year's Warriors Robotic team. This certificate commemorates the eleven years of local, regional, and national overwhelming success of the Wichita Warriors Homeschool Robotic Team and is being presented to this year's Team Leader, Brett Harms.

Over and over again Kansas Homeschoolers have shown the nation that the Air Capitol of the World is producing successful, inventive, motivated, organized, and resourceful students who are ready to take on the challenges of our future

Please join me in giving a rousing Kansas welcome and appreciation to WSU, the Alexanders, and the Wichita Homeschool Warriors.

Rep. DeGraaf presented the students a framed House certificate.

## **INTRODUCTION OF GUESTS**

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

The Douglass Girls High School Cross Country Team not only won the class 3A state meet, they set an all-time record for class 3A schools. The winning team total of 21 points beat the old record of 24 points set in 1990. The girls had an outstanding year winning every meet they ran in except one.

With us today are members Sarah Wright, MacKenzie McBeth, Savannah Wright, Suzie Wright, Cassie Hollenback and Kendra Howell. They are accompanied by Superintendent, Rob Reynolds; Athletic Director, Scott Dunham; and Coach, Leland Schaeffer.

Rep. Crum presented a House certificate to Coach Schaeffer.

#### **POINT OF PERSONAL PRIVILEGE**

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

Help me celebrate the birth of Sean Stanley Carlin, born March 13, 2012 at 3:14 pm in Michigan. He was 7 pounds, 11½ ounces and 21.25 inches long. He is our 13<sup>th</sup> grandchild.

#### **INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

The following bill was introduced and read by title:

**HB 2786**, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; plan of death and long-term disability benefits; employer contributions; amending K.S.A. 2011 Supp. 74-4927 and repealing the existing section, by Committee on Appropriations.

#### **REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were referred to committees as indicated:

Appropriations: **HB 2785**.

Transportation: **HB 2784**.

#### **CHANGE OF REFERENCE**

Speaker O'Neal announced the withdrawal of **HCR 5006** from the Calendar under the heading General Orders and rereferral to Committee on Judiciary.

#### **CONSENT CALENDAR**

No objection was made to **SB 263**, **SB 265** appearing on the Consent Calendar for the third day. The bills were advanced to Final Action on Bills and Concurrent Resolutions.

#### **FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS**

**SB 263**, AN ACT concerning credit unions; relating to the credit committee of a credit union; amending K.S.A. 17-2208, 17-2210 and 17-2211 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Arpke, Aurand, Ballard, Bethell, Billinger, Bollier, Boman, Bowers, Brookens, Brown, Bruchman, Brunk, Burgess, Burroughs, Calloway, Carlin, Carlson, Cassidy, Collins, Colloton, Crum, Davis, DeGraaf, Denning, Dillmore, Donohoe, Fawcett, Feuerborn, Finney, Flaharty, Frownfelter, Garber, D. Gatewood, S. Gatewood,

Goico, Gonzalez, Goodman, Gordon, Grange, Grant, Gregory, Grosserode, Hayzlett, Hedke, Henderson, Henry, Hermanson, Hildabrand, Hill, Hineman, Hoffman, C. Holmes, M. Holmes, Howell, Huebert, Johnson, Kelley, Kelly, Kerschen, Kiegerl, Kleeb, Knox, Kuether, Landwehr, Lane, LeDoux, Loganbill, Mah, Mast, McCray-Miller, McLeland, Meier, Meigs, Mesa, Montgomery, Moxley, O'Brien, O'Hara, O'Neal, Osterman, Otto, Patton, Pauls, Peck, Peterson, Phelps, Phillips, Pottorff, Powell, Prescott, Proehl, Rhoades, Roth, Rubin, Ruiz, Ryckman, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Siegfried, Slattery, Sloan, Smith, Spalding, Suellentrop, Swanson, Tietze, Trimmer, Tyson, Vickrey, Victors, Ward, Weber, Wetta, Williams, Winn, B. Wolf, K. Wolf, Wolfe Moore, Worley.

Nays: None.

Present but not voting: None.

Absent or not voting: Kinzer.

The bill passed.

