

# Journal of the House

## FORTY-EIGHTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Tuesday, March 26, 2019, 11:00 a.m.

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

The roll was called with 124 members present.  
Rep. Carlson was excused on verified illness.  
Excused later: Rep. Howard.

Prayer by guest chaplain, Rev. Curtis Wright, Pastor, Wellsville Family Worship Center, Wellsville, and guest of Rep. Samsel:

Heavenly Father, we look to You now asking that You would grace this room, and these public servants, with Your presence. Not just here and now, but every time they gather to seek wisdom and understanding as they wrestle with how to best meet the needs of the people of not just this great state but even of this great nation! And that each of these men and women would be mindful of the fact that, even in their respective levels of service, still... You, Creator God, are the ultimate source of all power and authority, and to whom much is given, much will be required. And the best way to leverage that power and authority is on behalf of the people they were elected to represent. Recognizing that... when a servant's power is leveraged on behalf of the people they serve, then the Apostle Paul's words will begin to ring true ... that we may, indeed, lead quiet and peaceable lives in all godliness and reverence. We pray these things in the Name of our Lord and Savior, Jesus Christ, Amen.

The Pledge of Allegiance was led by Rep. Burriss.

### **PERSONAL PRIVILEGE**

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

Thank you Mr. Speaker. I invite the Representatives from Johnson County to join me at the well.

I am recognizing Rui Xu as the first Chinese American to be elected to the Kansas House of Representatives.

Rui was born in Switzerland in 1989 to Chinese graduate students pursuing their PhDs. Due to the 1 child policy in China and the fact that Rui had an older sister, the family moved to the United States when Rui was 2 years old. He would spend the remainder of his childhood growing up in the town of Rolla, Missouri, where he became a naturalized US citizen at the age of 12. After graduating from the University of Southern California with a degree in economics, he married his high school sweetheart, Kearsha and moved to Kansas City to pursue a career in sports analytics. Rui and Kearsha moved to Olathe, KS in 2013 and later moved to Westwood in 2015. During that time Rui worked for Sporting Kansas City for 3.5 years during the time that the team won the MLS Championship in 2013.

In 2016 Rui decided he wanted to switch gears and take on a career that helped people. He became a marketing operations analyst at Children's International, which is the largest non-profit, supporting over 200,000 children around the world. At the same time Rui began volunteering his time in the literacy KC board, helping low-literacy adults in the area improve their reading ability. Ultimately this led to his run for state representative because he believes that a strong, open and trustworthy government can be a catalyst for growth for all the people in Kansas.

Rep. Susan Ruiz presented Rep. Xu with a framed House certificate.

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill and concurrent resolution were introduced and read by title:

**HB 2412**, AN ACT concerning advanced practice registered nurses; board of nursing; relating to the definition of practice; prescribing authority; licensure requirements; rules and regulations; amending K.S.A. 65-1130 and 65-4101, K.S.A. 2017 Supp. 65-1113, as amended by section 2 of chapter 42 of the 2018 Session Laws of Kansas, and K.S.A. 2018 Supp. 40-3401 and repealing the existing sections, by Committee on Federal and State Affairs.

### HOUSE CONCURRENT RESOLUTION No. **HCR 5010**—

By Committee on Federal and State Affairs

A PROPOSITION to amend article 3 of the constitution of the state of Kansas by adding a new section thereto, concerning the issuance of decisions by the Kansas supreme court.

*Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:*

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Article 3 of the constitution of the state of Kansas is hereby amended by adding a new section to read as follows:

**"§ 21. Time limit on issuance of supreme court decisions.** The supreme court shall issue an opinion or decision in any case that is pending before the court, including any decision on a motion filed with the court, within one year after the final submission of all appellate briefs or the date of oral arguments, if any such arguments are scheduled, whichever occurs later."

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

*"Explanatory statement.* This amendment would require the Kansas supreme court to issue an opinion or decision, including any decision on a motion filed with the court, within one year after receiving all final arguments in a case or on a motion.

"A vote for this proposition would prohibit the Kansas supreme court from taking more than one year to issue an opinion or decision in a case, including any motion filed with the court, once the court has received all final arguments in the case or on the motion.

"A vote against this proposition would make no changes to the time the Kansas supreme court may take to issue an opinion or decision in a case."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives, and two-thirds of the members elected (or appointed) and qualified to the Senate shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2020, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2410, HB 2411.**

## FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

**HB 2018**, AN ACT creating the Kansas criminal justice reform commission; relating to duties and membership; report to legislature, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 4; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rajhes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Burris, Garber, Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Carlson.

The substitute bill passed, as amended.

**HB 2054**, AN ACT concerning insurance; relating to health insurance; pertaining to association health plans; jurisdiction of the commissioner; exemption from regulation as small employer health plans; updating requirements, terminology and references related thereto; amending K.S.A. 40-2209b and 40-2209e and K.S.A. 2018 Supp. 40-2209, 40-2209d, 40-2222, 40-2222a and 40-2222b and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 101; Nays 23; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Baker, Ballard, Barker, Bergquist, Blex, Burris, Capps, Carlin, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Holscher, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Neighbor, Orr, Owens, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Wolfe Moore, Woodard.

Nays: Alcala, Amyx, Benson, Bishop, Burroughs, Carmichael, Finney, Henderson, Highberger, Hodge, Horn, Kuether, Lusk, Murnan, Ohaebosim, Ousley, Pittman, Ruiz, L., Stogsdill, Victors, Ward, Winn, Xu.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**HB 2137**, AN ACT concerning the Kansas open records act; relating to exceptions to disclosure of public records; legislative review; amending K.S.A. 2018 Supp. 9-513c, 40-3407 and 45-229 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple,

K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

**HB 2173**, AN ACT concerning industrial hemp; establishing a commercial industrial hemp program; amending K.S.A. 65-4101 and 65-4105 and K.S.A. 2018 Supp. 2-3901, 2-3902, 2-3903, 21-5701 and 21-5702 and repealing the existing sections; also repealing K.S.A. 65-4101c and 65-4105b and K.S.A. 2018 Supp. 21-5701a, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 5; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Eplee, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Ellis, Erickson, Landwehr, Rhiley.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**HB 2274**, AN ACT concerning abortion; relating to medication abortions; notification requirements, was considered on final action.

On roll call, the vote was: Yeas 85; Nays 39; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Phillips, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Warfield, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger,

Hodge, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Ward, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed as amended.

#### EXPLANATIONS OF VOTE

MR. SPEAKER, **HB 2274**-Abortion Pill Reversal provides pregnant women considering an abortion, additional choices if they have commenced RU-486 treatment. This is pro-life and pro-women's health. Remember, this is just oral and written notice of an option.

Colleagues, I choose to stand with the 2,500 members of the American Association of Pro-Life OB/Gyns in support of abortion pill reversal. I vote Yes on **HB 2274** – JOHN EPLEE, MARTIN LONG, DAVE BAKER, CHERYL HELMER, MARK SAMSEL, LES MASON, RONALD ELLIS, DOUG BLEX, TORY MARIE ARNBERGER, KELLIE WARREN, BARBARA WASINGER, ADAM THOMAS, KYLE HOFFMAN, ERIC SMITH, LEONARD MASTRONI, RON HOWARD, KEN COLLINS, BILL SUTTON, LONNIE CLARK, BRENDA LANDWEHR, CHARLOTTE ESAU, SUSAN HUMPHRIES, MEGAN LYNN, JACK THIMESCH, SEAN TARWATER, JOE SEIWERT, JOHN WHEELER, JR., EMIL BERGQUIST

MR. SPEAKER: I vote Yes on **HB 2274**, because We the people of Kansas, grateful to Almighty God for our civil and religious privileges, in order to insure the full enjoyment of our rights as American citizens, believe “All men are possessed of equal and inalienable natural rights, among which are *life, liberty, and the pursuit of happiness.*” It's impossible to continue to enjoy these God given rights and privileges if Kansas continues to allow helpless babies to be murdered in the womb. God gives life; the State Constitution is to protect innocent life. If politicians won't protect the lives of babies in the womb, then who will? TREVOR JACOBS

**HB 2307**, AN ACT concerning insurance; relating to dental benefits; covered services and non-covered services; limitations on plan changes; amending K.S.A. 2018 Supp. 40-2,186 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 91; Nays 33; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bishop, Burris, Burroughs, Capps, Carlin, Claeys, Clark, Clayton, Concannon, Cox, Curtis, Dierks, Dietrich, Donohoe, Ellis, Eplee, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoheisel, Holscher, Horn, Houser, Howard, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Smith, A., Stogsdill, Straub, Thompson, Toplikar, Victors, Ward, Warfield, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Bergquist, Blex, Carmichael, B. Carpenter, W. Carpenter, Collins, Corbet, Croft, Delperdang, Dove, Erickson, Esau, Garber, Hoffman, Huebert, Humphries, Jacobs, Long, Mason, Owens, Resman, Rhiley, Seiwert, Smith, E., Sutton, Tarwater, Thimesch, Thomas, Vickrey, Waggoner, Warren, Wasinger.

