

Journal of the House

THIRTIETH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, February 26, 2013, 1:00 p.m.

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

The roll was called with 119 members present.

Reps. Ruiz and Siegfried were excused on verified illness.

Reps. Bridges, Henderson, Kinzer and Peterson were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Yahweh, God,
We come to You today seeking Your guidance
and leadership for our leaders.
It has been said that leadership is influence –
it is not so much about a position as it is about influence.
Help each of these leaders to examine themselves to be sure
they are more concerned about influencing the right decisions,
rather than about protecting their position.
It has also been said that leaders seek wise counsel.
Proverbs 15:22 warns us,
“refuse good advice and watch your plans fail;
take good counsel and watch your plans succeed.”
Being a leader does not mean we have all the answers.
To make the right decisions, we must choose to
seek advice and help from others with more experience.
More importantly, however, we must seek Your advice and help.
So, today, encourage our leaders to first seek You and Your righteousness.
and then, share with them Your knowledge and wisdom.
In Your Son’s Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Swanson.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2379, AN ACT concerning gold and silver bullion coins; recognizing as legal tender; income tax, modifications; sales taxation, exemptions; amending K.S.A. 2012

Supp. 79-32,117 and 79-3606 and repealing the existing sections, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and resolution were referred to committees as indicated:

Agriculture and Natural Resources: **SB 56**.

Federal and State Affairs: **SB 111**.

Judiciary: **SCR 1608**.

Taxation: **HB 2378**.

CHANGE OF REFERENCE

Speaker Merrick announced the withdrawal of **HB 2336** from Committee on Appropriations and rereferral to Committee on Judiciary.

CONSENT CALENDAR

No objection was made to **HB 2339** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2176**, **HB 2259** appearing on the Consent Calendar for the second day.

No objection was made to **HB 2169** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2169, AN ACT concerning criminal procedure; relating to final disposition of pending charge proceedings; amending K.S.A. 22-4301, 22-4303 and 22-4304 and repealing the existing sections, was considered on final action.

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

Yeas: Alcala, Alford, Ballard, Barker, Becker, Bideau, Boldra, Bollier, Bradford, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carlson, Carpenter, Cassidy, Christmann, Claeys, Clayton, Concannon, Corbet, Crum, Davis, DeGraaf, Dierks, Dillmore, Doll, Dove, Edmonds, Edwards, Esau, Ewy, Finch, Finney, Frownfelter, Gandhi, Garber, Goico, Gonzalez, Grant, Grosserode, Hawkins, Hedke, Henry, Hermanson, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Howell, Huebert, Hutton, Jennings, Johnson, Jones, Kahrs, Kelley, Kelly, Kleeb, Kuether, Lane, Lunn, Lusk, Macheers, Mast, McPherson, Meier, Meigs, Menghini, Merrick, Montgomery, Moxley, O'Brien, Osterman, Pauls, Peck, Perry, Petty, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rothlisberg, Rubin, Ryckman Jr., Ryckman Sr., Sawyer, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Sloan, Sloop, Suellentrop, Sutton, Swanson, Thimesch, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Whipple, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Bridges, Henderson, Kinzer, Peterson, Ruiz, Siegfried.

The bill passed.

Sub HB 2051, AN ACT concerning water; relating to streams, dams and obstructions; relating to water rights; relating to water flex accounts; amending K.S.A. 82a-307 and K.S.A. 2012 Supp. 82a-301, 82a-302, 82a-303b, 82a-326, 82a-736 and 82a-1901 and repealing the existing sections; also repealing K.S.A. 24-105, 24-107, 82a-312, 82a-313 and 82a-314 and K.S.A. 2012 Supp. 24-106, 74-509, 82a-307a, 82a-326a and 82a-735, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 2; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Alford, Ballard, Barker, Becker, Bideau, Boldra, Bollier, Bradford, Bruchman, Brunk, Couture-Lovelady, Campbell, Carlin, Carlson, Carpenter, Cassidy, Christmann, Claeys, Clayton, Concannon, Corbet, Crum, Davis, DeGraaf, Dierks, Dillmore, Doll, Dove, Edmonds, Edwards, Esau, Ewy, Finch, Finney, Gandhi, Garber, Goico, Gonzalez, Grant, Grosserode, Hawkins, Hedke, Henry, Hermanson, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Howell, Huebert, Hutton, Jennings, Johnson, Jones, Kahrs, Kelley, Kelly, Kleeb, Kuether, Lane, Lunn, Lusk, Macheers, Mast, McPherson, Meier, Meigs, Menghini, Merrick, Montgomery, Moxley, O'Brien, Osterman, Pauls, Peck, Perry, Petty, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rothlisberg, Rubin, Ryckman Jr., Ryckman Sr., Sawyer, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Sloan, Sloop, Suellentrop, Sutton, Swanson, Thimesch, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Whipple, Wilson, Winn, Wolfe Moore.

Nays: Burroughs, Frownfelter.

Present but not voting: None.

Absent or not voting: Bridges, Henderson, Kinzer, Peterson, Ruiz, Siegfried.

The substitute bill passed.

HB 2077, AN ACT concerning licensing bodies; relating to licensure and military service members; amending K.S.A. 2012 Supp. 48-3406 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Alford, Ballard, Barker, Becker, Bideau, Boldra, Bollier, Bradford, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carlson, Carpenter, Cassidy, Christmann, Claeys, Clayton, Concannon, Corbet, Crum, Davis, DeGraaf, Dierks, Dillmore, Doll, Dove, Edmonds, Edwards, Esau, Ewy, Finch, Finney, Frownfelter, Gandhi, Garber, Goico, Gonzalez, Grant, Grosserode, Hawkins, Hedke, Henry, Hermanson, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Howell, Huebert, Hutton, Jennings, Johnson, Jones, Kahrs, Kelley, Kelly, Kleeb, Kuether, Lane, Lunn, Lusk, Macheers, Mast, McPherson, Meier, Meigs, Menghini, Merrick, Montgomery, Moxley, O'Brien, Osterman, Pauls, Peck, Perry, Petty, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rothlisberg, Rubin, Ryckman Jr., Ryckman Sr., Sawyer, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Sloan, Sloop, Suellentrop, Sutton, Swanson, Thimesch, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Whipple, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Bridges, Henderson, Kinzer, Peterson, Ruiz, Siegfried.