**SB 265**, AN ACT concerning credit unions; relating to the administrator's approval of bylaw amendments; amending K.S.A. 17-2202 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Arpke, Aurand, Ballard, Bethell, Billinger, Bollier, Boman, Bowers, Brookens, Brown, Bruchman, Brunk, Burgess, Burroughs, Calloway, Carlin, Carlson, Cassidy, Collins, Colloton, Crum, Davis, DeGraaf, Denning, Dillmore, Donohoe, Fawcett, Feuerborn, Finney, Flaharty, Frownfelter, Garber, D. Gatewood, S. Gatewood, Goico, Gonzalez, Goodman, Gordon, Grange, Grant, Gregory, Grosserode, Hayzlett, Hedke, Henderson, Henry, Hermanson, Hildabrand, Hill, Hineman, Hoffman, C. Holmes, M. Holmes, Howell, Huebert, Johnson, Kelley, Kelly, Kerschen, Kiegerl, Kleeb, Knox, Kuether, Landwehr, Lane, LeDoux, Loganbill, Mah, Mast, McCray-Miller, McLeland, Meier, Meigs, Mesa, Montgomery, Moxley, O'Brien, O'Hara, O'Neal, Osterman, Otto, Patton, Pauls, Peck, Peterson, Phelps, Phillips, Pottorff, Powell, Prescott, Proehl, Rhoades, Roth, Rubin, Ruiz, Ryckman, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Siegfried, Slattery, Sloan, Smith, Spalding, Suellentrop, Swanson, Tietze, Trimmer, Tyson, Vickrey, Victors, Ward, Weber, Wetta, Williams, Winn, B. Wolf, K. Wolf, Wolfe Moore, Worley.

Nays: None.

Present but not voting: None.

Absent or not voting: Kinzer.

The bill passed.

**H Sub for SB 177**, AN ACT concerning taxation; relating to income and privilege tax rates; income tax deductions and credits and income determination; rural opportunity zones; sales taxation, exemptions; eliminating food sales tax refund; amending K.S.A. 79-32,128 and K.S.A. 2011 Supp. 74-50,222, 79-1107, 79-1108, 79-32,110, 79-32,111, 79-32,117, 79-32,119, 79-32,138, 79-32,143a, 79-32,205, 79-3606, 79-32,211a, and 79-32,266 and repealing the existing sections; also repealing K.S.A. 2011 Supp. 79-3606g and 79-3635. was considered on final action.

On roll call, the vote was: Yeas 68; Nays 56; Present but not voting: 0; Absent or not

voting: 1.

Yeas: Alford, Arpke, Aurand, Billinger, Boman, Bowers, Brown, Bruchman, Brunk, Burgess, Calloway, Carlson, Cassidy, Crum, DeGraaf, Denning, Fawcett, Garber, Goico, Gonzalez, Goodman, Gordon, Gregory, Grosserode, Hayzlett, Hedke, Hermanson, Hildabrand, Hoffman, C. Holmes, Howell, Huebert, Johnson, Kelley, Kelly, Kerschen, Kiegerl, Kleeb, Knox, Landwehr, LeDoux, Mast, McLeland, Meigs, Mesa, Montgomery, O'Brien, O'Neal, Osterman, Patton, Pottorff, Powell, Prescott, Rhoades, Ryckman, Scapa, Schwab, Seiwert, Siegfried, Smith, Spalding, Suellentrop, Tyson, Vickrey, Weber, B. Wolf, K. Wolf, Worley.

Nays: Ballard, Bethell, Bollier, Brookens, Burroughs, Carlin, Collins, Colloton, Davis, Dillmore, Donohoe, Feuerborn, Finney, Flaharty, Frownfelter, D. Gatewood, S. Gatewood, Grange, Grant, Henderson, Henry, Hill, Hineman, M. Holmes, Kuetter, Lane, Loganbill, Mah, McCray-Miller, Meier, Moxley, O'Hara, Otto, Pauls, Peck, Peterson, Phelps, Phillips, Proehl, Roth, Rubin, Ruiz, Schroeder, Schwartz, Shultz, Slattery, Sloan, Swanson, Tietze, Trimmer, Victors, Ward, Wetta, Williams, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Kinzer.

The substitute bill passed, as amended.

#### EXPLANATIONS OF VOTE

MR. SPEAKER: My father gave me two things, a last name and a strong sense of right and wrong. While this bill offers several desirable outcomes, it contains one strong dose of voter bitterness.

It smells when most business persons will pay nothing—no state income tax while their own employees will pay and while their senior citizen neighbors will pay. This favoritism is untenable in a fair and just society.

How can we vote for this and still look our wage-earning constituents in the eye? We should be ashamed. This is a matter of respect for each of our voters.