Present but not voting: None.  
 Absent or not voting: Carlson.  
 The bill passed, as amended.

## EXPLANATION OF VOTE

MR. SPEAKER, I vote no on **HB 2307**. When a Dentist contracts with a health insurance carrier, they agree to certain rates for certain services. Health carriers negotiate on behalf of their consumers to ensure reasonable costs for services, including those not covered by the health insurance contract. These are additional benefits of the insurance agreement, that the consumer paid a premium to have. This bill undermines those contracts that were negotiated and agreed to, and isn't consumer friendly. A Yes vote is a vote to raise health care costs for Kansans. My constituents will know I made every effort to drive down the cost of health care. – SEAN TARWATER, SR., ERIC SMITH, KYLE HOFFMAN, JACK THIMESCH, JOE SEIWERT, JOHN RESMAN, MARTIN LONG, TREVOR JACOBS, CHARLOTTE ESAU

**HB 2314**, AN ACT concerning cities; relating to the rehabilitation of abandoned property; amending K.S.A. 2018 Supp. 12-1750 and 12-1756a and repealing the existing sections; also repealing K.S.A. 2018 Supp. 12-1756e, was considered on final action.

On roll call, the vote was: Yeas 97; Nays 27; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Burroughs, Carlin, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Curtis, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Esau, Finch, Francis, French, Frownfelter, Garber, Gartner, Helgerson, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Tarwater, Thimesch, Thompson, Vickrey, Waggoner, Ward, Warfield, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu

Nays: Awerkamp, Blex, Burris, Capps, Carmichael, B. Carpenter, W. Carpenter, Croft, Delperdang, Erickson, Finney, Hawkins, Helmer, Henderson, Hibbard, Hodge, Humphries, Jacobs, Ohaebosim, Owens, Rhiley, Sutton, Thomas, Toplikar, Victors, Warren, Wasinger.

Present but not voting: None.  
 Absent or not voting: Carlson.  
 The bill passed, as amended.

**HB 2389**, AN ACT concerning controlled substances; relating to prescriptions therefor; requiring electronic prescriptions for certain controlled substances, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson,

Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**HB 2396**, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; conditions of probation; sanctions for violation; certified drug abuse treatment programs; amending K.S.A. 2018 Supp. 21-6604, 21-6824, 22-3716 and 22-3717 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 97; Nays 27; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Awerkamp, Baker, Ballard, Benson, Bishop, Burroughs, Capps, Carlin, Carmichael, Claeys, Clark, Clayton, Concannon, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Ellis, Eplee, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Lynn, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Smith, A., Smith, E., Stogsdill, Sutton, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arberger, Barker, Bergquist, Blex, Burris, B. Carpenter, W. Carpenter, Collins, Corbet, Dove, Erickson, Esau, Finch, Garber, Helmer, Hoffman, Jacobs, Landwehr, Mason, Owens, Resman, Rhiley, Seiwert, Straub, Tarwater, Thimesch, Thomas.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**HR 6018**, A RESOLUTION requesting the federal government address water quality issues in the Arkansas River Basin in Southeast Colorado and Southwest Kansas and the prevalence of radionuclides in the waters of the Arkansas River Basin, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not



voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The resolution was adopted.

**SB 15**, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; definition of service-connected; amending K.S.A. 74-4952 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**SB 16**, AN ACT concerning education; relating to the instruction and financing thereof; amending K.S.A. 72-1167, 72-3422, 72-4352, 72-4354, 72-5131, 72-5132, 72-5150, 72-5170, 72-5171, 72-5173, 72-5193, 72-5461, 72-5462, 72-6147, 72-6487 and 72-8193 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 63; Nays 61; Present but not voting: 0; Absent or not voting: 1.

Yeas: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Concannon, Corbet, Croft, Delperdang, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Johnson, Kelly, Landwehr, Lynn, Mason, Owens, Pannbacker, F. Patton, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, K. Williams.

Nays: Alcala, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Collins, Cox, Curtis, Dierks, Dietrich, Donohoe, Dove, Finney, Frownfelter, Gartner, Helgerson, Henderson, Hibbard, Highberger, Hodge, Holscher, Horn, Jennings, Karleskint, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Parker, Phillips, Pittman, Probst, Ruiz, L., Ruiz, S., Samsel, Sawyer, Schreiber, Stogsdill, Thompson, Victors, Ward, Warfield, Weigel, Wheeler, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Carlson.

The substitute bill passed.

#### EXPLANATIONS OF VOTE

MR. SPEAKER: Accountability is the cornerstone of all good policy. When the Legislature commits millions more annually to education, it is our responsibility to ensure those dollars are being allocated in ways that improve student achievement – at all levels, especially the at-risk level. Placing more resources in the classroom for instruction is the most important accountability measure to better move students toward success. Per the words of KSDE, without the foundation of the classroom, the whole education system is doomed to failure. Mr. Speaker, I vote yes on **SB 16**. – KRISTEY WILLIAMS, STEPHEN OWENS, TREVOR JACOBS

MR. SPEAKER: I vote no on **SB 16**. Our vote is the most important instrument we have. Its power is great and it's not meant to be traded or manipulated. Our job is to serve the people. And the people we need to worry about are the ones out there. It's liberating when you free yourselves and vote for the people. No one out there - supports this bill. So, I implore everyone, be the courageous Legislator you were meant to be, and vote no on this bill. You'll be a hero where it matters—out there. – CINDY HOLSCHER

MR. SPEAKER: I vote no on **Senate Bill 16**. The policy portion of the Gannon suit has already been settled, and this bill merely opens the state to further potential litigation. The Kansas Supreme Court made their position very clear. I will not support a bill that takes our progress on school finance backward rather than toward resolution. Kansas children and teachers deserve better. We must do the job we were both mandated and elected to do. **SB 16** does not do that job. – TOM SAWYER, BARBARA BALLARD, RUI XU, PAM CURTIS, TIM HODGE, CINDY NEIGHBOR, SYDNEY CARLIN, GAIL FINNEY, STEPHANIE CLAYTON, NANCY LUSK, JERRY STOGSDILL, EILEEN HORN, VALDENIA WINN, DAVE BENSON, BRODERICK HENDERSON, JIM GARTNER, FRED A WARFIELD, BRANDON WOODARD, MONICA MURNAN, JEFF PITTMAN

MR. SPEAKER: Body, I believe that many, many Kansans want these policies in **SB 16**. Who would that be?

- Parents who want to know where the dollars are spent in their districts.
- Parents whose children are in failing schools and they see a way out with these policies.
- Parents whose children have dyslexia.

These policies are about parents and children. And I vote yes on **SB 16**.—SUSAN HUMPHRIES

MR. SPEAKER: I vote “yes” on **SB 16** because I have had a majority of MY constituents ask about accountability. We are not held to listening only to one side and I am not LED to a vote. — ERIC SMITH

MR. SPEAKER: I ran on accountability for schools and more dollars to the classroom. I took the time to explain the school funding issue to my constituents. I’ve gotten past the newspapers and special interest group emails. I knew there was a problem when, after a \$500M raise, the KASB testified against diagnosing dyslexia at an early age because it cost too much to teach them properly. I simply cannot just write another blank check, without accountability. While I certainly support schools, when they are pitted against the children, MY Constituents know that I will always fight for their children. I vote Yes on **SB 16**. — SEAN TARWATER, SR., CHARLOTTE ESAU

**SB 18**, AN ACT concerning crimes, punishment and criminal procedure; relating to counterfeiting currency; sentencing; presentence investigation report; diversion agreements; attorney general; amending K.S.A. 22-2906 and K.S.A. 2018 Supp. 21-5840, 21-6813 and 22-2909 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**SB 20**, AN ACT concerning courts; relating to recognition of tribal court judgments; court fees and costs; judicial branch surcharge fund; amending K.S.A. 65-409 and K.S.A. 2018 Supp. 8-2107, 8-2110, 20-3021, 21-6614, 22-2410, 23-2510, 28-170, 28-172a, 28-177, 28-178, 28-179, 32-1049a, 38-2215, 38-2312, 38-2314, 59-104, 60-729, 60-2001, 60-2203a, 61-2704 and 61-4001 and repealing the existing sections, was considered on final action.

