

# Journal of the House

SEVENTY-FOURTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Tuesday, May 23, 2017, 10:00 a.m.

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

The roll was called with 119 members present.

Rep. Stogsdill was excused on verified illness.

Reps. Dove, Holscher, Koesten, Wilson and Winn were excused on excused absence by the Speaker.

Present later: Reps. Dove, Holscher and Koesten.

Excused later: Reps. Barker and DeGraaf.

Prayer by Chaplain Brubaker:

Omniscient God,  
once again, we stand here,  
thankful for the opportunity of another day  
of which we have to serve and make a difference.  
I am reminded of an old African proverb:  
“indecision is like a child with dirty hands:  
if he doesn’t wash his hands, he is called dirty;  
if he does wash his hands, he is wasting water.”  
It might seem at this point,  
that whatever decisions are made,  
in some form or fashion, it appears to not be the right one.  
Your Word tells us that  
“if any of you lacks wisdom, he should ask God,  
who gives generously to all.”  
So, today I ask for wisdom,  
for a spirit of accord,  
for a shared sense of responsibility,  
and for open doors to a solution  
that will serve the common good.  
In Christ’s Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Phillips.

**REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS**

The following bill was referred to committee as indicated:

Taxation: **HB 2428**.

**INTRODUCTION OF ORIGINAL MOTIONS**

On motion of Rep. Hineman, 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 **SB 83**.

**CONFERENCE COMMITTEE REPORT**

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 83** submits the following report:

Your committee on conference agrees to disagree and recommends that a new conference committee be appointed;

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

JOHN E. BARKER

RONALD L. HIGHLAND

LOUIS E. RUIZ

*Conferees on part of House*

BUD ESTES

ROB OLSON

OLETHA FAUST-GOUDEAU

*Conferees on part of Senate*

On motion of Rep. Barker the conference committee report on **SB 83** to agree to disagree, was adopted.

Speaker pro tem Schwab thereupon appointed Reps. Barker, Highland and Ruiz as second conferees on the part of the House.

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

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**AFTERNOON SESSION**

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

**MESSAGES FROM THE SENATE**

The Senate nonconcur in House amendments to **SB 201**, requests a conference and has appointed Senators Estes, Olson and Faust-Goudeau as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **SB 30** and has appointed Senators Tyson, Kerschen and Holland as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2280** and has appointed Senators V. Schmidt, Billinger and Kelly as conferees on the part of the Senate.

Also, the Senate adopts the Conference Committee report to agree to disagree on **SB 83**, and has appointed Senators Estes, Olson and Faust-Goudeau as second conferees on the part of the Senate.

The Senate adopts the Conference Committee report on **H Sub for SB 21**.

The Senate adopts the Conference Committee report on **H Sub for SB 60**.

### INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 201**.

Speaker pro tem Schwab thereupon appointed Reps. Barker, Highland and Ruiz as conferees on the part of the House.

### INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, 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 **Sub HB 2277**.

### MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Williams, the House concurred in Senate amendments to **Sub HB 2277**, AN ACT concerning alcoholic liquor; creating common consumption areas designated by cities and counties; authorizing common consumption area permits; relating to club memberships; amending K.S.A. 2016 Supp. 41-719 and 41-2641 and repealing the existing sections.

On roll call, the vote was: Yeas 97; Nays 22; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Ballard, Becker, Bishop, Brim, Burroughs, Campbell, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, Delperdang, Dierks, Dietrich, Dove, Elliott, Eplee, Esau, Finch, Finney, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Henderson, Highberger, Hineman, Hoffman, Holscher, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Landwehr, Lusk, Lusker, Markley, Mason, Miller, Murnan, Neighbor, Ohaebosim, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schwab, Seiwert, Sloan, Sutton, Tarwater, Terrell, Thimesch, Trimmer, Victors, Ward, Waymaster, Weber, C., Wheeler, Whipple, Whitmer, K. Williams, Wolfe Moore.

Nays: Baker, Blex, Carmichael, Ellis, Francis, Helgerson, Hibbard, Highland, Hodge, Jacobs, K. Jones, Lewis, Mastroni, Orr, Ruiz, Schroeder, Smith, A., Smith, E., S. Swanson, Thompson, Vickrey, Weigel.

Present but not voting: None.

Absent or not voting: Barker, Carlin, DeGraaf, Stogsdill, Wilson, Winn.

On motion of Rep. Hineman, the House recessed until 4:00 p.m.

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LATE AFTERNOON SESSION

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

On motion of Rep. Hineman, the House adjourned until 9:00 a.m., Wednesday, May 24, 2017.

BECKIE HENDRICKS, JENNY HAUGH, JULIA WERNER, *Journal Clerks.*  
SUSAN W. KANNARR, *Chief Clerk.*