I vote no on **H Sub for SB 177**—TOM MOXLEY

MR. SPEAKER: I vote yes on **H Sub for SB 177**, only to move tax reform forward and expect the bill to improve in conference committee. The low ending balance in the House bill, as amended on the floor, is currently unacceptable. When the bill comes back from the conference committee it must have a responsible ending balance to provide for adequate liquidity for the State. Sufficient liquidity is necessary for the State to pay its bills on time. Adequate liquidity through a responsible ending balance will be required for me to support in final action. — JIM DENNING, KELLY MEIGS, BOB MONTGOMERY, JOE SEIWERT, RON RYCKMAN, TRENT LEDOUX, STEVE HUEBERT, LESLIE OSTERMAN, AMANDA GROSSERODE, DAVID CRUM, RICK BILLINGER, GREG SMITH

MR. SPEAKER: I vote yes on **H Sub for SB 177** because I believe tax reform is critical to jumpstarting the economy. The evidence indicates that the byproduct of lowering rates is often increased revenue because of economic growth. Oklahoma is rapidly pursuing a tax plan that would drop the Oklahoma income tax rate from 5.25 to 2.5 in the first year. Kansas must act to remain competitive. While aspects of **H Sub for SB 177** currently give me pause, and I will evaluate the final product of the conference

committee, Kansas needs to move forward with responsible tax reform to keep our economy regionally competitive. – PEGGY MAST, JIM FAWCETT, BILL WOLF, BENNY L. BOMAN, TERRILOIS GREGORY, TOM ARPKE, RANDY GARBER, DENNIS HEDKE, JIM HOWELL, KYLE HOFFMAN, PETE DEGRAAF, JOSEPH SCAPA, STEVEN R. BRUNK, TERRY CALLOWAY, WILLIE PRESCOTT, MIKE BURGESS, LANA GORDON.

MR. SPEAKER: Those who support **H Sub for SB 177** are gambling the future of our great state for the purpose of political grandstanding and self promotion. I refuse to participate in this election year showboating. **H Sub for SB 177** is fiscally irresponsible and intellectually dishonest. I chose a conservative and rational position and Mr. Speaker I vote no on **H Sub for SB 177**. – NILE DILLMORE

MR. SPEAKER: We cannot legislate the weather or scenery in Kansas, but we can protect the quality of life, which is what people find desirable about a state. Good schools; good early childhood programs; an affordable college education; good roads; quality services for veterans, seniors and the disabled; and healthy communities are what will bring people to Kansas and encourage them to stay. Mr. Speaker, I vote NO on **H Sub for SB 177**, which creates a permanent budget crisis, by reducing state revenues by billions of dollars, without any guarantee of job creation. – ED TRIMMER, KATHY WOLFE MOORE, ANNIE TIETZE, SYDNEY CARLIN, MIKE SLATTERY, GAIL FINNEY, LOUIS E. RUIZ, PONKA-WE VICTORS

MR. SPEAKER: While I share the supporters of **H Sub for SB 177** ambitions for our state, I refuse to support a scheme to increase taxes on the poorest of working families while condemning us to a budgetary crisis for year to come. I cannot and will not support a policy that will gut our ability to provide for our basic responsibilities, fund our children's education and assist those most in need. I vote no. – MELODY McCRAY MILLER, VALDENIA WINN, BRODERICK HENDERSON

MR. SPEAKER: Fiscal policy is an important tool in regulating and growing our economy. The original bill is a step in the right direction to improve economic conditions and to grow jobs. During our long discussions yesterday, we weakened this bill, and we heard some astonishing arguments. We were told that lowering the income tax is desirable, but eliminating it is unacceptable. We eliminated sales taxes on food to help the poor at a cost of \$370 billion, while all of us could and should pay this tax, and the poor could be reimbursed or compensated more effectively. But, not to worry, we then allowed jurisdictions to opt out, which means in some parts of the state, everyone pays, and in other parts, no one does.

Even though the step towards fiscal sanity is shorter, I vote “aye” on **H Sub for SB 177**. – S. MIKE KIEGERL

MR. SPEAKER: Kansas needs to have a balanced, equitable, efficient and competitive tax system. There are opportunities to make changes consistent with those goals while maintaining commitments, including those to our education system, our workers and retirees, public safety and our social safety net. With our economy in an unmistakable improving trend, I disagree with the formulaic approach to income tax reduction as well as the timing of this tax reform. I vote no on **H Sub for SB 177**.-- DON HILL

MR. SPEAKER: A constituent sent this note: "I'm urging you as a family of five living below the poverty level to PLEASE not cut the earned income credit! We use this income at tax time to pay off bills that we're not able to pay throughout the year. I know we're not alone in doing so. If this credit is cut or removed, you may be forcing many household to choose even more so over which to provide for their families---food, electricity, medical and prescriptions, etc."