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

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burroughs, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Burris, Capps, Garber, Helmer, Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**SB 25**, AN ACT making and concerning appropriations for fiscal years ending 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. 74-50, 107 and 74-99b34 and K.S.A. 2018 Supp. 2-223, 12-1775a, 12-5256, 55-193, 75-2263, 75-4209, 75-6707, 76-775, 76-7, 107, 79-2959, 79-2964, 79-3425i, 79-34, 171, 79-4804 and 82a-953a and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 99; Nays 25; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bergquist, Blex, Carlin, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Ellis, Eplee, Finch, Francis, French, Frownfelter, Gartner, Hawkins, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Tarwater, Thimesch, Thompson,

Toplikar, Vickrey, Victors, Waggoner, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Bishop, Burris, Burroughs, Capps, Carmichael, Dove, Erickson, Esau, Finney, Garber, Helgerson, Hodge, Houser, Jacobs, Kuether, Neighbor, Ohaebosim, Probst, Rhiley, Stogsdill, Sutton, Thomas, Ward, Wasinger.

Present but not voting: None.

Absent or not voting: Carlson.

The substitute bill passed.

**SB 28**, AN ACT concerning insurance; relating to fraudulent insurance acts; amount involved; amending K.S.A. 2018 Supp. 40-2,118 and repealing the existing section; also repealing K.S.A. 2018 Supp. 40-2,118a, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Pittman.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**SB 53**, AN ACT concerning state emblems; designating the chambourcin as the state red wine grape; designating the vigneoles as the state white wine grape, was considered on final action.

On roll call, the vote was: Yeas 88; Nays 36; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Awerkamp, Baker, Ballard, Barker, Benson, Bishop, Burroughs, Carlin, Claeys, Clark, Clayton, Collins, Corbet, Cox, Croft, Curtis, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Finch, Finney, Francis, French, Gartner, Hawkins, Helmer, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Long, Lusk, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, E., Stogsdill, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Victors, Warfield, Weigel, Wheeler, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Bergquist, Blex, Burris, Capps, Carmichael, B. Carpenter, W. Carpenter, Concannon, Delperdang, Erickson, Esau, Frownfelter, Garber, Helgerson, Henderson, Hodge, Houser, Jacobs, Landwehr, Lynn, Mason, Owens, Parker, Rhiley, Smith, A., Straub, Thompson, Vickrey, Waggoner, Ward, Warren, Wasinger, Waymaster, Whipple, K. Williams.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**SB 60**, AN ACT concerning real estate; relating to licensing of brokers and salespersons; application, temporary licenses, education requirements, deactivation and reinstatement of licenses, broker's primary office, fees, effect on other licenses of suspension or revocation of certain licenses; Kansas real estate commission; organization, seal; amending K.S.A. 74-4202 and K.S.A. 2018 Supp. 58-3039, 58-3040, 58-3045, 58-3046a, 58-3047, 58-3060, 58-3063, 58-3080 and 58-3081 and repealing the existing sections; also repealing K.S.A. 58-3049, was considered on final action.

On roll call, the vote was: Yeas 107; Nays 17; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Baker, Ballard, Barker, Benson, Bishop, Burroughs, Capps, Carlin, Carmichael, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Ellis, Eplee, Finch, Finney, Francis, French, Frownfelter, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Pannbacker, Parker, F. Patton, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Averkamp, Bergquist, Blex, Burris, B. Carpenter, W. Carpenter, Croft, Dove, Erickson, Esau, Garber, Jacobs, Owens, Pittman, Rhiley, Sutton, Vickrey.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

**SB 63**, AN ACT concerning transportation; relating to transportation network company vehicles; regulating the use of authorized lights, city ordinances; requiring vehicle drivers to stop for on-track train equipment at railroad grade crossing signals; amending K.S.A. 8-1551 and K.S.A. 2018 Supp. 8-1729 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer,

Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**SB 66**, AN ACT concerning insurance; relating to the version of risk-based capital instructions in effect; exempting certain domestic insurers from filing enterprise risk reports; amending K.S.A. 2018 Supp. 40-2c01 and 40-3305 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Ward.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**SB 67**, AN ACT concerning life insurance; relating to unfair or deceptive acts or practices; establishing the unclaimed life insurance benefits act; amending K.S.A. 2018 Supp. 40-2404 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch,

Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**SB 68**, AN ACT concerning cities; relating to a valid contract franchise ordinance and wireless service providers; prohibitions; amending K.S.A. 2018 Supp. 12-2001 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 112; Nays 12; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Capps, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Garber, Gartner, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Owens, Pannbacker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard.

Nays: Burroughs, Carlin, Clayton, Frownfelter, Helmer, Hodge, Ousley, Parker, Rhiley, Ruiz, S., Stogsdill, Xu.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

**SB 69**, AN ACT concerning electric utilities; requiring a study of electric rates; relating to the legislative coordinating council; state corporation commission, was considered on final action.

On roll call, the vote was: Yeas 117; Nays 7; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch,



Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Hineman, Hodge, Kuether, Rhiley, Samsel, Sutton, Wasinger.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**SB 71**, AN ACT concerning postsecondary education; relating to the state board of regents; eliminating the expiration of the postsecondary technical education authority; requiring an annual report; amending K.S.A. 74-32,402 and repealing the existing section; also repealing K.S.A. 74-32,404, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Rhiley.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

**SB 77**, AN ACT concerning children and minors; relating to children with sexual behavior problems; Kansas department for children and families; voluntary services, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch,

Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**SB 78**, AN ACT concerning consumer protection; relating to assignment of rights or benefits to a residential contractor under a property and casualty insurance policy insuring residential real estate; consumer protection act; definitions of consumer transaction and supplier; amending K.S.A. 2018 Supp. 50-624 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Finch.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed, as amended.

**SB 82**, AN ACT concerning financial institutions; relating to the state banking code; form of delivery of certain notices; certificates of existence; conversion to state banks; amending K.S.A. 2018 Supp. 9-550, 9-808, 9-908 and 9-1506 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson,

Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

**SB 90**, AN ACT concerning economic development; relating to the center for entrepreneurship act; extending the tax credit for contributions to financial institutions and increasing the annual credit available for all contributors; amending K.S.A. 74-99c09 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Rhiley, Waggoner.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

**SB 94**, AN ACT concerning motor vehicle insurance; relating to reductions in premiums; approved motor vehicle accident prevention courses; pertaining to course duration and approving entities; amending K.S.A. 40-1112a and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 4; Present but not voting: 0; Absent or not

voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Carmichael, Hodge, Rhiley, Tarwater.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

**SB 97**, AN ACT concerning motor vehicles; relating to fleet rental vehicles; registrations; creating the fleet rental vehicle administration fund; amending K.S.A. 2018 Supp. 8-145 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

**SB 128**, AN ACT concerning schools; relating to safety drills; requiring a certain number of fire, tornado and crisis drills; rules and regulations of the state fire marshal; amending K.S.A. 2018 Supp. 31-133 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: W. Carpenter.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

**SB 199**, AN ACT concerning education; relating to Kansas high school equivalency credentials; establishing the AO-K to work program, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Carlson.

The bill passed.

**MOTIONS TO CONCUR AND NONCONCUR**

On motion of Rep. Barker, the House concurred in Senate amendments to **HB 2035**, AN ACT concerning alcoholic beverages; relating to cereal malt beverages and enforcement of laws regulating the sale thereof; amending K.S.A. 2016 Supp. 41-308, as amended by section 6 of chapter 56 of the 2017 Session Laws of Kansas, and K.S.A. 2018 Supp. 41-106 and 79-4101 and repealing the existing sections.

On roll call, the vote was: Yeas 122; Nays 2; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Amyx, Arnberger, Averkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Hibbard, Highberger, Highland, Hineman, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Whipple, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Hodge, Thompson.

Present but not voting: None.

Absent or not voting: Carlson.

On motion of Rep. Proehl, the House nonconcurred in Senate amendments to **HB 2126** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Proehl, Thimesch and Helgerson as conferees on the part of the House.

On motion of Rep. Vickrey, the House nonconcurred in Senate amendments to **HB 2209** and asked for a conference.

Speaker pro tem Finch thereupon appointed Reps. Vickrey, Cox and Neighbor as conferees on the part of the House.

**PERSONAL PRIVILEGE**

Rep. Lusk requested unanimous consent of the House to have her vote changed from Aye to Nay on **HB 2054**. There was no objection.

