

Journal of the House

EIGHTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, June 7, 2017, 4:00 p.m.

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

The roll was called with 115 members present.

Reps. Deere and Terrell was excused on verified illness.

Rep. Cox was excused on legislative business.

Reps. Aurand, Awerkamp, Barker, Campbell, Claey's, Pittman and Thompson were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Father God,
Thank You again for another day
with which You have blessed us.
I never know when I walk into this Chamber what to expect.
It reminds me of the quote of my favorite philosopher:
"my mama always told me life was like a box of chocolates;
you never know what you're gonna get."
I think he is also the one who said,
"stupid is as stupid does."
Anyway, here we are, having accomplished two major bills.
But there is still one huge bill before our leaders
that has to be dealt with – the budget.
Some may be saying,
"Houston, we have a problem;"
while others may be thinking,
"show me the money;"
There could even be the idea of
"I'm gonna make him an offer he can't refuse."
I just pray that we don't get to the point where
"what we've got here is a failure to communicate."
All I can say is,
"fasten your seatbelts, its gonna be a bumpy ride."
Not like it hasn't been already.
My prayer is that You will guide our leaders in this task,
and guide them to a solution.
"After all, tomorrow is another day."

Remind each of our leaders that
 “you is kind, you is smart, and you is important.”
 And when it is all said and done, we can all agree that
 “there is no place like home.”
 Lord, You have heard my prayer,
 respond to it as You will.
 In Christ’s Name, Amen.

The Pledge of Allegiance was led by Rep. Trimmer.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committee as indicated:
 Taxation: **Sub SB 198**.

MESSAGES FROM THE SENATE

The Senate adopts the Conference Committee report on **HB 2407**.
 The Senate adopts the Conference Committee report on **HB 2409**.

CHANGE OF CONFEREES

Speaker pro tem Schwab announced the appointment of Reps. Johnson, Phillips, and Sawyer to replace Reps. Kelly, Powell, and Trimmer as members of the conference committee on **HB 2111**.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **SB 109**, as amended by Senate Committee, be amended by substituting a new bill to be designated as "House Substitute for SENATE BILL NO. 109," as follows:

"House Substitute for SENATE BILL NO. 109
 By Committee on Appropriations

"AN ACT making and concerning appropriations for fiscal years ending June 30, 2017, June 30, 2018, June 30, 2019, June 30, 2020, June 30, 2021, and June 30, 2022, for state agencies; authorizing and directing payment of certain claims against the state; 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. 2016 Supp. 2-223, 12-1775a, 12-5256, 55-193, 68-2320, 74-4920, as amended by section 43 of 2017 Senate Substitute for Substitute for House Bill No. 2052, 74-50,107, 74-99b34, 75-6702, 75-6706, as amended by section 47 of 2017 Senate Substitute for Substitute for House Bill No. 2052, 76-775, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-34,171, 79-4804 and 82a-953a and repealing the existing sections.";

And the substitute bill be passed.
(H Sub for SB 109 was thereupon introduced and read by title.)

On motion of Rep. Hineman, the House recessed until 4:30 p.m.

LATE AFTERNOON SESSION

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

MESSAGES FROM THE GOVERNOR

Sub HB 2277 approved on June 7, 2017.

CONFERENCE COMMITTEE REPORTS

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2407** 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 2, following line 25, by inserting:

"(e) No conservation easement, as defined in K.S.A. 58-3810, and amendments thereto, shall be created for any of the tracts of land described in this section without prior specific authorization in an act of the legislature."

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

CAROLYN MCGINN

RICK BILLINGER

LAURA KELLY

Conferees on part of Senate

BILL SUTTON

CHUCK WEBER

TOM BURROUGHS

Conferees on part of House

On motion of Rep. Sutton to adopt the conference committee report to **HB 2407**, Rep. Corbet offered a substitute motion to not adopt the conference committee report and that a new conference committee be appointed. The motion prevailed.

Speaker pro tem Schwab thereupon appointed Reps. Sutton, Weber and Burroughs as second conferees on the part of the House.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2409** 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, in line 32, by striking all after "practicable"; in line 33, by striking all before the period;

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

BUD ESTES
 RICHARD HILDERBRAND
 OLETHA FAUST-GOUDEAU
Conferees on part of Senate

BILL SUTTON
 CHUCK WEBER
 TOM BURROUGHS
Conferees on part of House

On motion of Rep. Sutton, the conference committee report on **HB 2409** was adopted.

On roll call, the vote was: Yeas 99; Nays 13; Present but not voting: 0; Absent or not voting: 13.

Yeas: Alford, Arnberger, Baker, Ballard, Blex, Brim, Burris, Burroughs, Carlin, B. Carpenter, Clark, Clayton, Concannon, Corbet, Crum, S., E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Hibbard, Highland, Hineman, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Lakin, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Orr, Osterman, Parker, F. Patton, Phelps, Phillips, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Trimmer, Vickrey, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Winn, Wolfe Moore.

Nays: Alcalá, Becker, Bishop, Carmichael, Curtis, Finney, Henderson, Highberger, Kuether, Ohaebosim, Ousley, Ruiz, Victors.

Present but not voting: None.

Absent or not voting: Aurand, Awerkamp, Barker, Campbell, Claeys, Cox, Deere, Hodge, Miller, Pittman, Terrell, Thompson, Wilson.

REPORT ON ENGROSSED BILLS

Sub HB 2230 reported correctly engrossed June 6, 2017.

HB 2313 reported correctly reengrossed June 6, 2017

On motion of Rep. Hineman, the House adjourned until 1:00 p.m., Thursday, June 8, 2017.

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