**H Sub for SB 177** is a transfer of wealth from the poor to the rich. I vote no on **H Sub for SB 177**. – ANN MAH

MR. SPEAKER: For those like me who believe that the surest way to stimulate the Kansas economy, grow jobs, broaden the tax base and increase revenues is to immediately enact significant reductions in personal income tax rates and eliminate the individual income tax in Kansas completely as soon as possible, the Governor's tax plan, rather than the House alternative, is the answer. **H Sub for SB 177** will not substantially reduce, let alone eliminate, the Kansas income tax in the foreseeable future. The Governor's tax plan will. I vote no on **H Sub SB 177**. – JOHN RUBIN

MR. SPEAKER: My constituents tell me that as the State emerges from recession they would like me to invest in economic development by restoring funding to K-12 and create a rainy day fund. If talk turns to tax relief they mention property tax relief first. This bill heads in the wrong direction. Also, this bill weakens the PEAK incentive that is proven to bring high wage jobs to Salina and Kansas. Throw in the 3% trigger on spending that will cause problems when inflation comes and you have an ideological stew that is unpalatable. I vote with my homies, I vote no on **H Sub for SB 177**. – CHARLES B. ROTH

MR. SPEAKER: I vote yes on **H Sub for SB 177** for tax reform in Kansas to grow the economy and jobs. If this bill goes to conference committee, I am confident we can arrive at equitable solutions to address concerns raised by amendments added by the committee of the whole. – RICHARD CARLSON, MARIO GOICO

MR. SPEAKER: I vote yes on **H Sub for SB 177**. I do so with grave reservations. I am greatly disappointed that the House position all but abandons a pro-growth low income tax policy. I am supporting this bill because of the sales tax provision. There is a lack of other tax relief and this is the only strong provision but is likely to be ripped out later in the process. In reality this bill is not a sprint to zero income tax but rather an apathetic, dawdling saunter. – ANTHONY BROWN, BRETT HILDABRAND

MR. SPEAKER: When this bill comes back from Conference Committee, I may be able to support it. But until we know how KPERS reform turns out, I am not able to support a bill that leaves the State with an uncertain ending balance. Therefore, I vote NO on **H Sub for SB 177** at this time. – MITCH HOLMES

MR. SPEAKER: I vote yes on **H Sub for SB 177** because I believe tax reform is critical to jump starting the economy. The evidence indicates that the byproduct of lowering rates is often increased revenue because of economic growth. Oklahoma is rapidly pursuing a tax plan that would drop the Oklahoma income tax rate from 5.25 to 2.5 in the first year. Kansas must act to remain competitive. While aspects of SB 177 currently give me pause, and I will evaluate the final product of the conference

committee, Kansas needs to move forward with responsible tax reform to keep our economy regionally competitive. — REYNALDO MESA, KAY WOLF, SHERYL SPALDING, RON WORLEY, MARVIN KLEEB

On motion of Rep. Siegfried, the House resolved into the Committee of the Whole, with Rep. Crum in the chair.

#### COMMITTEE OF THE WHOLE

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

Recommended that **SB 298; HB 2749, HB 2757; SB 316** be passed.