On motion of Rep. Hawkins, the House resolved into the Committee of the Whole, with Rep. Hoffman in the chair.

**COMMITTEE OF THE WHOLE**

On motion of Rep. Hoffman, Committee of the Whole report, as follows, was adopted:

Recommended that **SCR 1605** be adopted.

Roll call was demanded on motion of Rep. Burroughs, to amend **HB 2154** on page 27, following line 39, by inserting:

"Sec. 5. K.S.A. 2018 Supp. 44-706 is hereby amended to read as follows: 44-706. The secretary shall examine whether an individual has separated from employment for each week claimed. The secretary shall apply the provisions of this section to the individual's most recent employment prior to the week claimed. An individual shall be disqualified for benefits:

(a) If the individual left work voluntarily without good cause attributable to the work or the employer, subject to the other provisions of this subsection. For purposes of this subsection, "good cause" is cause of such gravity that would impel a reasonable, not supersensitive, individual exercising ordinary common sense to leave employment. Good cause requires a showing of good faith of the individual leaving work, including the presence of a genuine desire to work. Failure to return to work after expiration of approved personal or medical leave, or both, shall be considered a voluntary resignation. After a temporary job assignment, failure of an individual to affirmatively request an additional assignment on the next succeeding workday, if required by the employment agreement, after completion of a given work assignment, shall constitute leaving work voluntarily. The disqualification shall begin the day following the separation and shall continue until after the individual has become reemployed and has had earnings from insured work of at least three times the individual's weekly benefit amount. An individual shall not be disqualified under this subsection if:

(1) The individual was forced to leave work because of illness or injury upon the advice of a licensed and practicing health care provider and, upon learning of the necessity for absence, immediately notified the employer thereof, or the employer consented to the absence, and after recovery from the illness or injury, when recovery was certified by a practicing health care provider, the individual returned to the employer and offered to perform services and the individual's regular work or comparable and suitable work was not available. As used in this paragraph "health care provider" means any person licensed by the proper licensing authority of any state to engage in the practice of medicine and surgery, osteopathy, chiropractic, dentistry, optometry, podiatry or psychology;

(2) the individual left temporary work to return to the regular employer;

(3) the individual left work to enlist in the armed forces of the United States, but was rejected or delayed from entry;

(4) the spouse of an individual who is a member of the armed forces of the United States who left work because of the voluntary or involuntary transfer of the individual's spouse from one job to another job, which is for the same employer or for a different employer, at a geographic location which makes it unreasonable for the individual to continue work at the individual's job. For the purposes of this provision the term "armed forces" means active duty in the army, navy, marine corps, air force, coast guard or any branch of the military reserves of the United States;

(5) the individual left work because of hazardous working conditions; in determining whether or not working conditions are hazardous for an individual, the degree of risk involved to the individual's health, safety and morals, the individual's physical fitness and prior training and the working conditions of workers engaged in the

same or similar work for the same and other employers in the locality shall be considered; as used in this paragraph, "hazardous working conditions" means working conditions that could result in a danger to the physical or mental well-being of the individual; each determination as to whether hazardous working conditions exist shall include, but shall not be limited to, a consideration of: (A) The safety measures used or the lack thereof; and (B) the condition of equipment or lack of proper equipment; no work shall be considered hazardous if the working conditions surrounding the individual's work are the same or substantially the same as the working conditions generally prevailing among individuals performing the same or similar work for other employers engaged in the same or similar type of activity;

(6) the individual left work to enter training approved under section 236(a)(1) of the federal trade act of 1974, provided the work left is not of a substantially equal or higher skill level than the individual's past adversely affected employment, as defined for purposes of the federal trade act of 1974, and wages for ~~such the~~ work are not less than 80% of the individual's average weekly wage as determined for the purposes of the federal trade act of 1974;

(7) the individual left work because of unwelcome harassment of the individual by the employer or another employee of which the employing unit had knowledge and that would impel the average worker to give up ~~such the~~ worker's employment;

(8) the individual left work to accept better work; each determination as to whether or not the work accepted is better work shall include, but shall not be limited to, consideration of: (A) The rate of pay, the hours of work and the probable permanency of the work left as compared to the work accepted; (B) the cost to the individual of getting to the work left in comparison to the cost of getting to the work accepted; and (C) the distance from the individual's place of residence to the work accepted in comparison to the distance from the individual's residence to the work left;

(9) the individual left work as a result of being instructed or requested by the employer, a supervisor or a fellow employee to perform a service or commit an act in the scope of official job duties which is in violation of an ordinance or statute;

(10) the individual left work because of a substantial violation of the work agreement by the employing unit and, before the individual left, the individual had exhausted all remedies provided in ~~such the~~ agreement for the settlement of disputes before terminating. For the purposes of this paragraph, a demotion based on performance does not constitute a violation of the work agreement;

(11) after making reasonable efforts to preserve the work, the individual left work due to a personal emergency of such nature and compelling urgency that it would be contrary to good conscience to impose a disqualification; or

(12) (A) the individual left work due to circumstances resulting from domestic violence, including:

(i) The individual's reasonable fear of future domestic violence at or en route to or from the individual's place of employment;

(ii) the individual's need to relocate to another geographic area in order to avoid future domestic violence;

(iii) the individual's need to address the physical, psychological and legal impacts of domestic violence;

(iv) the individual's need to leave employment as a condition of receiving services or shelter from an agency which provides support services or shelter to victims of



domestic violence; or

(v) the individual's reasonable belief that termination of employment is necessary to avoid other situations which may cause domestic violence and to provide for the future safety of the individual or the individual's family.

(B) An individual may prove the existence of domestic violence by providing one of the following:

(i) A restraining order or other documentation of equitable relief by a court of competent jurisdiction;

(ii) a police record documenting the abuse;

(iii) documentation that the abuser has been convicted of one or more of the offenses enumerated in articles 34 and 35 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or articles 54 or 55 of chapter 21 of the Kansas Statutes Annotated, or K.S.A. 2018 Supp. 21-6104, 21-6325, 21-6326 or 21-6418 through 21-6422, and amendments thereto, where the victim was a family or household member;

(iv) medical documentation of the abuse;

(v) a statement provided by a counselor, social worker, health care provider, clergy, shelter worker, legal advocate, domestic violence or sexual assault advocate or other professional who has assisted the individual in dealing with the effects of abuse on the individual or the individual's family; or

(vi) a sworn statement from the individual attesting to the abuse.

(C) No evidence of domestic violence experienced by an individual, including the individual's statement and corroborating evidence, shall be disclosed by the department of labor unless consent for disclosure is given by the individual.

(b) If the individual has been discharged or suspended for misconduct connected with the individual's work. The disqualification shall begin the day following the separation and shall continue until after the individual becomes reemployed and in cases where the disqualification is due to discharge for misconduct has had earnings from insured work of at least three times the individual's determined weekly benefit amount, except that if an individual is discharged for gross misconduct connected with the individual's work, ~~such the~~ individual shall be disqualified for benefits until ~~such the~~ individual again becomes employed and has had earnings from insured work of at least eight times ~~such the~~ individual's determined weekly benefit amount. In addition, all wage credits attributable to the employment from which the individual was discharged for gross misconduct connected with the individual's work shall be canceled. No ~~such~~ cancellation of wage credits shall affect prior payments made as a result of a prior separation.

(1) For the purposes of this subsection, "misconduct" is defined as a violation of a duty or obligation reasonably owed the employer as a condition of employment including, but not limited to, a violation of a company rule, including a safety rule, if: (A) The individual knew or should have known about the rule; (B) the rule was lawful and reasonably related to the job; and (C) the rule was fairly and consistently enforced.

(2) (A) Failure of the employee to notify the employer of an absence and an individual's leaving work prior to the end of ~~such the~~ individual's assigned work period without permission shall be considered prima facie evidence of a violation of a duty or obligation reasonably owed the employer as a condition of employment.

(B) For the purposes of this subsection, misconduct shall include, but not be limited to, violation of the employer's reasonable attendance expectations if the facts show:

- (i) The individual was absent or tardy without good cause;
- (ii) the individual had knowledge of the employer's attendance expectation; and
- (iii) the employer gave notice to the individual that future absence or tardiness may or will result in discharge.

(C) For the purposes of this subsection, if an employee disputes being absent or tardy without good cause, the employee shall present evidence that a majority of the employee's absences or tardiness were for good cause. If the employee alleges that the employee's repeated absences or tardiness were the result of health related issues, ~~such~~ the evidence shall include documentation from a licensed and practicing health care provider as defined in subsection (a)(1).

