

Journal of the House

FIFTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 26, 2012, 2:00 p.m.

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

The roll was called with 122 members present.

Reps. Hayzlett and LeDoux were excused on verified illness.

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

Rep. Calloway was excused later in the day on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Our Heavenly Father,
A week and a half ago,
I stood beside the tomb of Mother Theresa
and read the following quote,
“God has not called me to be successful.
He has called me to be faithful.”
I immediately thought of these leaders.
It is so easy for them to get caught up
in being successful in terms of
getting a bill passed or rejected,
in unifying their party,
in getting votes from the other side,
among many other things.
But the reality is that
You have called them to be faithful.
And, because being faithful
to their own principles and convictions,
or to the desires of their constituents,
or to their party is often in conflict,
it is important they realize
they are to be faithful to
You and to Your teachings,
principles and guidelines.
If they do this, their success will then be
determined by You and for eternity.
This is my prayer for them,
in the name of Your Son, Jesus Christ, Amen.

The Pledge of Allegiance was led by Rep. Kelly.

Kansas Trivia Question – Why is the main street in Lawrence, which was packed with exuberant Jayhawk fans last night after the team won its elite eight game against North Carolina 80-67, called Massachusetts Street?

Answer: Free-state advocates from Massachusetts were among the earliest settlers.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills appearing on the Calendar as “To Be Referred” were referred to committees as indicated:

Appropriations: **Sub SB 433.**
 Energy and Utilities: **SB 271.**
 Federal and State Affairs: **SB 356, SB 400.**
 Taxation: **SB 267, SB 371.**
 Transportation: **SB 415.**

CHANGE OF REFERENCE

Speaker O'Neal announced the withdrawal of **SB 46; H Sub for SB 104** from Committee on Appropriations and rereferral to Committee on Corrections and Juvenile Justice.

VETO MESSAGE FROM THE GOVERNOR

The following message with the Governor's objection to **HB 2624**, AN ACT concerning counties; relating to oil and gas valuation depletion; distribution of trust fund moneys; administrative fee; amending K.S.A. 2011 Supp. 19-101a and 79-4231 and repealing the existing sections, was received and read.

Message to the House of Representatives of the State of Kansas:

While the policy expressed in **HB 2624** has merit, it needs to be considered in the context of a comprehensive pro-growth tax and budget package. Therefore, pursuant to Article 2, Section 14(a) of the Constitution of the State of Kansas, I hereby veto **HB 2624**.

SAM BROWNBACK
 Governor

Dated: March 23, 2012

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Siegfroid, the House acceded to the request of the Senate for a conference on **H Sub for SB 28**.

Speaker O'Neal thereupon appointed Reps. Aurand, Huebert and Ward as conferees on the part of the House.

On motion of Rep. Siegfroid, the House acceded to the request of the Senate for a conference on **SB 155**.

Speaker O'Neal thereupon appointed Reps. Aurand, Huebert and Ward as conferees on the part of the House.

On motion of Rep. Siegfroid, the House acceded to the request of the Senate for a conference on **H Sub for SB 160**.

Speaker O'Neal thereupon appointed Reps. Kinzer, Patton and Pauls as conferees on the part of the House.

On motion of Rep. Siegfroid, the House acceded to the request of the Senate for a conference on **H Sub for SB 177**.

Speaker O'Neal thereupon appointed Reps. Carlson, Kleeb and Dillmore as conferees on the part of the House.

On motion of Rep. Siegfroid, the House acceded to the request of the Senate for a conference on **SB 250**.

Speaker O'Neal thereupon appointed Reps. Shultz, Hermanson and Grant as conferees on the part of the House.

On motion of Rep. Siegfroid, the House acceded to the request of the Senate for a conference on **SB 257**.

Speaker O'Neal thereupon appointed Reps. Aurand, Huebert and Ward as conferees on the part of the House.

On motion of Rep. Siegfroid, the House acceded to the request of the Senate for a conference on **H Sub for SB 259**.

Speaker O'Neal thereupon appointed Reps. M. Holmes, Grange and Ruiz as conferees on the part of the House.

On motion of Rep. Siegfroid, the House acceded to the request of the Senate for a conference on **SB 262**.

Speaker O'Neal thereupon appointed Reps. Kinzer, Patton and Pauls as conferees on the part of the House.