**On motion of Rep. Goico, SB 334 be amended** on page 2, following line 3, by inserting:

"Sec. 2. K.S.A. 2011 Supp. 8-243 is hereby amended to read as follows: 8-243.(a) Upon payment of the required fee, the division shall issue to every applicant qualifying under the provisions of this act the driver's license as applied for by the applicant. Such license shall bear the class or classes of motor vehicles which the licensee is entitled to drive, a distinguishing number assigned to the licensee, the full legal name, date of birth, gender, address of principal residence and a brief description of the licensee, a colored digital photograph of the licensee, a facsimile of the signature of the licensee and the statement provided for in subsection (b). No driver's license shall be valid until it has been signed by the licensee. All drivers' licenses issued to persons under the age of 21 years shall be readily distinguishable from licenses issued to persons age 21 years or older. In addition, all drivers' licenses issued to persons under the age of 18 years shall also be readily distinguishable from licenses issued to persons age 18 years or older. The secretary of revenue shall implement a vertical format to make drivers' licenses issued to persons under the age of 21 more readily distinguishable. Except as otherwise provided, no driver's license issued by the division shall be valid until a colored digital photograph of such licensee has been taken and verified before being placed on the driver's license. The secretary of revenue shall prescribe a fee of not more than \$8 and upon the payment of such fee, the division shall cause a colored digital photograph of such applicant to be placed on the driver's license. Upon payment of such fee prescribed by the secretary of revenue, plus payment of the fee required by K.S.A. 8-246, and amendments thereto, for issuance of a new license, the division shall issue to such licensee a new license containing a colored digital photograph of such licensee. A driver's license which does not contain the principal address as required may be issued to persons who are program participants pursuant to K.S.A. 2011 Supp. 75-455, and amendments thereto, upon payment of the fee required by K.S.A. 8-246, and amendments thereto. All Kansas drivers' licenses and identification cards shall have physical security features designed to prevent tampering, counterfeiting or duplication of the document for fraudulent purposes. The secretary of revenue shall incorporate common machine-readable technology into all Kansas drivers' licenses and identification cards.

(b) All Kansas drivers' licenses issued to any person 16 years of age or older shall contain a form which provides a statement for making a gift of all or any part of the body of the licensee in accordance with the revised uniform anatomical gift act, K.S.A. 2011 Supp. 65-3220 through 65-3244, and amendments thereto, except as otherwise provided by this subsection. The statement to be effective shall be signed by the



licensee in the presence of two witnesses who shall sign the statement in the presence of the donor. The gift becomes effective upon the death of the donor. Delivery of the license during the donor's lifetime is not necessary to make a valid gift. Any valid gift statement executed prior to July 1, 1994, shall remain effective until invalidated. The word "Donor" shall be placed on the front of a licensee's driver's license, indicating that the statement for making an anatomical gift under this subsection has been executed by such licensee.

(c) Any person who is deaf or hard of hearing may request that the division issue to such person a driver's license which is readily distinguishable from drivers' licenses issued to other drivers and upon such request the division shall issue such license. Drivers' licenses issued to persons who are deaf or hard of hearing and under the age of 21 years shall be readily distinguishable from drivers' licenses issued to persons who are deaf or hard of hearing and 21 years of age or older. Upon satisfaction of subsection (a), the division shall issue a receipt of application permitting the operation of a vehicle consistent with the requested class, if there are no other restrictions or limitations, pending the division's verification of the information and production of a driver's license.

(d) A driver's license issued to a person required to be registered under K.S.A. 22-4901 et seq., and amendments thereto, shall be assigned a distinguishing number by the division which will readily indicate to law enforcement officers that such person is a registered offender. The division shall develop a numbering system to implement the provisions of this subsection.

(e) (1) Any person who is a veteran may request that the division issue to such person a driver's license which shall include the designation "VETERAN" in an available space on the face of the driver's license. In order to receive a license described in this subsection, the veteran must provide proof of the veteran's military service and honorable discharge including a copy of the veteran's DD214 form.

(2) As used in this subsection, "veteran" means a person who:

(A) Has served in:

(i) the army, navy, air force, coast guard or marine corps of the United States; or

(ii) the Kansas national guard; and

(B) has been honorably discharged from the branch of service in which the person served.

(3) The director of vehicles may adopt any rules and regulations necessary to carry out the provisions of this subsection."

And by renumbering sections accordingly;

Also on page 2, in line 4, after "Supp." by inserting "8-243 and"; also in line 4, by striking "is" and inserting "are";

On page 1, in the title, in line 1, by striking "commercial"; in line 3, after the semicolon by inserting "providing for a veteran designation;"; also in line 3, after "Supp." by inserting "8-243 and"; in line 4, by striking "section"; and inserting "sections"; and **SB 334** be passed as amended.

Committee report recommending a substitute bill to **Sub HB 2431** be adopted and also committee report amending the substitute bill be adopted; also, on motion of Rep. Hayzlett, be amended on page 3, in line 2, after "treasurer" by inserting "or the state treasurer's designee"; also in line 2, by striking "form" and inserting "from"; and the substitute bill be passed as amended.

Committee report to **HB 2755** be adopted; also, on motion of Rep. Schwartz, be amended on page 1, in line 21, after "fairgrounds" by inserting "constructed on or after July 1, 2012"; and the bill be passed as amended.

Committee report to **SB 310** be adopted; also, on motion of Rep. Kerschen, be amended on page 2, in line 7, by striking all after the period; by striking all in lines 8 and 9;

On page 4, in line 13, by striking all after the period; by striking all in lines 14 and 15; and **SB 310** be passed as amended.

