

# Journal of the House

## NINTH DAY

---

HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Friday, January 23, 2015, 11:00 a.m.

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

The roll was called with 111 members present.

Reps. Huebert and Kuether were excused on verified illness.

Reps. Johnson and Sloan were excused on legislative business.

Reps. Curtis, Estes, Henderson, Hutton, Kelley, Peck, Powell, Rhoades, Sawyer and Winn were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Almighty God,  
Thank You for Your faithfulness and unfailing love.  
Today I ask that You give to these Your leaders,  
the ability to recognize that the day is full of promise.  
In their conversations and discussions,  
I ask that Your Spirit give them the power  
to turn blame and hostility  
into harmony and unity  
for the sake of the good of Kansans.  
In 2 Chronicles, Your Word admonishes  
“...the hand of God was on the people  
to give them unity of mind to carry out  
what the king and his officials had ordered,  
following the word of the Lord.”  
It is this spirit of unity that I ask You  
to bestow upon these leaders today.

Amen.

(2 Chronicles 30:12)

The Pledge of Allegiance was led by Rep. Finney.

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**HB 2087**, AN ACT concerning firearms; relating to the sale of firearms; amending K.S.A. 2014 Supp. 12-16,124 and repealing the existing section, by Committee on

Federal and State Affairs.

**HB 2088**, AN ACT concerning alcoholic beverages; relating to the issuance of citations for statutory violations; amending K.S.A. 41-106 and repealing the existing section, by Committee on Federal and State Affairs.

**HB 2089**, AN ACT concerning alcoholic beverages; relating to licensure; relating to undisclosed beneficial interests in a license; amending K.S.A. 2014 Supp. 41-311 and 41-2623 and repealing the existing sections, by Committee on Federal and State Affairs.

**HB 2090**, AN ACT concerning motor vehicles; relating to registration; permanent registration of certain vehicles, annual report; amending K.S.A. 2014 Supp. 8-1,134 and repealing the existing section, by Committee on Transportation.

**HB 2091**, AN ACT concerning motor vehicles; relating to registration; decals for license plates, serial numbers; amending K.S.A. 2014 Supp. 8-134 and repealing the existing section, by Committee on Transportation.

**HB 2092**, AN ACT concerning motor vehicles; relating to restricted drivers' licenses; seizure disorders; amending K.S.A. 2014 Supp. 8-247 and repealing the existing section, by Committee on Transportation.

**HB 2093**, AN ACT concerning motor vehicles; relating to commercial driver's licenses; endorsements or restrictions; amending K.S.A. 2014 Supp. 8-2,135 and repealing the existing section, by Committee on Transportation.

**HB 2094**, AN ACT concerning motor vehicles; relating to apportioned fleet registration; mileage applications, fees and calculations; amending K.S.A. 8-1,107 and repealing the existing section, by Committee on Transportation.

**HB 2095**, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; revenue bonds to finance a portion of unfunded actuarial liability of KPERS; requirements and procedures; employer contribution rates; amending K.S.A. 2014 Supp. 74-4914d and 74-4920 and repealing the existing sections, by Committee on Pensions and Benefits.

**HB 2096**, AN ACT concerning property owners' associations; amending K.S.A. 2014 Supp. 58-3820 and 58-4617 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

**HB 2097**, AN ACT concerning search and rescue and hazardous material response matters; dealing with tort claims immunity; amending K.S.A. 2014 Supp. 75-6102 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

**HB 2098**, AN ACT designating a portion of U.S. 69 as the 2nd Lieutenant Justin L Sisson memorial highway, by Representative Lunn.

**HB 2099**, AN ACT concerning the student data privacy act; authorizing school districts to administer certain surveys and questionnaires; amending K.S.A. 2014 Supp. 72-6219 and repealing the existing section, by Committee on Education.

**HB 2100**, AN ACT concerning the state treasurer; relating to financial institutions; creating tax deferred savings accounts for individuals with disabilities, by Committee on Children and Seniors.

**HB 2101**, AN ACT concerning trust instruments; relating to mediation or arbitration of disputes, by Committee on Judiciary.