The bill passed, as amended.

HB 2078, AN ACT concerning certain licensing boards; relating to licensure and military service members; amending K.S.A. 2012 Supp. 65-1116 and 65-6129 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Alford, Ballard, Barker, Becker, Bideau, Boldra, Bollier, Bradford, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carlson, Carpenter, Cassidy, Christmann, Claeys, Clayton, Concannon, Corbet, Crum, Davis, DeGraaf, Dierks, Dillmore, Doll, Dove, Edmonds, Edwards, Esau, Ewy, Finch, Finney, Frownfelter, Gandhi, Garber, Goico, Gonzalez, Grant, Grosserode, Hawkins, Hedke, Henry, Hermanson, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Howell, Huebert, Hutton, Jennings, Johnson, Jones, Kahrs, Kelley, Kelly, Kleeb, Kuether, Lane, Lunn, Lusk, Macheers, Mast, McPherson, Meier, Meigs, Menghini, Merrick, Montgomery, Moxley, O'Brien, Osterman, Pauls, Peck, Perry, Petty, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rothlisberg, Rubin, Ryckman Jr., Ryckman Sr., Sawyer, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Sloan, Sloop, Suellentrop, Sutton, Swanson, Thimesch, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Whipple, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Bridges, Henderson, Kinzer, Peterson, Ruiz, Siegfried.

The bill passed, as amended.

HB 2138, AN ACT repealing K.S.A. 55-103, 55-104, 55-105, 55-106, 55-107, 55-108, 55-109, 55-301, 55-302, 55-303, 55-304, 55-305, 55-306, 55-307, 55-308, 55-309 and 55-310; concerning oil and gas, was considered on final action.

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

Yeas: Alcalá, Alford, Ballard, Barker, Becker, Bideau, Boldra, Bollier, Bradford, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carlson, Carpenter, Cassidy, Christmann, Claeys, Clayton, Concannon, Corbet, Crum, Davis, DeGraaf, Dierks, Dillmore, Doll, Dove, Edmonds, Edwards, Esau, Ewy, Finch, Finney, Frownfelter, Gandhi, Garber, Goico, Gonzalez, Grant, Grosserode, Hawkins, Hedke, Henry, Hermanson, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Howell, Huebert, Hutton, Jennings, Johnson, Jones, Kahrs, Kelley, Kelly, Kleeb, Kuether, Lane, Lunn, Lusk, Macheers, Mast, McPherson, Meier, Meigs, Menghini, Merrick, Montgomery, Moxley, O'Brien, Osterman, Pauls, Peck, Perry, Petty, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rothlisberg, Rubin, Ryckman Jr., Ryckman Sr., Sawyer, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Sloan, Sloop, Suellentrop, Sutton, Swanson, Thimesch, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Whipple, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Bridges, Henderson, Kinzer, Peterson, Ruiz, Siegfried.

The bill passed, as amended.

HB 2167, AN ACT designating native American legislative day at the capitol; amending K.S.A. 35-205 and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Alford, Ballard, Barker, Becker, Bideau, Boldra, Bollier, Bradford, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carlson, Carpenter, Cassidy, Christmann, Claeys, Clayton, Concannon, Corbet, Crum, Davis, DeGraaf, Dierks, Dillmore, Doll, Dove, Edmonds, Edwards, Esau, Ewy, Finch, Finney, Frownfelter, Gandhi, Garber, Goico, Gonzalez, Grant, Grosserode, Hawkins, Hedke, Henry, Hermanson, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Howell, Huebert, Hutton, Jennings, Johnson, Jones, Kahrs, Kelley, Kelly, Kleeb, Kuether, Lane, Lunn, Lusk, Macheers, Mast, McPherson, Meier, Meigs, Menghini, Merrick, Montgomery, Moxley, O'Brien, Osterman, Pauls, Peck, Perry, Petty, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rothlisberg, Rubin, Ryckman Jr., Ryckman Sr., Sawyer, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Sloan, Sloop, Suellentrop, Sutton, Swanson, Thimesch, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Whipple, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Bridges, Henderson, Kinzer, Peterson, Ruiz, Siegfried.

The bill passed.

HB 2177, AN ACT relating to motor carriers; concerning safety rules and regulations; certificates of convenience and necessity; transportation of certain materials; amending K.S.A. 66-1,129b and K.S.A. 2012 Supp. 8-2,127, 66-1,114b and 66-1,129 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Alford, Ballard, Barker, Becker, Bideau, Boldra, Bollier, Bradford, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carlson, Carpenter, Cassidy, Christmann, Claeys, Clayton, Concannon, Corbet, Crum, Davis, DeGraaf, Dierks, Dillmore, Doll, Dove, Edmonds, Edwards, Esau, Ewy, Finch, Finney, Frownfelter, Gandhi, Garber, Goico, Gonzalez, Grant, Grosserode, Hawkins, Hedke, Henry, Hermanson, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Howell, Huebert, Hutton, Jennings, Johnson, Jones, Kahrs, Kelley, Kelly, Kleeb, Kuether, Lane, Lunn, Lusk, Macheers, Mast, McPherson, Meier, Meigs, Menghini, Merrick, Montgomery, Moxley, O'Brien, Osterman, Pauls, Peck, Perry, Petty, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rothlisberg, Rubin, Ryckman Jr., Ryckman Sr., Sawyer, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Sloan, Sloop, Suellentrop, Sutton, Swanson, Thimesch, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Whipple, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Bridges, Henderson, Kinzer, Peterson, Ruiz, Siegfried.

The bill passed, as amended.