On motion of Rep. Siegfroid, the House acceded to the request of the Senate for a conference on **SB 273**.

Speaker O'Neal thereupon appointed Reps. Shultz, Hermanson and Grant as conferees on the part of the House.

On motion of Rep. Siegfroid, the House acceded to the request of the Senate for a conference on **H Sub for SB 287**.

Speaker O'Neal thereupon appointed Reps. Knox, Proehl and Grant as conferees on the part of the House.

On motion of Rep. Siegfroid, the House acceded to the request of the Senate for a conference on **SB 304**.

Speaker O'Neal thereupon appointed Reps. Kinzer, Patton and Pauls as conferees on the part of the House.

On motion of Rep. Siegfroid, the House acceded to the request of the Senate for a conference on **H Sub for SB 315**.

Speaker O'Neal thereupon appointed Reps. Knox, Proehl and Grant as conferees on the part of the House.

On motion of Rep. Siegfried, the House acceded to the request of the Senate for a conference on **SB 366**.

Speaker O'Neal thereupon appointed Reps. Kinzer, Patton and Pauls as conferees on the part of the House.

On motion of Rep. Siegfried, the House acceded to the request of the Senate for a conference on **SB 367**.

Speaker O'Neal thereupon appointed Reps. Kinzer, Patton and Pauls as conferees on the part of the House.

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

COMMITTEE OF THE WHOLE

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

Recommended that **Sub SB 397** be passed.

On motion of Rep. Grange, **HB 2745** be amended on page 2, in line 28, after "purposes." by inserting "Such policy shall also provide that in determining which students to admit as exceptions to the minimum admissions standards prescribed by this section, the state educational institution shall give preference to persons who are in military service.";

On page 3, in line 2, after "paragraph." by inserting "In determining which students to admit as exceptions to the minimum admissions standards prescribed by this paragraph, the state educational institution shall give preference to persons who are in military service."; in line 38, after "paragraph." by inserting "In determining which students to admit as exceptions to the minimum admissions standards prescribed by this paragraph, the state educational institution shall give preference to persons who are in military service.";

On page 4, following line 36, by inserting:

"(h) "Military service" means: (A) Any active service in any armed service of the United States; or (B) membership in the Kansas army or air national guard."; and **HB 2745** be passed as amended.

Committee report to **HB 2767** be adopted; also, on motion of Rep. Aurand be amended on page 5, in line 11, after "low-income" by inserting "or special educational";

On page 7, following line 14, by inserting:

"(h) (1) No scholarship granting organization shall provide an eligible student with an educational scholarship established by funding from any contributions made by any relative of such eligible student.

(2) No scholarship granting organization shall accept a contribution from any source with the express or implied condition that such contribution be directed toward an educational scholarship for a particular eligible student.";

Also, on motion of Rep. Kiegerl to amend **HB 2767**, Rep. Otto requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, roll call was demanded on motion of Rep. Ward to amend **HB 2767** on page 1, by striking all in lines 6 through 36;

By striking all on pages 2 through 8;

On page 9, by striking all in lines 1 through 15 and inserting:

"Section 1. K.S.A. 2011 Supp. 72-6410 is hereby amended to read as follows: 72-6410. (a) "State financial aid" means an amount equal to the product obtained by multiplying base state aid per pupil by the adjusted enrollment of a district.

(b) (1) "Base state aid per pupil" means an amount of state financial aid per pupil. Subject to the other provisions of this subsection, the amount of base state aid per pupil is ~~\$4,433 in school year 2008-2009 and;~~

(A) \$4,492 in school year 2009-2010, years 2011-2012 and 2014-2015 and each school year thereafter;

(B) \$3,854 in school year 2012-2013; and

(C) \$3,928 in school year 2013-2014.

(2) The provisions of subparagraph (1)(B) shall have no force and effect unless the aggregate amount of appropriations for supplemental general state aid for school year 2011-2012, is equal to 92.5% of the amount of supplemental general state aid school districts are entitled to receive for such school year as determined by K.S.A. 72-6434, and amendments thereto. The provisions of subparagraph (1)(C) shall have no force and effect unless the aggregate amount of appropriations for supplemental general state aid for school year 2012-2013, is equal to 100% of the amount of supplemental general state aid school districts are entitled to receive for such school year as determined by K.S.A. 72-6434, and amendments thereto. In the event either subparagraph (1)(B) or (1)(C) does not take effect in its corresponding school year, then the base state aid per pupil for such school year shall be \$3,780.

