

# Journal of the House

## ELEVENTH DAY

---

HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Tuesday, January 26, 2016, 11:00 a.m.

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

The roll was called with 120 members present.

Reps. Grosserode and Seiwert were excused on verified illness.

Rep. Hoffman was excused on legislative business.

Reps. DeGraaf and Patton were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Lord God,  
Thank You for this another day You have given us.  
For these leaders, today I pray for their discomfort.  
Bless them with discomfort at  
easy answers, half truths, and superficial responses.  
Bless them with anger at  
injustice, oppression and exploitation of people  
so that You may lead them in working for  
justice, freedom and peace.  
Bless them with tears for those who suffer from  
pain, rejection, starvation and alienation  
so that You may reach out Your hand to  
comfort them and turn the pain to joy.  
Bless them with enough foolishness to believe that  
You can make a difference in this state,  
so that You can do through them  
what others claim cannot be done.  
This I pray in the Name of Christ,  
Amen.

The Pledge of Allegiance was led by Rep. Ballard.

## INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Hill are spread upon the Journal:

Today I am pleased to introduce to the Kansas House of Representatives Emporia State University's 17<sup>th</sup> President, Dr. Allison Garrett who began her tenure on January 4, 2016.

President Garrett brings to Emporia State a wealth of experience in higher education, government and corporate America. She worked nearly four years as executive vice president at Abilene Christian University, five years as senior vice president for academic affairs at Oklahoma Christian University and three years as associate professor of law at Faulkner University.

Earlier she had spent 16 years as an attorney, two years as a U.S. Securities and Exchange Commission attorney, and 10 years with Wal-Mart Stores, Inc., where she rose from corporate counsel to vice president and general counsel of the corporate division.

Garrett earned a bachelor's degree in English from Oklahoma Christian University, followed by a juris doctorate from the University of Tulsa College of Law and a master of laws degree in securities regulation from Georgetown University Law Center.

A native of Neosho, Missouri, Garrett moves to Emporia with her husband, Chip, and youngest son, Noah, a junior at Emporia High School. The couple has two other children. Daughter Tori is a sophomore at Oklahoma Christian University. Oldest son, Ethan, is an accountant and lives in Edmond, Oklahoma, with his wife, Danielle.

I know Dr. Garrett has already met many of you and looks forward to building a great working relationship with the legislature. Allison, as we thank you for your service, my colleagues join me in welcoming you to Kansas and to the Kansas House of Representatives.

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**HB 2527**, AN ACT concerning motor vehicles; relating to veterans distinctive plates; decals for certain military medals or badges; amending K.S.A. 2015 Supp. 8-1,156 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

**HB 2528**, AN ACT concerning taxation; relating to motor vehicles fuel taxes, rates, permits and distribution of moneys; amending K.S.A. 2015 Supp. 79-3492b, 79-34,118, 79-34,141 and 79-34,142 and repealing the existing sections, by Committee on Transportation.

**HB 2529**, AN ACT concerning motor vehicles; relating to registration, fees, certain vehicles; amending K.S.A. 2015 Supp. 8-143 and repealing the existing section, by Committee on Transportation.

**HB 2530**, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2016, June 30, 2017, and June 30, 2018, for the state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures

and acts incidental to the foregoing; amending K.S.A. 2015 Supp. 74-50, 107, 74-99b34, 75-6609 and 79-34,161 and repealing the existing sections.

**HB 2531**, AN ACT repealing K.S.A. 72-5441, 72-5442, 72-5443, 72-5444 and 72-5447 and K.S.A. 2015 Supp. 72-5436, 72-5438, 72-5439, 72-5440, 72-5445 and 72-5446; concerning certain postsecondary teachers; relating to due process, by Committee on Education.

**HB 2532**, AN ACT concerning education; relating to financial literacy; amending K.S.A. 2015 Supp. 72-1127 and repealing the existing section, by Committee on Education.

**HB 2533**, AN ACT concerning schools; creating the student online personal protection act, by Committee on Education.

**HB 2534**, AN ACT concerning schools; relating to restraint and seclusion of students; amending K.S.A. 2015 Supp. 72-89d02, 72-89d03, 72-89d04, 72-89d05, 72-89d06 and 72-89d08 and repealing the existing sections, by Committee on Children and Seniors.

**HB 2535**, AN ACT concerning the department of health and environment; relating to solid waste, disposal, recycling, hypodermic needles and other sharps; amending K.S.A. 65-3409 and repealing the existing section, by Committee on Energy and Environment.

**HB 2536**, AN ACT concerning accountants; relating to licensure; amending K.S.A. 2015 Supp. 1-307, 1-308, 1-311, 1-312, 1-321 and 1-322 and repealing the existing sections, by Committee on Federal and State Affairs.

**HB 2537**, AN ACT concerning gaming; amending K.S.A. 74-8836 and K.S.A. 2015 Supp. 74-8741, 74-8744, 74-8746, 74-8747, 74-8814 and 75-6204 and repealing the existing sections, by Committee on Federal and State Affairs.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2523**.