Sub HB 2207, AN ACT concerning public health; relating to confined feeding facilities; registration; amending K.S.A. 2012 Supp. 65-171d and repealing the existing section, was considered on final action.

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

Yeas: Alcalá, Alford, Ballard, Barker, Becker, Bideau, Boldra, Bollier, Bradford, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carlson, Carpenter, Cassidy, Christmann, Claeys, Clayton, Concannon, Corbet, Crum, Davis, DeGraaf, Dierks, Dillmore, Doll, Dove, Edmonds, Edwards, Esau, Ewy, Finch, Finney, Frownfelter, Gandhi, Garber, Goico, Gonzalez, Grant, Grosserode, Hawkins, Hedke, Henry, Hermanson, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Howell, Huebert, Hutton, Jennings, Johnson, Jones, Kahrs, Kelley, Kelly, Kleeb, Kuether, Lane, Lunn, Lusk, Macheers, Mast, McPherson, Meier, Meigs, Menghini, Merrick, Montgomery, Moxley, O'Brien, Osterman, Pauls, Peck, Perry, Petty, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rothlisberg, Rubin, Ryckman Jr., Ryckman Sr., Sawyer, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Sloan, Sloop, Suellentrop, Sutton, Swanson, Thimesch, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Whipple, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Bridges, Henderson, Kinzer, Peterson, Ruiz, Siegfried.

The substitute bill passed.

On motion of Rep. Vickrey, the House resolved into the Committee of the Whole, with Rep. Phillips in the chair.

COMMITTEE OF THE WHOLE

On motion of Rep. Phillips, Committee of the Whole report, as follows, was adopted: Recommended that **HB 2181**, **HB 2151**, **HB 2118** be passed.

Committee report to **HB 2050** be adopted; and the bill be passed as amended.

Committee report to **HB 2049** be adopted; and the bill be passed as amended.

Committee report to **HB 2209** be adopted; and the bill be passed as amended.

Committee report to **HB 2153** be adopted; also, on motion of Rep. Hill, be amended on page 2, in line 7, by striking "(1)(A)"; and the bill be passed as amended.

Committee report to **HB 2075** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HCR 5013** be adopted.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2024** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2024," as follows:

"Substitute for HOUSE BILL NO. 2024

By Committee on Commerce, Labor and Economic Development "AN ACT enacting the Kansas roofing contractor registration act."; and the substitute bill be passed.

(**Sub HB 2024** was thereupon introduced and read by title.)

Committee on **Commerce, Labor and Economic Development** recommends **HB 2105** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2105," as follows:

"Substitute for HOUSE BILL NO. 2105

By Committee on Commerce, Labor and Economic Development

"AN ACT concerning the employment security law; amending K.S.A. 44-702 and K.S.A. 2012 Supp. 44-703, 44-704, 44-705, 44-706, 44-709, 44-710, 44-710a, 44-719, 74-5602 and 75-5702 and repealing the existing section; also repealing K.S.A. 2012 Supp. 44-704c."; and the substitute bill be passed.

(**Sub HB 2105** was thereupon introduced and read by title.)

Committee on **Commerce, Labor and Economic Development** recommends **HB 2179** be amended on page 1, in line 31, before "There" by inserting "Whenever the secretary determines under K.S.A. 44-322a, and amendments thereto, that an employee has a valid claim for unpaid wages and determines that the amount of the claim is less than \$10,000, the secretary, upon the written request of the employee, may take an assignment of the claim in trust for such employee and shall take action appropriate to enforce or defend such claim. Whenever the secretary determines under K.S.A. 44-322a, and amendments thereto, that an employee has a valid claim for unpaid wages and determines that the amount of the claim is equal to or greater than \$10,000, the secretary, upon the written request of the employee, may take an assignment of the claim in trust for such employee and if the assignment is taken, shall take action appropriate to enforce or defend such claim. With the written consent of the assignor, the secretary may settle or adjust any claim assigned pursuant to this subsection. Whenever the secretary takes an assignment of a claim in trust for an employee under this section, the secretary shall charge and collect a fee therefor which fee shall be fixed by rules and regulations adopted by the secretary. The fee fixed by rules and regulations shall be in an amount of not more than \$25 per claim assigned under this section.

(c) If the secretary prevails on behalf of the employee, the court shall award a judgment to the agency in an amount equal to the cost of reasonable attorney fees for such action.

(d) "; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2043** be amended on page 1, in line 27, by striking all after "(A)"; by striking all in line 28; in line 29, after "thereto" by inserting ", when great bodily harm to another person or disfigurement of another person results from such act"; in line 31, by striking all following "(B)"; by striking all in line 32; in line 33, by striking all before "committing"; in line 34, following "thereto" by inserting ", when bodily harm to another person results from such act under circumstances whereby great bodily harm, disfigurement or death can result from such act"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2093** be amended on page 1, following line 6, by inserting:

"New Section 1. (a) The conduct prohibited by K.S.A. 2012 Supp. 21-6107, and amendments thereto, constitutes an unconscionable at or practice in violation of K.S.A. 50-627, and amendments thereto, and any person who engages in such conduct shall be subject to the remedies and penalties provided by the Kansas consumer protection act.

(b) For the purposes of the remedies and penalties provided by the Kansas consumer protection act:

(1) The person committing the conduct prohibited by K.S.A. 2012 Supp. 21-6107, and amendments thereto, shall be deemed the supplier, and the person who is the victim of such conduct shall be deemed the consumer; and

(2) proof of a consumer transaction shall not be required.