(3) The amount of base state aid per pupil is subject to reduction commensurate with any reduction under K.S.A. 75-6704, and amendments thereto, in the amount of the appropriation from the state general fund for general state aid. If the amount of appropriations for general state aid is insufficient to pay in full the amount each district is entitled to receive for any school year, the amount of base state aid per pupil for such school year is subject to reduction commensurate with the amount of the insufficiency.

(c) "Local effort" means the sum of an amount equal to the proceeds from the tax levied under authority of K.S.A. 72-6431, and amendments thereto, and an amount equal to any unexpended and unencumbered balance remaining in the general fund of the district, except amounts received by the district and authorized to be expended for the purposes specified in K.S.A. 72-6430, and amendments thereto, and an amount equal to any unexpended and unencumbered balances remaining in the program weighted funds of the district, except any amount in the vocational education fund of the district if the district is operating an area vocational school, and an amount equal to any remaining proceeds from taxes levied under authority of K.S.A. 72-7056 and 72-7072, and amendments thereto, prior to the repeal of such statutory sections, and an amount equal to the amount deposited in the general fund in the current school year from amounts received in such year by the district under the provisions of subsection (a) of K.S.A. 72-1046a, and amendments thereto, and an amount equal to the amount deposited in the general fund in the current school year from amounts received in such year by the district pursuant to contracts made and entered into under authority of K.S.A. 72-6757, and amendments thereto, and an amount equal to the amount credited to the general fund in the current school year from amounts distributed in such year to the district under the provisions of articles 17 and 34 of chapter 12 of Kansas Statutes

Annotated, and amendments thereto, and under the provisions of articles 42 and 51 of chapter 79 of Kansas Statutes Annotated, and amendments thereto, and an amount equal to the amount of payments received by the district under the provisions of K.S.A. 72-979, and amendments thereto, and an amount equal to the amount of a grant, if any, received by the district under the provisions of K.S.A. 72-983, and amendments thereto, and an amount equal to 70% of the federal impact aid of the district.

(d) "Federal impact aid" means an amount equal to the federally qualified percentage of the amount of moneys a district receives in the current school year under the provisions of title I of public law 874 and congressional appropriations therefor, excluding amounts received for assistance in cases of major disaster and amounts received under the low-rent housing program. The amount of federal impact aid defined herein as an amount equal to the federally qualified percentage of the amount of moneys provided for the district under title I of public law 874 shall be determined by the state board in accordance with terms and conditions imposed under the provisions of the public law and rules and regulations thereunder.

Sec. 2. K.S.A. 2011 Supp. 72-6433 is hereby amended to read as follows: 72-6433.

(a) As used in this section:

(1) (A) "State prescribed percentage" means ~~31% of state financial aid of the district in the current school year;~~

(i) For school year 2012-2013, 32% of state financial aid of the district in such school year; and

(ii) for school year 2013-2014 and each school year thereafter, 33% of state financial aid of the district in such school year.

(B) The provisions of subparagraph (1)(A)(i) shall have no force and effect unless the aggregate amount of appropriations for supplemental general state aid for school year 2011-2012, is equal to 92.5% of the amount of supplemental general state aid school districts are entitled to receive for such school year as determined by K.S.A. 72-6434, and amendments thereto. The provisions of subparagraph (1)(A)(ii) shall have no force and effect unless the aggregate amount of appropriations for supplemental general state aid for school year 2012-2013, is equal to 100% of the amount of supplemental general state aid school districts are entitled to receive for such school year as determined by K.S.A. 72-6434, and amendments thereto.

(2) "Authorized to adopt a local option budget" means that a district has adopted a resolution under this section, has published the same, and either the resolution was not protested or it was protested and an election was held by which the adoption of a local option budget was approved.

(b) In each school year, the board of any district may adopt a local option budget which does not exceed the state prescribed percentage.