(3) (A) The term "gross misconduct" as used in this subsection shall be construed to mean conduct evincing extreme, willful or wanton misconduct as defined by this subsection. Gross misconduct shall include, but not be limited to: (i) Theft; (ii) fraud; (iii) intentional damage to property; (iv) intentional infliction of personal injury; or (v) any conduct that constitutes a felony.

(B) For the purposes of this subsection, the following shall be conclusive evidence of gross misconduct:

(i) The use of alcoholic liquor, cereal malt beverage or a nonprescribed controlled substance by an individual while working;

(ii) the impairment caused by alcoholic liquor, cereal malt beverage or a nonprescribed controlled substance by an individual while working;

(iii) a positive breath alcohol test or a positive chemical test, provided:

(a) The test was either:

(1) Required by law and was administered pursuant to the drug free workplace act, 41 U.S.C. § 701 et seq.;

(2) administered as part of an employee assistance program or other drug or alcohol treatment program in which the employee was participating voluntarily or as a condition of further employment;

(3) requested pursuant to a written policy of the employer of which the employee had knowledge and was a required condition of employment;

(4) required by law and the test constituted a required condition of employment for the individual's job; or

(5) there was reasonable suspicion to believe that the individual used, had possession of, or was impaired by alcoholic liquor, cereal malt beverage or a nonprescribed controlled substance while working;

(b) the test sample was collected either:

(1) As prescribed by the drug free workplace act, 41 U.S.C. § 701 et seq.;

(2) as prescribed by an employee assistance program or other drug or alcohol treatment program in which the employee was participating voluntarily or as a condition of further employment;

(3) as prescribed by the written policy of the employer of which the employee had knowledge and which constituted a required condition of employment;

(4) as prescribed by a test which was required by law and which constituted a required condition of employment for the individual's job; or

(5) at a time contemporaneous with the events establishing probable cause;

(c) the collecting and labeling of a chemical test sample was performed by a licensed health care professional or any other individual certified pursuant to paragraph

(b)(3)(A)(iii)(f) or authorized to collect or label test samples by federal or state law, or a federal or state rule or regulation having the force or effect of law, including law enforcement personnel;

(d) the chemical test was performed by a laboratory approved by the United States department of health and human services or licensed by the department of health and environment, except that a blood sample may be tested for alcohol content by a laboratory commonly used for that purpose by state law enforcement agencies;

(e) the chemical test was confirmed by gas chromatography, gas chromatography-mass spectroscopy or other comparably reliable analytical method, except that no such confirmation is required for a blood alcohol sample or a breath alcohol test;

(f) the breath alcohol test was administered by an individual trained to perform breath tests, the breath testing instrument used was certified and operated strictly according to a description provided by the manufacturers and the reliability of the instrument performance was assured by testing with alcohol standards; and

(g) the foundation evidence establishes, beyond a reasonable doubt, that the test results were from the sample taken from the individual;

(iv) an individual's refusal to submit to a chemical test or breath alcohol test, provided:

(a) The test meets the standards of the drug free workplace act, 41 U.S.C. § 701 et seq.;

(b) the test was administered as part of an employee assistance program or other drug or alcohol treatment program in which the employee was participating voluntarily or as a condition of further employment;

(c) the test was otherwise required by law and the test constituted a required condition of employment for the individual's job;

(d) the test was requested pursuant to a written policy of the employer of which the employee had knowledge and was a required condition of employment; or

(e) there was reasonable suspicion to believe that the individual used, possessed or was impaired by alcoholic liquor, cereal malt beverage or a nonprescribed controlled substance while working;

(v) an individual's dilution or other tampering of a chemical test.

(C) For purposes of this subsection:

(i) "Alcohol concentration" means the number of grams of alcohol per 210 liters of breath;

(ii) "alcoholic liquor" shall be defined as provided in K.S.A. 41-102, and amendments thereto;

(iii) "cereal malt beverage" shall be defined as provided in K.S.A. 41-2701, and amendments thereto;

(iv) "chemical test" shall include, but is not limited to, tests of urine, blood or saliva;

(v) "controlled substance" shall be defined as provided in K.S.A. 2018 Supp. 21-5701, and amendments thereto;

(vi) "required by law" means required by a federal or state law, a federal or state rule or regulation having the force and effect of law, a county resolution or municipal ordinance, or a policy relating to public safety adopted in an open meeting by the governing body of any special district or other local governmental entity;

(vii) "positive breath test" shall mean a test result showing an alcohol concentration

of 0.04 or greater, or the levels listed in 49 C.F.R. part 40, if applicable, unless the test was administered as part of an employee assistance program or other drug or alcohol treatment program in which the employee was participating voluntarily or as a condition of further employment, in which case "positive chemical test" shall mean a test result showing an alcohol concentration at or above the levels provided for in the assistance or treatment program;

(viii) "positive chemical test" shall mean a chemical result showing a concentration at or above the levels listed in K.S.A. 44-501, and amendments thereto, or 49 C.F.R. part 40, as applicable, for the drugs or abuse listed therein, unless the test was administered as part of an employee assistance program or other drug or alcohol treatment program in which the employee was participating voluntarily or as a condition of further employment, in which case "positive chemical test" shall mean a chemical result showing a concentration at or above the levels provided for in the assistance or treatment program.

(4) An individual shall not be disqualified under this subsection if the individual is discharged under the following circumstances:

(A) The employer discharged the individual after learning the individual was seeking other work or when the individual gave notice of future intent to quit, except that the individual shall be disqualified after the time at which ~~such the~~ individual intended to quit and any individual who commits misconduct after ~~such the~~ individual gives notice ~~to such of the~~ individual's intent to quit shall be disqualified;

(B) the individual was making a good-faith effort to do the assigned work but was discharged due to:

- (i) Inefficiency;
- (ii) unsatisfactory performance due to inability, incapacity or lack of training or experience;
- (iii) isolated instances of ordinary negligence or inadvertence;
- (iv) good-faith errors in judgment or discretion; or
- (v) unsatisfactory work or conduct due to circumstances beyond the individual's control; or

(C) the individual's refusal to perform work in excess of the contract of hire.

(c) If the individual has failed, without good cause, to either apply for suitable work when so directed by the employment office of the secretary of labor, or to accept suitable work when offered to the individual by the employment office, the secretary of labor, or an employer, ~~such the~~ disqualification shall begin with the week in which ~~such the~~ failure occurred and shall continue until the individual becomes reemployed and has had earnings from insured work of at least three times ~~such the~~ individual's determined weekly benefit amount. In determining whether or not any work is suitable for an individual, the secretary of labor, or a person or persons designated by the secretary, shall consider the degree of risk involved to health, safety and morals, physical fitness and prior training, experience and prior earnings, length of unemployment and prospects for securing local work in the individual's customary occupation or work for which the individual is reasonably fitted by training or experience, and the distance of the available work from the individual's residence. Notwithstanding any other provisions of this act, an otherwise eligible individual shall not be disqualified for refusing an offer of suitable employment, or failing to apply for suitable employment when notified by an employment office, or for leaving the individual's most recent work

accepted during approved training, including training approved under section 236(a)(1) of the trade act of 1974, if the acceptance of or applying for suitable employment or continuing ~~such the individual's most recent~~ work would require the individual to terminate approved training and no work shall be deemed suitable and benefits shall not be denied under this act to any otherwise eligible individual for refusing to accept new work under any of the following conditions: (1) If the position offered is vacant due directly to a strike, lockout or other labor dispute; (2) if the remuneration, hours or other conditions of the work offered are substantially less favorable to the individual than those prevailing for similar work in the locality; (3) if as a condition of being employed, the individual would be required to join or to resign from or refrain from joining any labor organization; and (4) if the individual left employment as a result of domestic violence, and the position offered does not reasonably accommodate the individual's physical, psychological, safety, or legal needs relating to ~~such the~~ domestic violence.

(d) For any week with respect to which the secretary of labor, or a person or persons designated by the secretary, finds that the individual's unemployment is due to a stoppage of work which exists because of a labor dispute or there would have been a work stoppage had normal operations not been maintained with other personnel previously and currently employed by the same employer at the factory, establishment or other premises at which the individual is or was last employed, except that this subsection (d) shall not apply if it is shown to the satisfaction of the secretary of labor, or a person or persons designated by the secretary, that: (1) The individual is not participating in or financing or directly interested in the labor dispute which caused the stoppage of work; and (2) the individual does not belong to a grade or class of workers of which, immediately before the commencement of the stoppage, there were members employed at the premises at which the stoppage occurs any of whom are participating in or financing or directly interested in the dispute. If in any case separate branches of work which are commonly conducted as separate businesses in separate premises are conducted in separate departments of the same premises, each ~~such separate~~ department shall, for the purpose of this subsection be deemed to be a separate factory, establishment or other premises. For the purposes of this subsection, failure or refusal to cross a picket line or refusal for any reason during the continuance of ~~such the~~ labor dispute to accept the individual's available and customary work at the factory, establishment or other premises where the individual is or was last employed shall be considered as participation and interest in the labor dispute.