**HB 2102**, AN ACT concerning the Kansas probate code; relating to elective share of surviving spouse; real estate; amending K.S.A. 59-6a209 and repealing the existing section; also repealing K.S.A. 59-505, by Committee on Judiciary.

**HB 2103**, AN ACT designating bridge no. 14(030) on Kansas highway 15 in Clay county as the Clay county Vietnam veterans bridge, by Representative Swanson.

**HB 2104**, AN ACT concerning elections; relating to filling vacancies of nominees; amending K.S.A. 22a-102, 25-306b and 25-3905 and K.S.A. 2014 Supp. 25-3904 and 25-3904a and repealing the existing sections, by Committee on Elections.

**HB 2105**, AN ACT concerning money laundering; enacting the Kansas comprehensive money laundering act, by Committee on Corrections and Juvenile Justice.

**HB 2106**, AN ACT concerning the Kansas uniform securities act; relating to criminal penalties; fees; amending K.S.A. 17-12a204 and K.S.A. 2014 Supp. 17-12a508 and 17-12a601 and repealing the existing sections; also repealing K.S.A. 2014 Supp. 17-12a601a, by Committee on Corrections and Juvenile Justice.

**HB 2107**, AN ACT concerning crimes, punishment and criminal procedure; relating to delinquent time lost on parole; amending K.S.A. 2014 Supp. 75-5217 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2108**, AN ACT concerning elections; relating to straight ticket voting; amending K.S.A. 25-210 and 25-2901 and K.S.A. 2014 Supp. 25-618, 25-4406, 25-4409, 25-4411, 25-4607, 25-4610 and 25-4613 and repealing the existing sections, by Committee on Elections.

**HB 2109**, AN ACT concerning the Kansas probate code; relating to transfer-on-death deeds; lapsing or vesting of ownership in grantee beneficiary; amending K.S.A. 59-3504 and repealing the existing section, by Committee on Judiciary.

**HB 2110**, AN ACT concerning judges; relating to election of chief judge in each judicial district; amending K.S.A. 2014 Supp. 20-329 and repealing the existing section, by Committee on Judiciary.

**HB 2111**, AN ACT concerning the code of civil procedure; relating to items allowable as costs; amending K.S.A. 2014 Supp. 60-2003 and repealing the existing section, by Committee on Judiciary.

**HB 2112**, AN ACT concerning courts; relating to county law libraries; amending K.S.A. 20-3127 and repealing the existing section, by Committee on Judiciary.

**HB 2113**, AN ACT concerning the revised Kansas code for care of children; relating to court-appointed special advocates; creating the court-appointed special advocate program fund; amending K.S.A. 2014 Supp. 38-2206 and 38-2215 and repealing the existing sections, by Committee on Judiciary.

**HB 2114**, AN ACT concerning civil procedure; relating to the subpoena of nonparty business records; amending K.S.A. 2014 Supp. 60-245a and repealing the existing section, by Committee on Judiciary.

**HB 2115**, AN ACT concerning crimes and punishment; relating to aggravated battery, driving under the influence; amending K.S.A. 2014 Supp. 21-5413 and repealing the existing section, by Committee on Judiciary.

**HB 2116**, AN ACT naming the channel catfish the state fish, by Committee on Agriculture and Natural Resources.

**HB 2117**, AN ACT concerning boating and water activities; relating to boating safety education; amending K.S.A. 32-1139 and repealing the existing section, by Committee on Agriculture and Natural Resources.

**HB 2118**, AN ACT concerning podiatry; amending K.S.A. 2014 Supp. 65-2002 and repealing the existing section, by Committee on Health and Human Services.

**HB 2119**, AN ACT concerning mental health technicians; fees; amending K.S.A. 65-4208 and repealing the existing section, by Committee on Health and Human Services.

**HB 2120**, AN ACT concerning the board of nursing; reinstatement of licenses; fees; amending K.S.A. 2014 Supp. 65-1118 and repealing the existing section, by Committee on Health and Human Services.

**HB 2121**, AN ACT relating to assistant attorneys general; amending K.S.A. 74-1111 and repealing the existing section, by Committee on Health and Human Services.