(c) Subject to the limitation of subsection (b), in each school year, the board of any district may adopt, by resolution, a local option budget in an amount not to exceed:

(1) (A) The amount which the board was authorized to adopt in accordance with the provisions of this section in effect prior to its amendment by this act; plus

(B) the amount which the board was authorized to adopt pursuant to any resolution currently in effect; plus

(C) the amount which the board was authorized to adopt pursuant to K.S.A. 72-6444, and amendments thereto, if applicable to the district; or

(2) the state-wide average for the preceding school year as determined by the state

board pursuant to subsection (j).

Except as provided by subsection (e), the adoption of a resolution pursuant to this subsection shall require a majority vote of the members of the board. Such resolution shall be effective upon adoption and shall require no other procedure, authorization or approval.

(d) If the board of a district desires to increase its local option budget authority above the amount authorized under subsection (c) or if the board was not authorized to adopt a local option budget in 2006-2007, the board may adopt, by resolution, such budget in an amount not to exceed the state prescribed percentage. The adoption of a resolution pursuant to this subsection shall require a majority vote of the members of the board. The resolution shall be published at least once in a newspaper having general circulation in the district. The resolution shall be published in substantial compliance with the following form:

Unified School District No. _____ , _____ County, Kansas.

RESOLUTION

Be It Resolved that:

The board of education of the above-named school district shall be authorized to adopt a local option budget in each school year in an amount not to exceed ____% of the amount of state financial aid. The local option budget authorized by this resolution may be adopted, unless a petition in opposition to the same, signed by not less than 5% of the qualified electors of the school district, is filed with the county election officer of the home county of the school district within 30 days after publication of this resolution. If a petition is filed, the county election officer shall submit the question of whether adoption of the local option budget shall be authorized to the electors of the school district at an election called for the purpose or at the next general election, as is specified by the board of education of the school district.

CERTIFICATE

This is to certify that the above resolution was duly adopted by the board of education of unified School District No. _____, County, Kansas, on the _____ day of _____, _____.

Clerk of the board of education.

All of the blanks in the resolution shall be filled as is appropriate. If a sufficient petition is not filed, the board may adopt a local option budget. If a sufficient petition is filed, the board may notify the county election officer of the date of an election to be held to submit the question of whether adoption of a local option budget shall be authorized. Any such election shall be noticed, called and held in the manner provided by K.S.A. 10-120, and amendments thereto. If the board fails to notify the county election officer within 30 days after a sufficient petition is filed, the resolution shall be deemed abandoned and no like resolution shall be adopted by the board within the nine months following publication of the resolution.

(e) Any resolution authorizing the adoption of a local option budget in excess of 30% of the state financial aid of the district in the current school year shall not become effective unless such resolution has been submitted to and approved by a majority of the qualified electors of the school district voting at an election called and held thereon. The election shall be called and held in the manner provided by K.S.A. 10-120, and

amendments thereto.

(f) Unless specifically stated otherwise in the resolution, the authority to adopt a local option budget shall be continuous and permanent. The board of any district which is authorized to adopt a local option budget may choose not to adopt such a budget or may adopt a budget in an amount less than the amount authorized. If the board of any district whose authority to adopt a local option budget is not continuous and permanent refrains from adopting a local option budget, the authority of such district to adopt a local option budget shall not be extended by such refrainment beyond the period specified in the resolution authorizing adoption of such budget.

(g) The board of any district may initiate procedures to renew or increase the authority to adopt a local option budget at any time during a school year after the tax levied pursuant to K.S.A. 72-6435, and amendments thereto, is certified to the county clerk under any existing authorization.

(h) The board of any district that is authorized to adopt a local option budget prior to the effective date of this act under a resolution which authorized the adoption of such budget in accordance with the provisions of this section in effect prior to its amendment by this act may continue to operate under such resolution for the period of time specified in the resolution or may abandon the resolution and operate under the provisions of this section as amended by this act. Any such district shall operate under the provisions of this section as amended by this act after the period of time specified in the resolution has expired.

(i) Any resolution adopted pursuant to this section may revoke or repeal any resolution previously adopted by the board. If the resolution does not revoke or repeal previously adopted resolutions, all resolutions which are in effect shall expire on the same date. The maximum amount of the local option budget of a school district under all resolutions in effect shall not exceed the state prescribed percentage in any school year.

(j) (1) There is hereby established in every district that adopts a local option budget a fund which shall be called the supplemental general fund. The fund shall consist of all amounts deposited therein or credited thereto according to law.

