

Journal of the House

EIGHTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, June 12, 2015, 2:00 p.m.

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

The roll was called with 108 members present.

Reps. Bridges, Campbell, Carlin, W. Carpenter, Claeys, Concannon, Grosserode, Hildabrand, Houston, Kiegerl, Lane, Thimesch, Tietze, Todd, Trimmer and Whipple were excused on excused absence by the Speaker.

Rep. Moxley was absent.

Prayer by Chaplain Brubaker:

All-powerful and knowing God,
I do want to thank You for the progress
that has been made –
and for helping our leaders in their decisions,
and being able to stay alive and awake,
albeit maybe not so alert and enthusiastic.
I understand there is still a need
for Your wisdom and help today
on the other side of the Jordan.
Please send Your spirit of wisdom
and show them the path to take.
Send Your spirit of revelation to help them understand
what they haven't been able to figure out.
This I request and plead in confidence and courage,
in Your Son's Name, Amen.

The Pledge of Allegiance was led by Rep. Ward.

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.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **H Sub for SB 270**.

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.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **S Sub for HB 2135**.
Announcing adoption of **SCR 1607**.

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 **S Sub for HB 2135**.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2135** 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 of the Whole amendments, as follows:

On page 1, by striking all in lines 14 through 36;

By striking all on pages 2 through 489;

On page 490, by striking all in lines 1 through 18; following line 18 by inserting the following:

"Section 1. (a) For the fiscal years ending June 30, 2016, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, disbursements, procedures and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) This act shall not be subject to the provisions of K.S.A. 75-6702(a), and amendments thereto.

Sec. 2.

DEPARTMENT OF ADMINISTRATION

(a) (1) Notwithstanding the provisions of K.S.A. 75-3722, 75-6704, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2016, the director of the budget shall continuously monitor the status of the state general fund with regard to estimated and actual revenues and approved and actual expenditures and demand transfers: *Provided*, That periodically, the director of the budget shall estimate the amount of the unencumbered ending balance of moneys in the state general fund for fiscal year 2016 and the total amount of anticipated expenditures, demand transfers and encumbrances of moneys in the state general fund for fiscal year 2016: *Provided further*; That if the amount of such unencumbered ending balance in the state general fund is less than \$100,000,000, the director of the budget: (A) Shall determine the amount of moneys appropriated in each account of the state general fund or each special revenue fund appropriated for fiscal year 2016 for any agency of the executive branch

of state government that are not required to be expended or encumbered for the fiscal year ending June 30, 2016; and (B) shall certify each such amount: *And provided further*; That, during fiscal year 2016, the director of the budget shall certify each amount appropriated from the state general fund, to the director of accounts and reports and, upon receipt of such certification, the amount so certified is hereby lapsed: *And provided further*; That, during fiscal year 2016, the director of the budget shall certify each amount appropriated from each special revenue fund, to the director of accounts and reports and, upon receipt of such certification, the amount so certified is hereby transferred to the state general fund: *And provided further*; That, at the same time as the director of the budget transmits each such certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research: *And provided further*; That the aggregate of all amounts lapsed from appropriations from the state general fund and amounts transferred from special revenue funds pursuant to this subsection, shall not exceed \$100,000,000.

(b) The provisions of this section shall not apply to the legislature or any agency of the legislative branch of state government; or the judicial branch or any agency of the judicial branch of state government.

(c) The provisions of this section shall not apply to: (1) Any item of appropriation for debt service for payments pursuant to contractual bond obligations; (2) any item of appropriation for employer contributions for the employers who are eligible employers as specified in K.S.A. 74-4931(1), (2) and (3), and amendments thereto, under the Kansas public employees retirement system pursuant to K.S.A. 74-4939, and amendments thereto; (3) any item of appropriation for the department of education, except the provisions of this section shall apply to the operating expenditures (including official hospitality) account of the state general fund of the department of education; or (4) any demand transfer to the school district capital improvements fund for distribution to school districts pursuant to K.S.A. 75-2319, and amendments thereto.";

And by renumbering sections accordingly;

On page 1, in the title, by striking all in lines 1 through 11; following line 11, by inserting the following:

"AN ACT making and concerning appropriations for the fiscal year ending June 30, 2016, for state agencies; authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain disbursements, procedures and acts incidental to the foregoing.";

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

TY MASTERSON

JIM DENNING

LAURA KELLY

Conferees on part of Senate

RONALD RYCKMAN

SHARON SCHWARTZ

JERRY HENRY

Conferees on part of House

On motion of Rep. Ryckman, the conference committee report on **S Sub for HB 2135** was adopted.

On roll call, the vote was: Yeas 102; Nays 0; Present but not voting: 0; Absent or not voting: 23.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bruchman, Brunk, Burroughs, Couture-Lovelady, Carmichael, B. Carpenter, Clark, Clayton, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gonzalez, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hineman, Hoffman, Houser, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kuether, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schwab, Schwartz, Seiwert, Sloan, Smith, Sutton, Swanson, Thompson, Vickrey, Victors, Ward, Waymaster, Whitmer, Williams, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Bridges, Campbell, Carlin, W. Carpenter, Claeys, Concannon, Goico, Grosserode, Hildabrand, Hill, Houston, Kiegerl, Kleeb, Lane, Moxley, Schroeder, Suellentrop, Thimesch, Tietze, Todd, Trimmer, Whipple, Wilson.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Vickrey, **SCR 1607** A CONCURRENT RESOLUTION relating to the adjournment of the Senate and House of Representatives for a period of time during the 2015 regular session of the legislature, was introduced and adopted.

On motion of Rep. Vickrey, the House adjourned until 10:00 a.m., Friday, June 26, 2015.

CHARLENE SWANSON, *Journal Clerk*.

SUSAN W. KANNARR, *Chief Clerk*.