(c) This section shall be part of and supplemental to the Kansas consumer protection act.";

And by renumbering remaining sections accordingly;

On page 1, in the title, in line 1, by striking "crimes, criminal procedure and punishment" and inserting "unlawful acts"; in line 2, after "theft" by inserting "and identity fraud"; also in line 2, by striking "relating to"; also in line 2, after the second semicolon by inserting "consumer protection;"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2120** be amended on page 1, in line 14, by striking "act" and inserting "section";

On page 2, in line 26, by striking "act" and inserting "section";

On page 3, in line 6, by striking "or"; in line 7, by striking "adjudicated as a juvenile offender"; by striking all in lines 34 through 35;

And by redesignating subsections accordingly;

On page 4, in line 43, by striking "act" and inserting "section";

On page 5, in line 6, by striking "act" and inserting "section"; in line 14, by striking "act" and inserting "section"; in line 25, by striking "act" and inserting "section"; in line 42, by striking all after "(m)"; by striking all in line 43;

On page 6, by striking all in lines 1 and 2; in line 3, by striking all before the period and inserting "A sample, or any evidence based upon or derived from such sample, collected by a law enforcement agency or a juvenile justice agency in substantial compliance with the provisions of this section, shall not be excluded as evidence in any criminal proceeding on the basis that such sample was not validly obtained"; by striking all in lines 9 and 10;

And by redesignating paragraphs accordingly; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2252** be amended on page 1, in line 7, after "rape," by inserting "aggravated criminal sodomy,"; in line 16, by striking "the limitation of time provided by the law pertaining to such offense" and inserting "10 years"; in line 20, by striking "ten" and inserting "10"; and the bill be passed as amended.

Committee on **Elections** recommends **HB 2296** be passed.

Committee on **Elections** recommends **HB 2129** be amended on page 1, in line 11, by striking "January" and inserting "February"; and the bill be passed as amended.

Committee on **Elections** recommends **HB 2210** be amended on page 1, in line 18, by striking "can not" and inserting "cannot"; by striking all in lines 25 through 32 and inserting the following:

"Sec. 2. K.S.A. 25-3301 is hereby amended to read as follows: 25-3301. (a) Each registered voter of this state who has declared a party affiliation as provided in this section or in K.S.A. 25-3304, and amendments thereto, shall be entitled to vote at every partisan primary election.

(b) The county election officer shall prepare for each voting place at each partisan primary election a party affiliation list, duly certified by such officer, which clearly indicates the party affiliation of each registered voter in the voting area who has declared a party affiliation. The registration book prepared for a voting place pursuant

to K.S.A. 25-2318, and amendments thereto, may be used as such list, but no registration book prepared for use at a voting place in an election other than a partisan primary election or an election held at the same time as a partisan primary election shall indicate in any manner the party affiliation of any voter. Such list shall be delivered by the supervising judge to the voting place before the opening of the polls.

(c) The party affiliation list provided for by subsection (b) shall be used to determine the party affiliation of a voter offering to vote at a partisan primary election and of a voter applying for an advance voting ballot pursuant to K.S.A. 25-1122, and amendments thereto. If a voter's party affiliation is not indicated on the party affiliation list, such voter shall state the voter's party affiliation in writing on a form prescribed by the secretary of state. A judge at the precinct polling place, or the county election officer or such officer's designee, shall give such voter a primary ballot of the voter's party affiliation, and such person thereupon shall be entitled to vote. Such a statement of party affiliation shall constitute a declaration of party affiliation, and all such signed statements shall be returned to the county election officer, who shall cause them to be recorded on the party affiliation list.

~~(d) No voter shall be allowed to receive the ballot of any political party except that with which such voter is affiliated.~~

(e) Party affiliation statements shall be preserved for five years. The county election officer may dispose of the statements in the manner approved for destruction of ballots as provided in K.S.A. 25-2708, and amendments thereto.

~~(f)(e)~~ The county election officer shall update party affiliation lists as provided by rules and regulations of the secretary of state.";

Also on page 1, in line 33, after "K.S.A." by inserting "25-3301 and"; also in line 33, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "K.S.A." by inserting "25-3301 and"; in line 3, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Elections** recommends **HB 2314** be amended on page 1, by striking all in lines 18 and 19; in line 31, by striking all after the period; by striking all in line 32;

On page 5, in line 9, by striking "\$15" and inserting "\$5"; and the bill be passed as amended.

Committee on **Energy and Environment** recommends **HB 2305** be passed.

Committee on **Energy and Environment** recommends **HB 2241** be amended on page 1, in line 24, by striking "Any"; by striking all in lines 25 and 26; in line 27, by striking "requirement" and inserting "After calendar year 2020, an affected utility's portfolio requirement shall be based on what such utility's average demand was for the utility to meet the portfolio requirements for calendar year 2020"; and the bill be passed as amended.

Committee on **Financial Institutions** recommends **HB 2294** be passed.

Committee on **General Government Budget** recommends **HB 2178, HB 2354** be passed.

Committee on **General Government Budget** recommends **HB 2200** be amended on page 6, in line 12, by striking all after "officer"; in line 13, by striking all before the period;

On page 22, in line 7, by striking "Kansas register" and inserting "statute book"; and

the bill be passed as amended.

Committee on **General Government Budget** recommends **HB 2216** be amended on page 3, in line 35, by striking all after "than"; in line 36, by striking "senator members" and inserting "one representative member and not less than one senator member";

On page 61, following line 37, by inserting:

"Sec. 36. K.S.A. 2012 Supp. 45-229 is hereby amended to read as follows: 45-229.

(a) It is the intent of the legislature that exceptions to disclosure under the open records act shall be created or maintained only if:

- (1) The public record is of a sensitive or personal nature concerning individuals;
- (2) the public record is necessary for the effective and efficient administration of a governmental program; or
- (3) the public record affects confidential information.

The maintenance or creation of an exception to disclosure must be compelled as measured by these criteria. Further, the legislature finds that the public has a right to have access to public records unless the criteria in this section for restricting such access to a public record are met and the criteria are considered during legislative review in connection with the particular exception to disclosure to be significant enough to override the strong public policy of open government. To strengthen the policy of open government, the legislature shall consider the criteria in this section before enacting an exception to disclosure.