(2) Subject to the limitation imposed under paragraph (3) and subsection (e) of K.S.A. 72-6434, and amendments thereto, amounts in the supplemental general fund may be expended for any purpose for which expenditures from the general fund are authorized or may be transferred to any program weighted fund or categorical fund of the district. Amounts in the supplemental general fund attributable to any percentage over 25% of state financial aid determined for the current school year may be transferred to the capital improvements fund of the district and the capital outlay fund of the district if such transfers are specified in the resolution authorizing the adoption of a local option budget in excess of 25%.

(3) Amounts in the supplemental general fund may not be expended for the purpose of making payments under any lease-purchase agreement involving the acquisition of land or buildings which is entered into pursuant to the provisions of K.S.A. 72-8225, and amendments thereto.

(4) (A) Except as provided in ~~paragraph subparagraph~~ (B), any unexpended budget remaining in the supplemental general fund of a district at the conclusion of any school year in which a local option budget is adopted shall be maintained in such fund.

(B) If the district received supplemental general state aid in the school year, the

state board shall determine the ratio of the amount of supplemental general state aid received to the amount of the local option budget of the district for the school year and multiply the total amount of the unexpended budget remaining by such ratio. An amount equal to the amount of the product shall be transferred to the general fund of the district or remitted to the state treasurer. Upon receipt of any such remittance, the state treasurer shall deposit the same in the state treasury to the credit of the state school district finance fund.

(k) Each year the state board of education shall determine the statewide average percentage of local option budgets legally adopted by school districts for the preceding school year.

(l) The provisions of this section shall be subject to the provisions of K.S.A. 2011 Supp. 72-6433d, and amendments thereto.

Sec. 3. K.S.A. 2011 Supp. 72-6410 and 72-6433 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the statute book.":

On page 1, in the title, in line 1, by striking all after "concerning"; by striking all in lines 2 and 3 and inserting "school districts; relating to the amount of base state aid per pupil; relating to the local option budget; amending K.S.A. 2011 Supp. 72-6410 and 72-6433 and repealing the existing sections.";

On roll call, the vote was: Yeas 50; Nays 70; Present but not voting: 0; Absent or not voting: 5.

Yeas: Ballard, Bethell, Bollier, Brookens, Burroughs, Carlin, Colloton, Davis, Dillmore, Feuerborn, Finney, Flaharty, Frownfelter, D. Gatewood, S. Gatewood, Grant, Henderson, Henry, Hill, Hineman, Kelly, Kleeb, Kuether, Lane, Loganbill, Mah, McCray-Miller, Meier, Moxley, Otto, Pauls, Phelps, Pottorff, Proehl, Roth, Ruiz, Slattery, Sloan, Spalding, Swanson, Tietze, Trimmer, Victors, Ward, Wetta, Williams, Winn, K. Wolf, Wolfe Moore, Worley.

Nays: Alford, Arpke, Aurand, Billinger, Boman, Bowers, Brown, Brunk, Burgess, Calloway, Carlson, Cassidy, Collins, Crum, DeGraaf, Denning, Donohoe, Fawcett, Garber, Goico, Gonzalez, Goodman, Gordon, Grange, Gregory, Grosserode, Hedke, Hermanson, Hildabrand, Hoffman, C. Holmes, M. Holmes, Howell, Huebert, Johnson, Kelley, Kerschen, Kiegerl, Kinzer, Knox, Mast, McLeland, Meigs, Mesa, Montgomery, O'Brien, O'Hara, O'Neal, Osterman, Patton, Peck, Phillips, Powell, Prescott, Rhoades, Rubin, Ryckman, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Siegfried, Smith, Suellentrop, Tyson, Vickrey, Weber, B. Wolf.

Present but not voting: None.

Absent or not voting: Bruchman, Hayzlett, Landwehr, LeDoux, Peterson.

The motion of Rep Ward did not prevail.

Also, on motion of Rep. Mast, **HB 2767** be amended on page 2, in line 25, after "organization" by inserting "owned and operated by a United States citizen or by an organization headquartered in the United States";

Also, on motion of Rep. Otto to rerefer **HB 2767** to Committee on Taxation, the motion did not prevail.

Also, roll call was demanded on motion to recommend **HB 2767** favorably for passage.