(e) For any week with respect to which or a part of which the individual has received or is seeking unemployment benefits under the unemployment compensation law of any other state or of the United States, except that if the appropriate agency of ~~such the~~ other state or the United States finally determines that the individual is not entitled to ~~such the~~ unemployment benefits, this disqualification shall not apply.

(f) For any week with respect to which the individual is entitled to receive any unemployment allowance or compensation granted by the United States under an act of congress to ex-service men and women in recognition of former service with the military or naval services of the United States.

(g) For the period of five years beginning with the first day following the last week of unemployment for which the individual received benefits, or for five years from the date the act was committed, whichever is the later, if the individual, or another in ~~such the~~ individual's behalf with the knowledge of the individual, has knowingly made a

false statement or representation, or has knowingly failed to disclose a material fact to obtain or increase benefits under this act or any other unemployment compensation law administered by the secretary of labor. In addition to the penalties set forth in K.S.A. 44-719, and amendments thereto, an individual who has knowingly made a false statement or representation or who has knowingly failed to disclose a material fact to obtain or increase benefits under this act or any other unemployment compensation law administered by the secretary of labor shall be liable for a penalty in the amount equal to 25% of the amount of benefits unlawfully received. Notwithstanding any other provision of law, ~~such the~~ penalty shall be deposited into the employment security trust fund.

(h) For any week with respect to which the individual is receiving compensation for temporary total disability or permanent total disability under the workmen's compensation law of any state or under a similar law of the United States.

(i) For any week of unemployment on the basis of service in an instructional, research or principal administrative capacity for an educational institution as defined in K.S.A. 44-703(v), and amendments thereto, if ~~such the~~ week begins during the period between two successive academic years or terms or, when an agreement provides instead for a similar period between two regular but not successive terms during ~~such that~~ period or during a period of paid sabbatical leave provided for in the individual's contract, if the individual performs ~~such the~~ services in the first of ~~such the~~ academic years or terms and there is a contract or a reasonable assurance that ~~such the~~ individual will perform services in ~~any such an instructional, research or principal administrative~~ capacity for any educational institution in the second of ~~such the~~ academic years or terms.

(j) For any week of unemployment on the basis of service in any capacity other than service in an instructional, research, or administrative capacity in an educational institution, as defined in K.S.A. 44-703(v), and amendments thereto, if ~~such the~~ week begins during the period between two successive academic years or terms if the individual performs ~~such the~~ services in the first of ~~such the successive~~ academic years or terms and there is a reasonable assurance that the individual will perform ~~such the~~ services in the second of ~~such the successive~~ academic years or terms, except that if benefits are denied to the individual under this subsection and the individual was not offered an opportunity to perform ~~such the~~ services for the educational institution for the second of ~~such the successive~~ academic years or terms, ~~such the~~ individual shall be entitled to a retroactive payment of benefits for each week for which the individual filed a timely claim for benefits and for which benefits were denied solely by reason of this subsection.

(k) For any week of unemployment on the basis of service in any capacity for an educational institution as defined in K.S.A. 44-703(v), and amendments thereto, if ~~such the~~ week begins during an established and customary vacation period or holiday recess, if the individual performs services in the period immediately before ~~such the~~ vacation period or holiday recess and there is a reasonable assurance that ~~such the~~ individual will perform ~~such the~~ services in the period immediately following ~~such the~~ vacation period or holiday recess.

(l) For any week of unemployment on the basis of any services, substantially all of which consist of participating in sports or athletic events or training or preparing to so participate, if ~~such the~~ week begins during the period between two successive sport

seasons or similar period if ~~such the~~ individual performed services in the first of ~~such the successive~~ seasons or similar periods and there is a reasonable assurance that ~~such the~~ individual will perform ~~such the~~ services in the later of ~~such the successive~~ seasons or similar periods.

(m) For any week on the basis of services performed by an alien unless ~~such the~~ alien is an individual who was lawfully admitted for permanent residence at the time ~~such the~~ services were performed, was lawfully present for purposes of performing ~~such the~~ services, or was permanently residing in the United States under color of law at the time ~~such the~~ services were performed, including an alien who was lawfully present in the United States as a result of the application of the provisions of section 212(d)(5) of the federal immigration and nationality act. Any data or information required of individuals applying for benefits to determine whether benefits are not payable to them because of their alien status shall be uniformly required from all applicants for benefits. In the case of an individual whose application for benefits would otherwise be approved, no determination that benefits to ~~such the~~ individual are not payable because of ~~such the~~ individual's alien status shall be made except upon a preponderance of the evidence.

(n) For any week in which an individual is receiving a governmental or other pension, retirement or retired pay, annuity or other similar periodic payment under a plan maintained by a base period employer and to which the entire contributions were provided by ~~such the~~ employer, except that: (1) If the entire contributions to ~~such the~~ plan were provided by the base period employer but ~~such the~~ individual's weekly benefit amount exceeds ~~such the~~ governmental or other pension, retirement or retired pay, annuity or other similar periodic payment attributable to ~~such the~~ week, the weekly benefit amount payable to the individual shall be reduced, but not below zero, by an amount equal to the amount of ~~such the~~ pension, retirement or retired pay, annuity or other similar periodic payment which is attributable to ~~such the~~ week; or (2) if only a portion of contributions to ~~such the~~ plan were provided by the base period employer, the weekly benefit amount payable to ~~such the~~ individual for ~~such the~~ week shall be reduced, but not below zero, by the prorated weekly amount of the pension, retirement or retired pay, annuity or other similar periodic payment after deduction of that portion of the pension, retirement or retired pay, annuity or other similar periodic payment that is directly attributable to the percentage of the contributions made to the plan by ~~such the~~ individual; or (3) if the entire contributions to the plan were provided by ~~such the~~ individual, or by the individual and an employer, or any person or organization, who is not a base period employer, no reduction in the weekly benefit amount payable to the individual for ~~such the~~ week shall be made under this subsection; or (4) whatever portion of contributions to ~~such the~~ plan were provided by the base period employer, if the services performed for the employer by ~~such the~~ individual during the base period, or remuneration received for the services, did not affect the individual's eligibility for, or increased the amount of, ~~such the~~ pension, retirement or retired pay, annuity or other similar periodic payment, no reduction in the weekly benefit amount payable to the individual for ~~such the~~ week shall be made under this subsection. No reduction shall be made for payments made under the social security act or railroad retirement act of 1974.

(o) For any week of unemployment on the basis of services performed in any capacity and under any of the circumstances described in subsection (i), (j) or (k) which an individual performed in an educational institution while in the employ of an

educational service agency. For the purposes of this subsection, the term "educational service agency" means a governmental agency or entity which is established and operated exclusively for the purpose of providing ~~such the~~ services to one or more educational institutions.

~~(p) For any week of unemployment on the basis of service as a school bus or other motor vehicle driver employed by a private contractor to transport pupils, students and school personnel to or from school-related functions or activities for an educational institution, as defined in K.S.A. 44-703(v), and amendments thereto, if such week begins during the period between two successive academic years or during a similar period between two regular terms, whether or not successive, if the individual has a contract or contracts, or a reasonable assurance thereof, to perform services in any such capacity with a private contractor for any educational institution for both such academic years or both such terms. An individual shall not be disqualified for benefits as provided in this subsection for any week of unemployment on the basis of service as a bus or other motor vehicle driver employed by a private contractor to transport persons to or from nonschool-related functions or activities.~~

~~(q)~~—For any week of unemployment on the basis of services performed by the individual in any capacity and under any of the circumstances described in subsection (i), (j), (k) or (o) which are provided to or on behalf of an educational institution, as defined in K.S.A. 44-703(v), and amendments thereto, while the individual is in the employ of an employer which is a governmental entity, Indian tribe or any employer described in section 501(c)(3) of the federal internal revenue code of 1986 which is exempt from income under section 501(a) of the code.