Appropriations: **HB 2519**.

Federal and State Affairs: **HB 2525**, **HB 2526**.

General Government Budget: **HB 2524**.

Transportation: **HB 2520**, **HB 2521**, **HB 2522**.

## CHANGE OF REFERENCE

Speaker Merrick announced the withdrawal of **HB 2134** from the Calendar under the heading General Orders and referral to Committee on Insurance and Financial Institutions.

Also, the withdrawal of **HB 2319** from Committee on Taxation and rereferral to Committee on Health and Human Services.

## COMMUNICATIONS FROM STATE OFFICERS

From Mark A. Bruce, Superintendent, Kansas Highway Patrol, pursuant to K.S.A. 60-4117, 2015 Annual Report, State Forfeiture Fund.

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

**INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS**

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6032**—

By Representatives Highland and Ryckman, Sr.

**HR 6032**—A RESOLUTION congratulating and commending the members of the 2016 Kansas Teacher of the Year team.

WHEREAS, The Kansas state department of education sponsors the Kansas Teacher of the Year program, which identifies, recognizes and utilizes representatives of excellent teaching in the elementary and secondary classrooms of the state. The mission of the program is to build and utilize a network of exemplary teachers who are leaders in the improvement of schools, student performance and the teaching profession; and

WHEREAS, Two teachers – one elementary and one secondary – in each of the state's four United States congressional districts were selected as finalists for recognition as the Kansas Teacher of the Year, with the winner being chosen from among the eight finalists. The Kansas Teacher of the Year is awarded the Hubbard Foundation Kansas Teacher of the Year Ambassadorship, which enables the person selected to devote significant time during the second semester to activities supporting the mission of the program. The 2016 Kansas Teacher of the Year and the finalists were honored at an awards banquet on November 21, 2015. All members received a cash award as well as mementos of the event; and

WHEREAS, The Kansas Teacher of the Year is nominated to represent Kansas in the National Teacher of the Year program, a project of the Council of Chief State School Officers, presented by Voya Financial; and

WHEREAS, The 2016 Kansas Teacher of the Year is Justin Coffey, Dodge City USD 443; and the regional finalists are Kristoffer R. Barikmo, Blue Valley USD 229; Lucinda M. Crenshaw, Lawrence USD 497; Shelly Jennings, Maize USD 266; Sheila E. Koup, Eureka USD 389; Nona Mason, Goodland USD 352; B. Jolene Pennington, Paola USD 368; and Anna Sahadeo, De Soto USD 232: Now, therefore,

*Be it resolved by the House of Representatives of the State of Kansas:* That we congratulate and commend the members of the 2016 Kansas Teacher of the Year team and wish Mr. Coffey success in the national competition; and

*Be it further resolved:* That the Chief Clerk of the House of Representatives shall provide eight enrolled copies of this resolution to the Commissioner of Education for forwarding to the members of the 2016 Kansas Teacher of the Year team.

**REPORTS OF STANDING COMMITTEES**

Committee on **Education** recommends **HB 2441** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

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 2538**, AN ACT concerning firearms; relating to the minimum age requirement for concealed carry licenses; amending K.S.A. 2015 Supp. 75-7c04 and repealing the existing section, by Committee on Federal and State Affairs.

**HB 2539**, AN ACT concerning counties; relating to unsafe structures; amending K.S.A. 12-1751 and repealing the existing section, by Committee on Federal and State Affairs.

**HB 2540**, AN ACT concerning the uniform controlled substances act; relating to substances included in schedules I, III and IV; amending K.S.A. 65-4127e and K.S.A. 2015 Supp. 65-4105, 65-4109 and 65-4111 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

**HB 2541**, AN ACT concerning retirement; relating to the Kansas public employees deferred compensation act; sharing of account information; tax treatment; local governmental unit plan option; amending K.S.A. 2015 Supp. 74-49b10, 74-49b14 and 74-49b15 and repealing the existing sections, by Committee on Pensions and Benefits.

**HB 2542**, AN ACT concerning retirement and benefits; relating to the Kansas public employees retirement system and systems thereunder; providing a cost-of-living adjustment for certain retirants, by Committee on Pensions and Benefits.

**HB 2543**, AN ACT concerning elections; requiring a manual audit of certain election results, by Committee on Elections.

**HB 2544**, AN ACT concerning elections; relating to voter registration; allowing voter registration on election days; amending K.S.A. 2015 Supp. 25-2311, 25-2316c and 25-3602 and repealing the existing sections, by Committee on Elections.

**HB 2545**, AN ACT concerning criminal procedure; relating to arrest warrants; search warrants; amending K.S.A. 2015 Supp. 22-2302 and 22-2502 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

On motion of Rep. Vickrey, the House adjourned until 11:00 a.m., Wednesday, January 27, 2016.

BECKIE HENDRICKS, JENNY HAUGH, *Journal Clerks*

SUSAN W. KANNARR, *Chief Clerk*.