On roll call, the vote was: Yeas 55; Nays 66; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alford, Arpke, Aurand, Boman, Bowers, Brown, Brunk, Carlson, Collins, Crum, DeGraaf, Donohoe, Garber, Goico, Goodman, Gordon, Gregory, Grosserode, Hedke, Hildabrand, Hoffman, C. Holmes, M. Holmes, Howell, Huebert, Kelley, Kiegerl, Kinzer, Kleeb, Knox, Landwehr, Mast, McLeland, Mesa, Montgomery, O'Brien, O'Hara, O'Neal, Patton, Peck, Powell, Prescott, Rhoades, Rubin, Ryckman, Scapa, Schwartz, Shultz, Siegfried, Smith, Suellentrop, Tyson, Vickrey, Weber, B. Wolf.

Nays: Ballard, Bethell, Billinger, Bollier, Brookens, Bruchman, Burgess, Burroughs, Carlin, Cassidy, Colloton, Davis, Denning, Dillmore, Fawcett, Feuerborn, Finney, Flaharty, Frownfelter, D. Gatewood, S. Gatewood, Gonzalez, Grange, Grant, Henderson, Henry, Hermanson, Hill, Hineman, Johnson, Kelly, Kerschen, Kuether, Lane, Loganbill, Mah, McCray-Miller, Meier, Meigs, Moxley, Osterman, Otto, Pauls, Phelps, Phillips, Pottorff, Proehl, Roth, Ruiz, Schroeder, Schwab, Seiwert, Slattery, Sloan, Spalding, Swanson, Tietze, Trimmer, Victors, Ward, Wetta, Williams, Winn, K. Wolf, Wolfe Moore, Worley.

Present but not voting: None.

Absent or not voting: Calloway, Hayzlett, LeDoux, Peterson.

The motion to recommend **HB 2767** favorably for passage did not prevail.

On motion of Rep. O'Hara to amend **HB 2561**, the motion did not prevail. Also, on motion of Rep. Scapa to amend, the motion did not prevail. Also, on further motion of Rep. Scapa to amend, the motion did not prevail; and the bill be passed.

MOTIONS TO CONCUR AND NONCONCUR

Speaker O'Neal announced that, in accordance with House Rule 2107, the Senate amendments to **S Sub for HB 2200** do materially change its subject and therefor is not subject to Motions to Concur and Nonconcur.

S Sub for HB 2200 was thereupon introduced and read by title.

Speaker O'Neal thereupon referred the bill to Committee on Education Budget.

Speaker O'Neal announced that, in accordance with House Rule 2107, the Senate amendments to **S Sub for HB 2241** do materially change its subject and therefor is not subject to Motions to Concur and Nonconcur.

S Sub for HB 2241 was thereupon introduced and read by title.

Speaker O'Neal thereupon referred the bill to Committee on Appropriations.

On motion of Rep. Aurand, the House nonconcurrred in Senate amendments to **S Sub for Sub HB 2004** and asked for a conference.

Speaker O'Neal thereupon appointed Reps. Aurand, Huebert and Ward as conferees on the part of the House.

On motion of Rep. Burgess, the House nonconcurrred in Senate amendments to **S Sub for HB 2157** and asked for a conference.

Speaker O'Neal thereupon appointed Reps. Carlson, Kleeb and Dillmore as conferees on the part of the House.

On motion of Rep. Kinzer, the House nonconcurrred in Senate amendments to **S Sub for HB 2313** and asked for a conference.

Speaker O'Neal thereupon appointed Reps. Kinzer, Patton and Pauls as conferees on

the part of the House.

On motion of Rep. Colloton, the House nonconcurrred in Senate amendments to **S Sub for Sub HB 2318** and asked for a conference.

Speaker O'Neal thereupon appointed Reps. Colloton, Kinzer and McCray-Miller as conferees on the part of the House.

On motion of Rep. Gordon, the House nonconcurrred in Senate amendments to **HB 2435** and asked for a conference.

Speaker O'Neal thereupon appointed Reps. Gordon, Aurand and Winn as conferees on the part of the House.

On motion of Rep. Colloton, the House nonconcurrred in Senate amendments to **HB 2568** and asked for a conference.

Speaker O'Neal thereupon appointed Reps. Colloton, Kinzer and McCray-Miller as conferees on the part of the House.