~~(r)~~~~(q)~~ For any week in which an individual is registered at and attending an established school, training facility or other educational institution, or is on vacation during or between two successive academic years or terms. An individual shall not be disqualified for benefits as provided in this subsection provided:

- (1) The individual was engaged in full-time employment concurrent with the individual's school attendance;
- (2) the individual is attending approved training as defined in K.S.A. 44-703(s), and amendments thereto; or
- (3) the individual is attending evening, weekend or limited day time classes, which would not affect availability for work, and is otherwise eligible under K.S.A. 44-705(c), and amendments thereto.

~~(s)~~~~(r)~~ For any week with respect to which an individual is receiving or has received remuneration in the form of a back pay award or settlement. The remuneration shall be allocated to the week or weeks in the manner as specified in the award or agreement, or in the absence of ~~such~~ specificity in the award or agreement, ~~such the~~ remuneration shall be allocated to the week or weeks in which ~~such the~~ remuneration, in the judgment of the secretary, would have been paid.

(1) For any ~~such weeks~~ week that an individual receives remuneration in the form of a back pay award or settlement, an overpayment will be established in the amount of unemployment benefits paid and shall be collected from the claimant.

(2) If an employer chooses to withhold from a back pay award or settlement, amounts paid to a claimant while they claimed unemployment benefits, ~~such the~~ employer shall pay the department the amount withheld. With respect to ~~such the~~ amount, the secretary shall have available all of the collection remedies authorized or



provided in K.S.A. 44-717, and amendments thereto.

(+) (s) (1) Any applicant for or recipient of unemployment benefits who tests positive for unlawful use of a controlled substance or controlled substance analog shall be required to complete a substance abuse treatment program approved by the secretary of labor, secretary of commerce or secretary for children and families, and a job skills program approved by the secretary of labor, secretary of commerce or the secretary for children and families. Subject to applicable federal laws, any applicant for or recipient of unemployment benefits who fails to complete or refuses to participate in the substance abuse treatment program or job skills program as required under this subsection shall be ineligible to receive unemployment benefits until completion of ~~such the~~ substance abuse treatment and job skills programs. Upon completion of both substance abuse treatment and job skills programs, ~~such the~~ applicant for or recipient of unemployment benefits may be subject to periodic drug screening, as determined by the secretary of labor. Upon a second positive test for unlawful use of a controlled substance or controlled substance analog, an applicant for or recipient of unemployment benefits shall be ordered to complete again a substance abuse treatment program and job skills program, and shall be terminated from unemployment benefits for a period of 12 months, or until ~~such the~~ applicant for or recipient of unemployment benefits completes both substance abuse treatment and job skills programs, whichever is later. Upon a third positive test for unlawful use of a controlled substance or controlled substance analog, an applicant for or a recipient of unemployment benefits shall be terminated from receiving unemployment benefits, subject to applicable federal law.

(2) Any individual who has been discharged or refused employment for failing a preemployment drug screen required by an employer may request that the drug screening specimen be sent to a different drug testing facility for an additional drug screening. Any ~~such~~ individual who requests an additional drug screening at a different drug testing facility shall be required to pay the cost of drug screening.

(+) (t) If the individual was found not to have a disqualifying adjudication or conviction under K.S.A. 39-970 or 65-5117, and amendments thereto, was hired and then was subsequently convicted of a disqualifying felony under K.S.A. 39-970 or 65-5117, and amendments thereto, and discharged pursuant to K.S.A. 39-970 or 65-5117, and amendments thereto. The disqualification shall begin the day following the separation and shall continue until after the individual becomes reemployed and has had earnings from insured work of at least three times the individual's determined weekly benefit amount.

(+) (u) Notwithstanding the provisions of any subsection, an individual shall not be disqualified for ~~such a~~ week of part-time employment in a substitute capacity for an educational institution if ~~such the~~ individual's most recent employment prior to the individual's benefit year begin date was for a non-educational institution and ~~such the~~ individual demonstrates application for work in ~~such the~~ individual's customary occupation or for work for which the individual is reasonably fitted by training or experience.";

Also on page 27, in line 40, by striking "and" and inserting a comma; also in line 40, after "44-705" by inserting "and 44-706";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after the semicolon by inserting "availability of benefits for privately contracted school bus drivers;"; also in line 4, by striking the first

"and" and inserting a comma; also in line 4, after "44-705" by inserting "and 44-706"

On roll call, the vote was: Yeas 45; Nays 66; Present but not voting: 0; Absent or not voting: 14.

Yeas: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Gartner, Helgerson, Henderson, Highberger, Hodge, Horn, Kuether, Lusk, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Owens, Parker, Pittman, Probst, Rhiley, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Sutton, Toplikar, Vickrey, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Collins, Corbet, Croft, Delperdang, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Hawkins, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Orr, Pannbacker, F. Patton, Phillips, Proehl, Ralph, Resman, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Thimesch, Thomas, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Barker, Carlson, Clark, Concannon, Cox, Dierks, Dietrich, Frownfelter, Garber, Helmer, Holscher, Rahjes, Tarwater, Thompson.

The motion of Rep. Burroughs to amend **HB 2154** did not prevail; and the bill be passed.

Committee report to **HB 2118** be adopted.

Also, on motion of Rep. Hodge to amend **HB 2118**, Rep. B. Carpenter requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment was germane.

Also, roll call was demanded on motion of Rep. Hodge to amend **HB 2118**, on page 1, in line 6, before "Section" by inserting "New";

On page 2, in line 27, before "Sec." by inserting "New";

On page 3, in line 17, before "Sec." by inserting "New"; in line 34, before "Sec." by inserting "New";

On page 4, in line 2, before "Sec." by inserting "New";

Also, on page 4, following line 4, by inserting:

"Sec. 6. K.S.A. 2018 Supp. 79-32,111c is hereby amended to read as follows: 79-32,111c. (a) There shall be allowed as a credit against the tax liability of a resident individual imposed under the Kansas income tax act an amount equal to ~~12.5%~~ 25% for tax year ~~2018~~ 2019; an amount equal to ~~18.75%~~ 37.5% for tax year ~~2019~~ 2020; and an amount equal to ~~25%~~ 50% for tax year ~~2020~~ 2021, and all tax years thereafter, of the amount of the credit allowed against such taxpayer's federal income tax liability pursuant to 26 U.S.C. § 21 for the taxable year in which such credit was claimed against the taxpayer's federal income tax liability.

(b) The credit allowed by subsection (a) shall not exceed the amount of the tax imposed by K.S.A. 79-32,110, and amendments thereto, reduced by the sum of any other credits allowable pursuant to law.

(c) No credit provided under this section shall be allowed to any individual who fails to provide a valid social security number issued by the social security administration, to such individual, the individual's spouse and every dependent of the

individual.

Sec. 7. K.S.A. 2018 Supp. 79-32,111c is hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after "graduates" by inserting ", credit for household and dependent care expenses; amending K.S.A. 2018 Supp. 79-32,111c and repealing the existing section"

On roll call, the vote was: Yeas 45; Nays 71; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alcalá, Amyx, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Curtis, Esau, Finney, Garber, Gartner, Henderson, Highberger, Hodge, Hoheisel, Holscher, Horn, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Owens, Parker, Pittman, Probst, Rhiley, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Toplikar, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Baker, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Collins, Concannon, Corbet, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Finch, Francis, French, Hawkins, Helgerson, Helmer, Hibbard, Highland, Hoffman, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Long, Lynn, Mason, Mastroni, Moore, Orr, Pannbacker, F. Patton, Phillips, Proehl, Rahjes, Ralph, Resman, Ryckman, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Carlson, Clark, Cox, Frownfelter, Hineman, Kessinger, Landwehr, Samsel, Thompson.

The motion of Rep. Hodge to amend **HB 2118** did not prevail.

Also, on motion of Rep. Helgerson to re-refer **HB 2118** to Committee on Taxation, the motion did not prevail.

Also, on motion of Rep. Probst, **HB 2118** be amended on page 2, in line 2, after "employed" by inserting "on a full-time basis"; in line 3, after "employer" by inserting "on a full-time basis"

The motion of Rep. Probst to amend prevailed.

Also, roll call was demanded on motion of Rep. Alcalá to amend **HB 2118**, on page 4, following line 4, by inserting:

"Sec. 6. Sections 6 through 9, and amendments thereto, shall be known and may be cited as the state employee student loan repayment assistance act.

Sec. 7. As used in the state employee student loan repayment assistance act:

(a) "Board" means the state board of regents.

(b) "Eligible borrower" means any state employee who:

(1) Received or agreed to the terms of a student loan to attend a postsecondary educational institution; and

(2) obtained an academic degree from a postsecondary educational institution.