(b) Subject to the provisions of subsection (h), all exceptions to disclosure in existence on July 1, 2000, shall expire on July 1, 2005, and any new exception to disclosure or substantial amendment of an existing exception shall expire on July 1 of the fifth year after enactment of the new exception or substantial amendment, unless the legislature acts to continue the exception. A law that enacts a new exception or substantially amends an existing exception shall state that the exception expires at the end of five years and that the exception shall be reviewed by the legislature before the scheduled date.

(c) For purposes of this section, an exception is substantially amended if the amendment expands the scope of the exception to include more records or information. An exception is not substantially amended if the amendment narrows the scope of the exception.

(d) This section is not intended to repeal an exception that has been amended following legislative review before the scheduled repeal of the exception if the exception is not substantially amended as a result of the review.

(e) In the year before the expiration of an exception, the revisor of statutes shall certify to the president of the senate and the speaker of the house of representatives, by July 15, the language and statutory citation of each exception which will expire in the following year which meets the criteria of an exception as defined in this section. Any exception that is not identified and certified to the president of the senate and the speaker of the house of representatives is not subject to legislative review and shall not expire. If the revisor of statutes fails to certify an exception that the revisor subsequently determines should have been certified, the revisor shall include the exception in the following year's certification after that determination.

(f) "Exception" means any provision of law which creates an exception to disclosure or limits disclosure under the open records act pursuant to K.S.A. 45-221, and amendments thereto, or pursuant to any other provision of law.

(g) A provision of law which creates or amends an exception to disclosure under the open records law shall not be subject to review and expiration under this act if such provision:

- (1) Is required by federal law;
- (2) applies solely to the legislature or to the state court system.

(h) (1) The legislature shall review the exception before its scheduled expiration and consider as part of the review process the following:

- (A) What specific records are affected by the exception;
- (B) whom does the exception uniquely affect, as opposed to the general public;
- (C) what is the identifiable public purpose or goal of the exception;
- (D) whether the information contained in the records may be obtained readily by alternative means and how it may be obtained;

(2) an exception may be created or maintained only if it serves an identifiable public purpose and may be no broader than is necessary to meet the public purpose it serves. An identifiable public purpose is served if the legislature finds that the purpose is sufficiently compelling to override the strong public policy of open government and cannot be accomplished without the exception and if the exception:

(A) Allows the effective and efficient administration of a governmental program, which administration would be significantly impaired without the exception;

(B) protects information of a sensitive personal nature concerning individuals, the release of which information would be defamatory to such individuals or cause unwarranted damage to the good name or reputation of such individuals or would jeopardize the safety of such individuals. Only information that would identify the individuals may be excepted under this paragraph; or

(C) protects information of a confidential nature concerning entities, including, but not limited to, a formula, pattern, device, combination of devices, or compilation of information which is used to protect or further a business advantage over those who do not know or use it, the disclosure of which information would injure the affected entity in the marketplace.

(3) Records made before the date of the expiration of an exception shall be subject to disclosure as otherwise provided by law. In deciding whether the records shall be made public, the legislature shall consider whether the damage or loss to persons or entities uniquely affected by the exception of the type specified in paragraph (2)(B) or (2)(C) of this subsection (h) would occur if the records were made public.

(i) Exceptions contained in the following statutes as continued in existence in section 2 of chapter 126 of the 2005 Session Laws of Kansas and exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) of this section during 2009 are hereby continued in existence until July 1, 2015, at which time such exceptions shall expire: 1-401, 2-1202, 5-512, 9-1137, 9-1712, 9-2217, 10-630, 11-306, 12-189, 12-1,108, 12-1694, 12-1698, 12-2819, 12-4516, 16-715, 16a-2-304, 17-1312e, 17-2036, 17-2227, 17-5832, 17-7511, 17-7514, 17-76,139, 19-4321, 21-2511, 22-3711, 22-4707, 22-4909, 22a-243, 22a-244, 23-605, 23-9,312, 25-4161, 25-4165, 31-405, 34-251, 38-1664, 38-2212, 39-709b, 39-719e, 39-934, 39-1434, 39-1704, 40-222, 40-2,156, 40-2c20, 40-2c21, 40-2d20, 40-2d21, 40-409, 40-956, 40-1128, 40-2807, 40-3012, 40-3304, 40-3308, 40-3403b, 40-3421, 40-3613, 40-3805, 40-4205, 40-5301, 44-510j, 44-550b, 44-594, 44-635, 44-714, 44-817, 44-1005, 44-1019, subsections (a)

(l) through (43), (a)(45) and (a)(46) of 45-221, 46-256, 46-259, ~~46-2201~~, 47-839, 47-844, 47-849, 47-1709, 48-1614, 49-406, 49-427, 55-1,102, 58-4114, 59-2135, 59-2802, 59-2979, 59-29b79, 60-3333, 60-3336, 60-3351, 65-102b, 65-118, 65-119, 65-153f, 65-170g, 65-177, 65-1,106, 65-1,113, 65-1,116, 65-1,157a, 65-1,163, 65-1,165, 65-1,168, 65-1,169, 65-1,171, 65-1,172, 65-436, 65-445, 65-507, 65-525, 65-531, 65-657, 65-1135, 65-1467, 65-1627, 65-1831, 65-2422d, 65-2438, 65-2836, 65-2839a, 65-2898a, 65-3015, 65-3447, 65-34,108, 65-34,126, 65-4019, 65-4922, 65-4925, 65-5602, 65-5603, 65-6002, 65-6003, 65-6004, 65-6010, 65-67a05, 65-6803, 65-6804, 66-101c, 66-117, 66-151, 66-1,190, 66-1,203, 66-1220a, 66-2010, 72-972a, 72-996, 72-4311, 72-4452, 72-5214, 72-53,106, 72-5427, 72-8903, 73-1228, 74-2424, 74-2433f, 74-4905, 74-4909, 74-50,131, 74-5515, 74-7308, 74-7338, 74-8104, 74-8307, 74-8705, 74-8804, 74-9805, 74-99d05, 75-104, 75-712, 75-7b15, 75-1267, 75-2943, 75-4332, 75-4362, 75-5133, 75-5266, 75-53,105, 75-5665, 75-5666, 75-7310, 76-355, 76-359, 76-493, 76-12b11, 76-3305, 79-1119, 79-1437f, 79-3234, 79-3395, 79-3420, 79-3499, 79-34,113, 79-3614, 79-3657, 79-4301 and 79-5206.