On motion of Rep. Burgess, the House nonconcurrred in Senate amendments to **S Sub for HB 2597** and asked for a conference.

Speaker O'Neal thereupon appointed Reps. Powell, Kerschen and Williams as conferees on the part of the House.

On motion of Rep. Burgess, the House nonconcurrred in Senate amendments to **HB 2684** and asked for a conference.

Speaker O'Neal thereupon appointed Reps. Colloton, Kinzer and Pauls as conferees on the part of the House.

MESSAGE FROM THE GOVERNOR

Sub HB 2055; HB 2465, HB 2469, HB 2472, HB 2473, HB 2509, HB 2588, HB 2612, HB 2737 approved on March 26, 2012.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. HR 6022—

By Representatives Crum, Alford, Arpke, Aurand, Ballard, Bethell, Billinger, Bollier, Boman, Bowers, Brookens, Brown, Bruchman, Brunk, Burgess, Burroughs, Calloway, Carlin, Carlson, Cassidy, Collins, Colloton, 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, Kinzer, 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, K. Wolf, B. Wolf, Wolfe Moore and Worley

A RESOLUTION designating March 27, 2012 as American Diabetes Association Alert Day.

WHEREAS, The state of Kansas recognizes that healthy citizens are essential for strong communities to thrive; and

WHEREAS, Diabetes is a devastating disease that affects nearly 26 million Americans, including 8.6% of Kansas adults. More than 179,000 Kansans have been diagnosed with diabetes and over 90% of those Kansans have type 2 diabetes, which can be prevented or delayed. If current trends continue, one out of every three American adults will have diabetes by 2050; and

WHEREAS, The prevalence of diabetes is significantly higher among Kansas adults 18 years and older who are obese (16.1%) as compared to those who are not obese (5.4%). Obesity is one of the most well-established and modifiable risk factors for diabetes; and

WHEREAS, Approximately 79 million, or one in three American adults, have pre-diabetes, which means their blood sugar is higher than normal, but not high enough to be classified as diabetes. Without intervention, those with pre-diabetes are at a much higher risk for developing type 2 diabetes. The American Diabetes Association estimates that the total cost of diagnosed diabetes in the United States is over \$174 billion. Studies suggest that when additional costs for gestational diabetes, pre-diabetes and undiagnosed diabetes are included, the total diabetes-related costs in the United States could exceed \$218 billion; and

WHEREAS, Early detection and disease management can help prevent complications of diabetes, including cardiovascular disease, blindness, nervous system damage and kidney failure; and

WHEREAS, The 24th annual American Association Diabetes Alert Day is Tuesday, March 27th, 2012, a one-day "wake-up" call asking the American public to "join the million challenge" by encouraging Americans to take the diabetes risk test to find out if they are at risk for developing type 2 diabetes and if they are at high risk, to speak with their health care provider; and

WHEREAS, The American Diabetes Association has encouraged community organizations to use March 27th as a way to educate individuals to recognize their risk for type 2 diabetes, manage their risk and take action to create a future free of the disease; and

WHEREAS, The partnership between the American Diabetes Association, Kansas Diabetes Action Council and Kansas Department of Health and Environment Diabetes Prevention and Control Program provides statewide leadership to prevent and control diabetes and reduce its impact on Kansans: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize March 27, 2012 as American Diabetes Association Alert Day in the state of Kansas; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Crum.

REPORT ON ENGROSSED BILLS

HB 2741, HB 2764 reported correctly engrossed March 26, 2012.

REPORT ON ENROLLED BILLS

Sub HB 2055; Sub HB 2166; Sub HB 2207; HB 2335, HB 2412, HB 2420, HB 2429, HB 2465, HB 2468, HB 2469; Sub HB 2470; HB 2472, HB 2473, HB 2491, HB 2496, HB 2507, HB 2509, HB 2546, HB 2588, HB 2599, HB 2600, HB 2612, HB 2618, HB 2666, HB 2669, HB 2672, HB 2675, HB 2677, HB 2683, HB 2737 reported correctly enrolled, properly signed and presented to the Governor March 23, 2012.

On motion of Rep. Siegfroid, the House adjourned until 11:00 a.m., Tuesday, March 27, 2012.

CHARLENE SWANSON, *Journal Clerk*.

SUSAN W. KANNARR, *Chief Clerk*.