### **MOTIONS TO CONCUR AND NONCONCUR**

On motion of Rep. Hayzlett, the House concurred in Senate amendments to **HB 2459**, AN ACT concerning driver's licenses; relating to motorcycles; amending K.S.A. 2011 Supp. 8-240 and repealing the existing section.

On roll call, the vote was: Yeas 116; Nays 0; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alford, Arpke, Aurand, Ballard, Bethell, Boman, Bowers, Brookens, Brown, Bruchman, Brunk, Burgess, Burroughs, Calloway, Carlin, Carlson, Cassidy, Collins, Colloton, Crum, Davis, Denning, Dillmore, Donohoe, Fawcett, Feuerborn, Finney, Flaharty, Frownfelter, Garber, D. Gatewood, Goico, Gonzalez, Goodman, Gordon, Grange, Grant, Gregory, Grosserode, Hayzlett, Hedke, Henderson, Henry, Hildabrand, Hill, Hineman, Hoffman, C. Holmes, M. Holmes, Howell, Huebert, Johnson, Kelley, Kelly, Kerschen, Kiegerl, Kleebl, Knox, Kuether, Lane, LeDoux, Loganbill, Mah, Mast, McCray-Miller, McLeland, Meier, Meigs, Mesa, Montgomery, Moxley, O'Brien, O'Hara, O'Neal, Osterman, Otto, Patton, Pauls, Peck, Peterson, Phelps, Phillips, Pottorff, Powell, Prescott, Proehl, Rhoades, Roth, Rubin, Ruiz, Ryckman, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Siegfried, Sloan, Smith, Spalding, Suellentrop, Tietze, Trimmer, Tyson, Vickrey, Victors, Ward, Weber, Wetta, Williams, Winn, B. Wolf, K. Wolf, Wolfe Moore, Worley.

Nays: None.

Present but not voting: None.

Absent or not voting: Billinger, Bollier, DeGraaf, S. Gatewood, Hermanson, Kinzer, Landwehr, Slattery, Swanson.

### **REPORTS OF STANDING COMMITTEES**

Committee on **Appropriations** recommends **HB 2745** be passed.

Committee on **Appropriations** recommends **HB 2746** be amended on page 1, in line 8, by striking "2013" and inserting "2018"; in line 9, by striking "2014" and inserting "2019"; and the bill be passed as amended.

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

### **INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

The following bill was introduced and read by title:

**HB 2787**, AN ACT concerning enforcement of support orders; relating to income withholding; income withholding act; support enforcement services; amending K.S.A.

39-7,147 and K.S.A. 2011 Supp. 23-3102, 23-3103, 23-3104, 23-3105 and 39-756 and repealing the existing sections, by Committee on Federal and State Affairs.

**COMMITTEE ASSIGNMENT CHANGE**

Speaker O'Neal announced that Rep. Kleeb would replace Rep. Kinzer on the Committee on Redistricting for today.

On motion of Rep. Siegfried, the House recessed until 5:00 p.m.

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LATE AFTERNOON SESSION

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

**REPORTS OF STANDING COMMITTEES**

Committee on **Appropriations** recommends **SB 294** be amended by substituting a new bill to be designated as "HOUSE Substitute for SENATE BILL NO. 294," as follows:

"HOUSE Substitute for SENATE BILL NO. 294

By Committee on Appropriations

"AN ACT making and concerning appropriations for fiscal years ending June 30, 2012, June 30, 2013, June 30, 2014, and June 30, 2015, for state agencies; authorizing and directing payment of certain claims against the state; authorizing certain transfers, capital improvement projects and fees imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; amending K.S.A. 2011 Supp. 2-223, 12-5256, 55-193, 72-8814, 74-50,107, 74-99b34, 75-2319, 76-775, 76-783, 76-7,107, 79-2959, 79-2964, 79-2978, 792979, 79-3425i, 79-34,156, 79-34,171 and 82a-953a and repealing the existing sections."; and the substitute bill be passed.

(**H Sub for SB 294** was thereupon introduced and read by title.)

**REPORT ON ENGROSSED BILLS**

**HB 2729** reported correctly engrossed, March 14, 2012.

On motion of Rep. Siegfried, the House adjourned until 11:00 a.m., Thursday, March 15, 2012.

CHARLENE SWANSON, *Journal Clerk.*

SUSAN W. KANNARR, *Chief Clerk.*