**HB 2122**, AN ACT concerning advanced practice registered nurses; amending K.S.A. 40-4602, 59-2976, 65-1660, 65-2892, 65-4134 and 65-5502 and K.S.A. 2013 Supp. 65-1626, as amended by section 4 of chapter 131 of the 2014 Session Laws of Kansas, 65-4101, as amended by section 50 of chapter 131 of the 2014 Session Laws of Kansas, 65-6112, as amended by section 51 of chapter 131 of the 2014 Session Laws of Kansas and 65-6124, as amended by section 52 of chapter 131 of the 2014 Session Laws of Kansas and K.S.A. 2014 Supp. 39-923, 39-1401, 39-1430, 39-1504, 65-468, 65-507, 65-1113, 65-1130, 65-1682, 65-2837a, 65-2921, 65-4116, 65-4202, 65-5402, 65-5418, 65-6119, 65-6120, 65-6121, 65-6123, 65-6144, 65-7003, 65-7302, 72-5213 and 75-7429 and repealing the existing sections, by Committee on Health and Human Services.

**HB 2123**, AN ACT enacting the massage therapist licensure act; providing for powers, duties and functions of the state board of nursing; amending K.S.A. 2014 Supp. 74-1112 and repealing the existing section, by Committee on Health and Human Services.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

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

Education: **HB 2078**.

Elections: **HB 2082**, **HB 2083**.

Federal and State Affairs: **HCR 5008**.

Health and Human Services: **HB 2079**.

Judiciary: **HB 2080**, **HB 2081**.

Taxation: **HB 2076**, **HB 2077**, **HB 2086**, **HCR 5007**.

Transportation: **HB 2085**.

Utilities and Telecommunications: **HB 2084**.

## COMMUNICATIONS FROM STATE OFFICERS

From Candace LeDuc, Communications Coordinator, State Library of Kansas, Annual Report for 2014.

It is available online at <http://kslib.info/DocumentCenter/Home/View/4073>.

The complete report is kept on file and open for inspection in the office of the Chief Clerk.

## REPORTS OF STANDING COMMITTEES

Committee on **Judiciary** recommends **HB 2009** be amended on page 1, in line 24, by striking ", contractors,"; also in line 24, after "who" by inserting "contract to work with or"; in line 25, by striking ", including temporary workers,"; in line 33, by striking "

contractors"; in line 34, after "persons," by inserting "Local law enforcement officers and agencies may charge a fee as reimbursement for expenses incurred in taking and processing fingerprints under this section."; in line 36, by striking ", contractor";

On page 2, in line 2, by striking ", contractor"; in line 5, by striking "a temporary worker, or"; in line 17, after "person." by inserting "Local law enforcement officers and agencies may charge a fee as reimbursement for expenses incurred in taking and processing fingerprints under this section."; in line 23, by striking ", temporary work"; and the bill be passed as amended.

### REPORT OF STANDING COMMITTEE

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

**Request No. 9**, by Representative Russell Jennings, congratulating Yordi Peter Siersema in recognition for achievement of Eagle Scout;

**Request No. 10**, by Speaker Pro Tem Peggy Mast, congratulating Jeff Thompson in recognition for achievement of Order of the Arrow, Boys Scouts of America National Honor Society;

**Request No. 11**, by Speaker Pro Tem Peggy Mast, congratulating Christian James Smith in recognition for achievement of Eagle Scout; and for the God and Life Merit Badge

**Request No. 12**, by Representative Jim Kelly, commending Ken Brown for enhancing the tennis and life skills of Independence youth for over 40 years;

**Request No. 13**, by Representative Jim Kelly, congratulating Independence High School Girls Tennis Team for winning the 2014 State Championship;

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

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

### REPORT ON ENROLLED RESOLUTIONS

**HCR 5001** reported correctly enrolled and properly signed on January 23, 2015.

On motion of Rep. Vickrey, the House adjourned until 11:00 a.m., Monday, January 26, 2015.

CHARLENE SWANSON, *Journal Clerk.*

SUSAN W. KANNARR, *Chief Clerk.*

