

Journal of the House

SEVENTY-FIRST DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, May 26, 2015, 11:00 a.m.

The House met pursuant to adjournment with Speaker pro tem Mast in the chair.

The roll was called with 116 members present.

Reps. Edmonds, Kelley, Lane, Lusk, Mason, Peck, Smith, Suellentrop and Whipple were excused on excused absence by the Speaker.

Rep. Williams was excused later in the day on verified illness.

Prayer by Chaplain Brubaker:

Gracious God,
Thank You for the long weekend
to not only pause and remember those
who have given their lives to protect us and our freedom,
but also to be able to step away from the business,
taking a break from all the stress of making tough decisions,
and hopefully gain new perspectives and ideas
to deal with the difficult issues at hand.
Thank You for renewed energy to come this week
to work together in unity to do what is Your will
and not our own individual wills.
Guide the conversations this week and help all of us to
think and say that which is
true, noble, right, pure, lovely, admirable, excellent
and praiseworthy.
This I pray in Your Son's Name,
Amen.

The Pledge of Allegiance was led by Rep. Barker.

MESSAGES FROM THE SENATE

Announcing passage of **Sub for HB 2224**.

Announcing passage of **HB 2228**, as amended by **S Sub for HB 2228; HB 2353**, as amended by **S Sub for HB 2353**.

Also, announcing adoption of **HCR 5019**.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Mast announced the appointment of Rep. Burroughs to replace Rep. Whipple on Committee on Taxation on May 26 and 27.

On motion of Rep. Vickrey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker pro tem Mast in the chair.

MESSAGES FROM THE GOVERNOR

HB 2256 approved on May 22, 2015

MESSAGES FROM THE SENATE

The Senate accedes to the request of the House for a conference on **SB 113** and has appointed Senators King, Smith and Haley as third conferees on the part of the Senate.

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. Sloan, **HR 6028**, A RESOLUTION congratulating and commending Andy Tompkins for his many years of service to the people of Kansas, was adopted.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Vickrey, pursuant to subsection (k) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives, the rules were suspended for the purpose of considering **HB 2003**, **HB 2364**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2003** submits the following report:

The Senate recedes from all of its amendments to the bill.

And your committee on conference recommends the adoption of this report.

DENNIS PYLE
 JAKE LATURNER
 OLETHA FAUST-GOUDEAU
Conferees on part of Senate

STEVE HUEBERT
 TOM PHILLIPS
 JOHN ALCALA
Conferees on part of House

On motion of Rep. Huebert, the conference committee report on **HB 2003** was adopted.

On roll call, the vote was: Yeas 106; Nays 7; Present but not voting: 0; Absent or not voting: 12.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Becker, Billinger, Boldra, Bollier, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelly, Kleeb, Lewis, Lunn, Lusker, Macheers, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Sutton, Swanson, Thompson, Todd, Trimmer, Vickrey, Victors, Waymaster, Whitmer, Wilson, Winn, Wolfe Moore.

Nays: Barton, Bradford, Bridges, Dove, Kuether, Tietze, Ward.

Present but not voting: None.

Absent or not voting: Edmonds, Kelley, Kiegerl, Lane, Lusk, Mason, Peck, Smith, Suellentrop, Thimesch, Whipple, Williams.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2364** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee amendments, as follows: On page 1, by striking all in lines 6 through 36;

By striking all on pages 2 and 3 and inserting the following:

"Section 1. K.S.A. 19-2761 is hereby amended to read as follows: 19-2761. ~~That should~~ (a) Except as provided in subsection (b), when a vacancy occurs at any time in the office of a director of any improvement district, the remaining directors shall appoint a person from the qualified residents in such district ~~a person~~ to hold the office of director until the next election.

(b) (1) When a vacancy occurs in the office of a director of the Peck improvement district located in Sumner and Sedgwick counties, the board of county commissioners of Sumner county shall appoint a resident of Sumner county or Sedgwick county to hold the office of director until the next election.

(2) Once the appointment of a director has been made under paragraph (1), the Sedgwick county board of commissioners shall have 30 days to reject such appointment by a majority vote of the board. If no such action is taken, the appointment shall be deemed approved. If the appointment is rejected, the appointment process shall be repeated until a director is selected.

Sec. 2. K.S.A. 19-2761 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.;

On page 1, in the title, in line 1, by striking all after "concerning"; by striking all in line 2; in line 3, before "section" by inserting "certain improvement districts; amending K.S.A. 19-2761 and repealing the existing";

And your committee on conference recommends the adoption of this report.

DENNIS PYLE
 STEVE FITZGERALD
 OLETHA FAUST-GOUDEAU
Conferees on part of Senate

STEVE HUEBERT
 TOM PHILLIPS
 JOHN ALCALA
Conferees on part of House

On motion of Rep. Phillips, the conference committee report on **HB 2364** was adopted.

On roll call, the vote was: Yeas 113; Nays 0; Present but not voting: 0; Absent or not voting: 12.

Yeas: Alcala, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelly, Kleeb, Kuether, Lewis, Lunn, Lusker, Macheers, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Sutton, Swanson, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whitmer, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Edmonds, Kelley, Kiegerl, Lane, Lusk, Mason, Peck, Smith, Suellentrop, Thimesch, Whipple, Williams.

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

LATE AFTERNOON SESSION

The House met pursuant to recess with Speaker pro tem Mast in the chair.

REPORT ON ENGROSSED BILLS

HB 2025, HB 2104 reported correctly engrossed May 22, 2015.

HB 2055 reported correctly re-engrossed May 21, 2015.

REPORT ON ENROLLED BILLS

S Sub for HB 2095, HB 2106, HB 2154, Sub HB 2159, S Sub for Sub HB 2170, HB 2233, HB 2395 reported correctly enrolled, properly signed and presented to the Governor on May 22, 2015.

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On motion of Rep. Vickrey, the House adjourned until 11:00 a.m., Wednesday, May 27, 2015.

SUSAN W. KANNARR, *Chief Clerk.*

CHARLENE SWANSON, *Journal Clerk.*