(j) Exceptions contained in the following statutes as continued in existence in section 1 of chapter 87 of the 2006 Session Laws of Kansas and exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) of this section during 2010, are hereby continued in existence until July 1, 2016, at which time such exceptions shall expire: 1-501, 9-1303, 12-4516a, 12-5358, 12-5611, 22-4906, 22-4909, 38-2310, 38-2311, 38-2326, 39-970, 44-1132, 60-3333, 65-525, 65-5117, 65-6016, 65-6017, 65-6154, 71-218, 74-7508, 75-457, 75-712c, 75-723 and 75-7c06.

(k) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) during 2006, 2007 and 2008 are hereby continued in existence until July 1, 2014, at which time such exceptions shall expire: 8-240, 8-247, 8-255c, 8-1324, 8-1325, 12-17,150, 12-2001, 12-5332, 17-12a607, 38-1008, 38-2209, 40-5006, 40-5108, 41-2905, 41-2906, 44-706, 44-1518, subsections (a)(44), (45), (46) and (47) of 45-221, 56-1a610, 56a-1204, 65-1,243, 65-3239, 66-1233, 74-50,184, 74-8134, 74-99b06 and 82a-2210.

(l) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) during 2011 are hereby continued in existence until July 1, 2017, at which time such exceptions shall expire: 12-5711, 21-2511, 38-2313, 65-516, 74-8745, 74-8752, 74-8772 and 75-7427.

Sec. 37. K.S.A. 2012 Supp. 75-2264 is hereby amended to read as follows: 75-2264. ~~(a) The Kansas state historical society and the department of administration shall develop plans to place a mural in the capitol honoring the 1st Kansas (Colored) Voluntary Infantry regiment. Such plans shall be developed in consultation with the joint committee on arts and cultural resources.~~

~~(b) On or before January 1, 2002, the plans developed pursuant to subsection (a) shall be submitted to the joint committee on arts and cultural resources.~~

Sec. 38. K.S.A. 2012 Supp. 75-2268 is hereby amended to read as follows: 75-2268. (a) The capitol preservation committee shall develop plans to place a mural in the capitol commemorating the United States supreme court decision entered May 17, 1954, in the case of Brown v. Board of Education (347 U.S. 483, 74 S.Ct. 686, 98 L.Ed.

873). ~~Such plans shall be developed in consultation with the joint committee on arts and cultural resources.~~

(b) Except for the costs associated with the preparation and submission of the plans under subsection (a), no public funds shall be used to pay the costs of creating and installing the mural developed under this section.;

Also on page 61, in line 40, after "7,162," by inserting "45-229,";

On page 62, in line 1, after "74-99c07," by inserting "75-2264, 75-2268,"; in line 4, by striking "Kansas register" and inserting "statute book";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after "39-7,162," by inserting "45-229,"; in line 8, after "74-99c07," by inserting "75-2264, 75-2268,"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2183** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2183," as follows:

"Substitute for HOUSE BILL NO. 2183

By Committee on Health and Human Services

"AN ACT concerning the designation and control of infectious and contagious diseases; amending K.S.A. 65-116a and 65-128 and repealing the existing sections; also repealing K.S.A. 2012 Supp. 65-129a.;" and the substitute bill be passed.

(**Sub HB 2183** was thereupon introduced and read by title.)

Committee on **Insurance** recommends **HB 2312** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Insurance** recommends **HB 2107** be amended on page 1, in line 20, by striking "to a party directed to the" and inserting "of the posting, which shall be provided by"; in line 21, after "mail" by inserting "to the"; also in line 21, by striking "of the"; in line 22, by striking "posting" and inserting "or by any other delivery method that has been consented to by the party";

On page 3, following line 25, by inserting:

"(j) Notwithstanding any other provisions of this section, insurance policies and endorsements that do not contain personally identifiable information may be mailed, delivered or posted on the insurer's website. If the insurer elects to post insurance policies and endorsements on its website in lieu of mailing or delivering such policies and endorsements to the insured, such insurer shall comply with all of the following conditions:

(1) The policy and endorsements shall be easily accessible and remain that way for as long as the policy is in force;

(2) after the expiration of the policy, the insurer shall archive its expired policies and endorsements for seven years and make them available upon request;

(3) the policies and endorsements shall be posted in a manner that enables the insured to print and save the policy and endorsements using programs or applications that are widely available on the internet and free to use;

(4) the insurer shall provide notice, at the time of issuance of the initial policy forms and any renewal forms, of a method by which insureds may obtain, upon request and without charge, a paper or electronic copy of their policy or endorsements;

(5) on each declarations page issued to an insured, the insurer shall clearly identify the exact policy and endorsement forms purchased by the insured; and

(6) the insurer shall provide notice of any changes to the forms or endorsements, and of the insured's right to obtain, upon request and without charge, a paper or electronic copy of such forms or endorsements.";

And by redesignating subsections accordingly;

Also on page 3, following line 35, by inserting:

"(l) This section shall not affect any obligation of the insurer to provide notice to any person other than the insured of any notice provided to the insured.";

Also on page 3, in line 38, after "106-229" by inserting ", or the provisions of the uniform electronic transactions act, K.S.A. 16-1601 et seq., and amendments thereto";

Also on page 3, following line 38, by inserting:

"(n) The provisions of this act shall not apply to any mutual insurance company organized pursuant to article 12a of chapter 40 of the Kansas Statutes Annotated, and amendments thereto."; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2019** be passed.

