

# Journal of the House

## FOURTH DAY

---

HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Thursday, January 14, 2016, 11:00 a.m.

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

The roll was called with 119 members present.

Rep. Seiwert was excused on verified illness.

Rep. Sloan was excused on legislative business.

Reps. Kelley, Kiegerl, Read and Winn were excused on excused absence by the Speaker.

Present later: Rep. Kelley

Prayer by Chaplain Brubaker:

Almighty God,  
Thank You for the privilege of being here today.  
The issues have been placed before these leaders.  
Some are new...some they have been working on for a while.  
Help these leaders to follow Your encouragement to  
consider it pure joy as they face trials or issues of many kinds.  
The reason you tell us to consider it joy is because  
Your purpose is for Your wisdom to be made known.  
Every problem and concern that these leaders face  
are opportunities for them to know of Your wisdom and faithfulness.  
The bigger and more complex the problems,  
the greater and deeper Your wisdom is revealed and shared.  
So, today, be with them as they meet in various meetings,  
and show them Your wisdom and faithfulness.  
I pray in Christ's Name, Amen.

The Pledge of Allegiance was led by Rep. Williams.

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**HB 2458**, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; possession of a controlled substance; amending K.S.A. 2015 Supp. 21-6604 and 21-6805 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

**HB 2459**, AN ACT concerning crimes, punishment and criminal procedure; relating to unlawfully tampering with electronic monitoring equipment; amending K.S.A. 2015 Supp. 21-6322 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2460**, AN ACT concerning the Kansas offender registration act; regarding violations of the act; amending K.S.A. 2015 Supp. 22-4903 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2461**, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; certified drug abuse treatment program; amending K.S.A. 2015 Supp. 21-6824 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2462**, AN ACT concerning crimes, punishment and criminal procedure; relating to theft; amending K.S.A. 2015 Supp. 21-5801 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2463**, AN ACT concerning crimes, punishment and criminal procedure; relating to criminal history; juvenile adjudications; amending K.S.A. 2015 Supp. 21-6810 and 21-6811 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

**HB 2464**, AN ACT concerning crimes, punishment and criminal procedure; relating to probation and postrelease supervision; violation sanctions; amending K.S.A. 2015 Supp. 22-3716 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

#### **REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were referred to committees as indicated:

Corrections and Juvenile Justice: **HB 2451**.

Education: **HB 2457**.

Federal and State Affairs: **HB 2452**.

Health and Human Services: **HB 2455**, **HB 2456**.

Insurance and Financial Institutions: **HB 2453**, **HB 2454**.

Transportation: **HB 2450**.

#### **COMMUNICATIONS FROM STATE OFFICERS**

From Tracy Streeter, Kansas Water Office, 2016 Kansas Water Authority's Annual Report.

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

#### **FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS**

**SB 278**, AN ACT designating Cowley county the official stone bridge capital of Kansas, was considered on final action.

On roll call, the vote was: Yeas 118; Nays 1; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bruchman, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter,

W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Di-erks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Helgerson, Hems-ley, 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, Lusk, Lusker, Macheers, Mason, Mast, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Pow-ell, Proehl, Rahjes, Rhoades, Rooker, Rubin, Ruiz, Jr. Ryckman, Sr. Ryckman, Sawyer, Scapa, Schroeder, Schwab, Schwartz, Scott, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Whipple, Whitmer, Williams, Wilson, Wolfe Moore.

Nays: McPherson.

Present but not voting: None.

Absent or not voting: Kelley, Kiegerl, Read, Seiwert, Sloan, Winn.

The bill passed.

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

#### COMMITTEE OF THE WHOLE

On motion of Rep. Waymaster, Committee of the Whole report, as follows, was ad-  
opted:

Recommended that Committee report recommending a substitute bill to **Sub HB 2151** be adopted.

Also, on motion of Rep. Frownfelter to re-refer **Sub HB 2151** to Committee on Judi-  
ciary, the motion did not prevail; and the substitute bill be passed.

#### REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2449** be passed.

#### REPORT OF STANDING COMMITTEE

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

**Request No.1**, by Representative Kevin Jones, congratulating Samuel Tyler Wood in  
recognition for achievement of Eagle Scout;

**Request No.2**, by Representative Kevin Jones, congratulating Stephen Todd Callow  
in recognition for achievement of Eagle Scout;

**Request No.3**, by Representative Kevin Jones, congratulating Aaron Paul Kubacka  
in recognition for achievement of Eagle Scout;

**Request No.4**, by Representative Kevin Jones, congratulating Isaac Scott Kubacka in  
recognition for achievement of Eagle Scout;

**Request No.5**, by Representative Kevin Jones, congratulating Peyton Keith Fields in  
recognition for achievement of Eagle Scout;

**Request No.6**, by Representative Rick Billinger, congratulating Adam Elliott, on be-  
ing named an Apple Distinguished Educator;

**Request No.7**, by Representative Rick Billinger, congratulating Northwest Kansas Technical College, on being named an Apple Distinguished School for 2015-2017;

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.

Upon unanimous consent, the House referred back to the regular business, Introduction of Bills and Concurrent Resolutions.

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**HB 2465**, AN ACT concerning criminal procedure; relating to competency; amending K.S.A. 22-3301 and repealing the existing section, by Committee on Judiciary.

**HB 2466**, AN ACT concerning municipalities; relating to sanctuary ordinances and resolutions and the prohibition thereof, by Committee on Judiciary.

**HB 2467**, AN ACT concerning alcoholic beverages; relating to microbreweries; authorizing the production of hard cider; amending K.S.A. 2015 Supp. 41-102 and 41-308b and repealing the existing sections, by Committee on Federal and State Affairs.

**HB 2468**, AN ACT concerning schools; relating to the possession of weapons on school property; amending K.S.A. 72-89a01 and repealing the existing section, by Committee on Federal and State Affairs.

**HB 2469**, AN ACT concerning alcoholic beverages; relating to microbreweries; amending K.S.A. 2015 Supp. 41-308b and repealing the existing section, by Committee on Federal and State Affairs.

### REPORT ON ENROLLED RESOLUTIONS

**HR 6029**, **HR 6030** reported correctly enrolled and properly signed on January 14, 2016.

On motion of Rep. Vickrey the House adjourned pro forma until 8:00 a.m. on Friday, January 15, 2016.

BECKIE HENDRICKS, JENNY HAUGH, *Journal Clerks*

SUSAN W. KANNARR, *Chief Clerk*