Committee on **Judiciary** recommends **HB 2203** be amended on page 3, in line 5, after "any" by inserting "person or"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2204** be amended on page 1, in line 24, by striking "a principal" and inserting "their"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2205** be amended on page 1, in line 12, after "waived" by inserting "by the party entitled to notice"; in line 13, after "waived" by inserting "by the party entitled to notice"; in line 15, after "waived" by inserting "by the party entitled to notice"; in line 17, after "waived" by inserting "by the party entitled to notice"; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2249** be passed.

Committee on **Local Government** recommends **HB 2091** be amended on page 1, following line 20, by inserting:

"Sec. 2. K.S.A. 79-2303 is hereby amended to read as follows: 79-2303. (a)–The county treasurer shall cause the notice and list prepared under K.S.A. 79-2302, and amendments thereto, to be published in the official county newspaper or in a newspaper of general circulation in the county in accordance with the provisions of K.S.A. 64-101, and amendments thereto. The notice and list shall be submitted to the newspaper on or before August 1 of each year and shall be published once each week for three consecutive weeks immediately prior to the week when the day of sale will occur. The county treasurer also shall cause a copy of the list and notice to be posted in some conspicuous place in the county treasurer's office. The cost of publication of the notice and list shall be paid from the general fund of the county, and a ~~\$15~~\$30 fee for each tract or lot shall be added to the tax due for the tract or lot as part of the costs of collection. The fee shall be collected in the manner provided for the collection of the unpaid taxes.";

And by renumbering sections accordingly;

Also on page 1, in line 21, by striking "is" and inserting "and 79-2303 are";

Also on page 1, in the title, in line 2, after "19-547" by inserting "and 79-2303"; also in line 2, by striking "section" and inserting "sections"; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2185** be amended on page 1, in line 6, by striking "New"; in line 12, following the period by inserting "Where a city is located in more than one county, the term means the county which contains the largest

population of the city." in line 16, by striking "New";

On page 2, in line 6, by striking "New"; in line 29, by striking "New";

On page 4, in line 29, by striking "New";

On page 5, in line 25, by striking "New"

On page 7, by striking all in lines 17 through 43;

By striking all on pages 8 and 9;

On page 10, by striking all in lines 1 through 12;

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking the last semicolon; by striking all in line 2; in line 3, by striking all before the period and inserting "of political and taxing subdivisions"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2311** be passed.

Committee on **Transportation** recommends **HB 2147**, **HB 2357** be passed and, because the committee is of the opinion that the bills are of a noncontroversial nature, be placed on the consent calendar.

Committee on **Transportation** recommends **HB 2133** be amended on page 2, in line 38, by striking "in the hologram security feature"; also in line 38, by striking "back side"; in line 39, by striking "of the"; also in line 39, after "license" by inserting "at a location to be determined by the secretary of revenue"; in line 41, after "discharge" by inserting "or general discharge under honorable conditions,"; also in line 41, after "form" by inserting "or equivalent";

On page 3, in line 4, by striking "served" and inserting "was honorably discharged or received a general discharge";

On page 5, in line 7, by striking "in the hologram security feature"; in line 8, by striking "back side of the"; also in line 8, after "card" by inserting "at a location to be determined by the secretary of revenue"; in line 11, after "discharge" by inserting "or general discharge under honorable conditions,"; also in line 11, after "form" by inserting "or equivalent"; in line 17, by striking "served" and inserting "was honorably discharged or received a general discharge"; in line 36, after "after" by inserting "July 1, 2014, and"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2234** be amended on page 2, in line 10, by striking all following "(c)"; by striking all in lines 11 through 16; in line 17, by striking "(d)"; in line 18, before "vice-chairperson" by inserting "chairperson of the authority and another as"; in line 20, before "vice-chairperson," by inserting "chairperson,"; in line 26, by striking "(e)" and inserting "(d)";

On page 3, in line 3, by striking ", under the"; in line 4, by striking all before the period; in line 8, after "the" by inserting "temporary"; in line 10, after "secretary" by inserting ", and the secretary to the authority,"; also in line 10, by striking "contract" and inserting "contracts"; in line 41, by striking "Kansas register" and inserting "statute book";

On page 1, in the title, in line 1, by striking all following "authority,"; in line 2, by striking all before "relating"; in line 4, by striking "revenue" and inserting "transportation"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2318** be amended on page 1, in line 31, by striking "light of any color" and inserting "only white, amber or red light without glare"; and the bill be passed as amended.

Committee on **Veterans, Military and Homeland Security** recommends **HB 2212**

be passed.

CHANGE OF REFERENCE

Speaker Merrick announced the withdrawal of **HB 2307** from Committee on Federal and State Affairs and referral to Committee on Education.

COMMITTEE ASSIGNMENT CHANGES

Speaker Merrick announced the appointment of Rep. Ballard to replace Rep. Bridges on Committee on Education for February 26.

Also, the appointment of Rep. Tietze to replace Rep. Bridges on Committee on Judiciary for February 26.

Rep. Bridges will resume her position on these committees on February 27.

On motion of Rep. Vickrey, the House recessed until 6:00 p.m.

EVENING SESSION

The House met pursuant to recess with Speaker Merrick in the chair.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2380, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; postretirement benefit payments; amending K.S.A. 2012 Supp. 74-4920 and repealing the existing section, by Committee on Appropriations.

CHANGE OF REFERENCE

Speaker Merrick announced the withdrawal of **HB 2101** from Committee on Energy and Environment and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2229** from Committee on General Government Budget and referral to Committee on Appropriations.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture and Natural Resources** recommends **HB 2363** be amended on page 2, in line 5, by striking "In areas of the state not"; by striking all in line 6; in line 7, by striking "secondary uses" and inserting "Where the average potential net evaporation is less than 18 inches per year as determined by the chief engineer, the chief engineer shall issue a single term permit for the life of the project, not to exceed 80 years, for such secondary uses"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2086** be passed.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2027** be amended by substituting a new bill to be designated as "Substitute for HOUSE

BILL NO. 2027," as follows:

"Substitute for HOUSE BILL NO. 2027

By Committee on Commerce, Labor and Economic Development

"AN ACT concerning negotiation of working conditions, including labor relations, for certain professional employees; amending K.S.A. 72-5415, 72-5416, 72-5417, 72-5418, 72-5419, 72-5420, 72-5421, 72-5423, 72-5424, 72-5426, 72-5430 and 72-8246 and K.S.A. 2012 Supp. 72-5413 and repealing the existing sections; also repealing K.S.A. 72-5428a."; and the substitute bill be passed.

(Sub HB 2027 was thereupon introduced and read by title.)

Committee on **Corrections and Juvenile Justice** recommends **HB 2070** be amended on page 2, in line 14, by striking ": (1) The person"; by striking all in line 15; in line 16, by striking "(2)";

On page 3, in line 10, by striking ","; by striking all in lines 11 through 18; in line 19, by striking all before the period and inserting ". The release of a person charged with a crime upon the person's own recognizance shall not require the deposit of any cash by the person"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2217** be amended on page 1, in line 20, after the second "physician" by inserting "who has a documented referral from another physician not legally or financially affiliated with the physician performing such procedure"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2222** be amended on page 1, in line 9, by striking the last "or" and inserting a comma; in line 10, after the first "member" by inserting "or parent"; also in line 10, after the second "student" by inserting ", staff member or parent"; following line 30, by inserting:

"(3) "Parent" includes a guardian, custodian or other person with authority to act on behalf of the child.";

And by renumbering paragraphs accordingly;

On page 2, in line 2, by striking "or" and inserting a comma; also in line 2, after "member" by inserting "or parent"; in line 3, after the second "student" by inserting ", staff member or parent"; in line 6, by striking "or" and inserting a comma; also in line 6, after "member" by inserting "or parent"; in line 7, after the second "student" by inserting ", staff member or parent"; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2033**, **HB 2193** be passed.

Committee on **Federal and State Affairs** recommends **HB 2052** be amended on page 1, in line 11, after "supervised" by inserting "or private"; in line 13, by striking "if approved" and inserting "unless prohibited"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2343** be passed.

Committee on **Judiciary** recommends **SB 8** be amended on page 1, in line 8, by striking "nominations" and inserting "appointments"; in line 9, by striking "seven" and inserting "nine"; in line 10, by striking "Two" and inserting "Four"; also in line 10, after "members" by inserting ", one member from each congressional district,."; in line 11, after "member" by inserting "from the first congressional district"; in line 13, after "member" by inserting "from the fourth congressional district"; in line 14, after "member" by inserting "from the third congressional district"; in line 16, after "member" by inserting "from the second congressional district"; in line 18, after "association" by inserting "who shall serve as chairperson of the commission"; by

striking all in lines 23 through 25; in line 26, by striking "(d)" and inserting "(c)";

On page 2, in line 3, by striking "(e)" and inserting "(d); in line 26, by striking "qualifications" and inserting "appointments";

On page 1, in the title, in line 2, by striking "nominations" and inserting "appointments"; and the bill be passed as amended.

Committee on **Transportation and Public Safety Budget** recommends **HB 2303** be amended on page 1, by striking all in lines 7 through 36;

By striking all on pages 2 and 3;

On page 4, by striking all in lines 1 through 35;

On page 5, in line 16, by striking "\$250" and inserting "\$200"; also in line 16, by striking "\$500" and inserting "\$400"; in line 17, by striking "\$750" and inserting "\$600"; also in line 17, by striking "\$1,000" and inserting "\$800"; in line 23, by striking "\$800" and inserting "\$600"; also in line 23, by striking "\$1,200" and inserting "\$900"; in line 24, by striking "\$1,500" and inserting "\$1,200"; also in line 24, by striking "\$2,000" and inserting "\$1,500"; in line 34, by striking "50%" and inserting "35%"; in line 38, by striking "10%" and inserting "25%";

On page 6, by striking all in lines 14 through 43;

On page 7, by striking all in lines 1 through 14; in line 37, by striking "8-240,"; also in line 37, by striking ", 8-267";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "driver's;" in line 2, by striking "license" and inserting "examination"; also in line 2, by striking "equipment"; in line 3, by striking "8-240,"; also in line 3, by striking ",8-267" and the bill be passed as amended.

Committee on **Veterans, Military and Homeland Security** recommends **HB 2309** be amended on page 2, in line 39, after ""VETERAN"" by inserting "displayed"; also in line 39, by striking "face of the"; also in line 39, after "license" by inserting "at a location to be determined by the secretary of revenue"; in line 41, after "discharge" by inserting "or general discharge under honorable conditions,"; in line 42, after "form" by inserting "or equivalent";

On page 3, in line 5, by striking "served with an honorable discharge" and inserting "was honorably discharged or received a general discharge under honorable conditions";

On page 5, in line 9, after ""VETERAN"" by inserting "displayed"; also in line 9, by striking "the face of"; in line 10, after "card" by inserting "at a location to be determined by the secretary of revenue"; in line 12, after "discharge" by inserting "or general discharge under honorable conditions"; also in line 12, after "form" by inserting "or equivalent"; in line 18, by striking "with an" and inserting "under"; also in line 18, by striking "discharge" and inserting "conditions or received a general discharge under honorable conditions";

On page 8, in line 28, after "after" by inserting "July 1, 2014, and"; and the bill be passed as amended.

REPORT ON ENGROSSED BILLS

HB 2077, HB 2078, HB 2138, HB 2177 reported correctly engrossed February 25, 2013.

REPORT ON ENROLLED RESOLUTIONS

HR 6009 reported correctly enrolled and properly signed on February 26, 2013.

On motion of Rep. Vickrey, the House adjourned until 11:00 a.m., Wednesday, February 27, 2013.

CHARLENE SWANSON, *Journal Clerk*.

SUSAN W. KANNARR, *Chief Clerk*.