(c) "Postsecondary educational institution" means any:

(1) State educational institution as such term is defined in K.S.A. 76-711, and amendments thereto; or

(2) community college, municipal university, technical college or independent postsecondary educational institution as such terms are defined in K.S.A. 74-32,194, and amendments thereto.

(d) "State employee" means a person employed by the state of Kansas as a classified or unclassified employee in the state personnel system or any appointed or elective officer of the state of Kansas.

(e) (1) "Student loan" means: (A) Any federal education loan or other loan primarily used to finance educational expenses, including, but not limited to, loans used to finance tuition, fees, books, supplies, room and board, transportation and miscellaneous personal expenses; or (B) any loan made for the purpose of refinancing a student loan as defined in subparagraph (A).

(2) The term "student loan" shall not include: (A) Any extension of credit under an open-ended consumer credit plan, a reverse mortgage transaction, a residential mortgage transaction or any other loan that is secured by real or personal property; or (B) an extension of credit made by a postsecondary educational institution, if the term of such extension of credit is no longer than a person's educational program.

(f) "Student loan eligible for repayment" means any student loan of an eligible borrower to which such eligible borrower is making payments for the purpose of repayment of such student loan.

Sec. 8. (a) To be eligible to receive the student loan repayment assistance tax credit pursuant to section 9, and amendments thereto, a person must be an eligible borrower.

(b) (1) Upon application to the board of regents, in each calendar year, the board of regents shall certify whether a person is an eligible borrower and shall determine the total amount of principal and interest the eligible borrower paid upon such loan for the calendar year. Application for certification pursuant to this section shall be submitted in such form and manner as prescribed by the board.

(2) The board shall require an initial application for certification of an eligible borrower to include a transcript of the applicant's coursework and degree obtained at a postsecondary educational institution.

(3) The board shall require each eligible borrower to submit verification of state employment for the tax year in which the student loan repayment assistance tax credit is claimed. If an eligible borrower was not a state employee for the entirety of the tax year in which such tax credit is claimed, the board shall certify the amount of principal and interest the eligible borrower paid as a state employee, or is anticipated to pay as a state employee based on such borrower's loan repayment plan, upon such loan for the tax year.

(c) The board may establish rules and regulations for the administration of the provisions of the state employee student loan repayment act.

Sec. 9. There shall be allowed a credit against the tax liability imposed upon a taxpayer pursuant to the Kansas income tax act for tax year 2020, and each tax year thereafter, an amount equal to 15% of the total principal and interest paid by an eligible borrower upon a student loan eligible for repayment that was certified by the state board of regents pursuant to section 8, and amendments thereto. The credit shall be claimed and deducted from the taxpayer's income tax liability during the tax year in which payments were made upon such student loan eligible for repayment. If the amount of any such tax credit claimed by a taxpayer exceeds the taxpayer's income tax liability, such excess amount shall be refunded to the taxpayer. Each taxpayer shall provide a copy of the certification obtained pursuant to section 8, and amendments thereto, when claiming such credit.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking the comma and inserting "; providing credits to state employees repaying student loans;"

On roll call, the vote was: Yeas 32; Nays 86; Present but not voting: 1; Absent or not voting: 6.

Yeas: Alcalá, Amyx, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Gartner, Henderson, Highberger, Hodge, Holscher, Horn, Kuether, Ohaebosim, Ousley, Parker, Pittman, Probst, Ruiz, L., Ruiz, S., Sawyer, Stogsdill, Victors, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claey's, Clark, Collins, Concannon, Corbet, Cox, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Orr, Owens, Pannbacker, F. Patton, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Schreiber, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Waggoner, Ward, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: Arnberger.

Absent or not voting: Carlson, Francis, Frownfelter, Helgeson, Lusk, Phillips.

The motion of Rep. Alcalá to amend **HB 2118** did not prevail; and the bill be passed as amended.

On motion of Rep. Stogsdill to amend **HB 2326**, Rep. Cox requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, roll call was demanded on motion of Rep. Ballard to amend **HB 2326**, on page 3, following line 16, by inserting:

"Sec. 3. K.S.A. 2018 Supp. 75-7c20 is hereby amended to read as follows: 75-7c20.

(a) The carrying of a concealed handgun shall not be prohibited in any public area of any state or municipal building unless such public area has adequate security measures to ensure that no weapons are permitted to be carried into such public area and the public area is conspicuously posted with either permanent or temporary signage approved by the governing body, or the chief administrative officer, if no governing body exists, in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(b) The carrying of a concealed handgun shall not be prohibited throughout any state or municipal building in its entirety unless such building has adequate security measures at all public access entrances to ensure that no weapons are permitted to be carried into such building and the building is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(c) No state agency or municipality shall prohibit an employee from carrying a concealed handgun at the employee's work place unless the building has adequate security measures at all public access entrances to ensure that no weapons are permitted to be carried into such building and the building is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(d) (1) It shall not be a violation of the personal and family protection act for a person to carry a concealed handgun into a state or municipal building, or any public

area thereof, so long as that person has authority to enter through a restricted access entrance into such building, or public area thereof, that provides adequate security measures at all public access entrances and the building, or public area thereof, is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(2) Any person, who is not an employee of the state or a municipality and is not otherwise authorized to enter a state or municipal building through a restricted access entrance, shall be authorized to enter through a restricted access entrance, provided such person:

(A) Is authorized by the chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, to enter such state or municipal building through a restricted access entrance;

(B) is issued an identification card by the chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, which includes such person's photograph, name and any other identifying information deemed necessary by the issuing entity, and which states on the identification card that such person is authorized to enter such building through a restricted access entrance; and

(C) executes an affidavit or other notarized statement that such person acknowledges that certain firearms and weapons may be prohibited in such building and that violating any such regulations may result in the revocation of such person's authority to enter such building through a restricted access entrance.

The chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, shall develop criteria for approval of individuals subject to this paragraph to enter the state or municipal building through a restricted access entrance. Such criteria may include the requirement that the individual submit to a state and national criminal history records check before issuance and renewal of such authorization and pay a fee to cover the costs of such background checks. An individual who has been issued a concealed carry permit by the state of Kansas shall not be required to submit to another state and national criminal records check before issuance and renewal of such authorization. Notwithstanding any authorization granted under this paragraph, an individual may be subjected to additional security screening measures upon reasonable suspicion or in circumstances where heightened security measures are warranted. Such authorization does not permit the individual to carry a concealed weapon into a public building, which has adequate security measures, as defined by this act, and which is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(e) A state agency or municipality that provides adequate security measures in a state or municipal building and which conspicuously posts signage in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto, prohibiting the carrying of a concealed handgun in such building shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(f) A state agency or municipality that does not provide adequate security measures in a state or municipal building and that allows the carrying of a concealed handgun shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(g) Nothing in this act shall limit the ability of a corrections facility, a jail facility or

a law enforcement agency to prohibit the carrying of a handgun or other firearm concealed or unconcealed by any person into any secure area of a building located on such premises, except those areas of such building outside of a secure area and readily accessible to the public shall be subject to the provisions of subsection (a).

(h) Nothing in this section shall limit the ability of the chief judge of each judicial district to prohibit the carrying of a concealed handgun by any person into courtrooms or ancillary courtrooms within the district provided the public area has adequate security measures to ensure that no weapons are permitted to be carried into such public area and the public area is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

~~(i) The governing body or the chief administrative officer, if no governing body exists, of a state or municipal building, may exempt the building, or any public area thereof, from this section until July 1, 2017, by adopting a resolution, or drafting a letter, listing the legal description of such building, listing the reasons for such exemption, and including the following statement: "A security plan has been developed for the building being exempted which supplies adequate security to the occupants of the building and merits the prohibition of the carrying of a concealed handgun." A copy of the security plan for the building shall be maintained on file and shall be made available, upon request, to the Kansas attorney general and the law enforcement agency of local jurisdiction. Notice of this exemption, together with the resolution adopted or the letter drafted, shall be sent to the Kansas attorney general and to the law enforcement agency of local jurisdiction. The security plan shall not be subject to disclosure under the Kansas open records act.~~

~~(j) The governing body or the chief administrative officer, if no governing body exists, of any postsecondary educational institution, as defined in K.S.A. 74-3201b, and amendments thereto, may exempt any building of such institution, including any buildings located on the grounds of such institution and any buildings leased by such institution, or any public area thereof, from this section until July 1, 2017, by stating the reasons for such exemption and sending notice of such exemption to the Kansas attorney general.~~

~~(k) The provisions of this section shall not apply to:~~

~~(1) Any building located on the grounds of the Kansas state school for the deaf or the Kansas state school for the blind;~~

~~(2) a state or municipal-owned medical care facility, as defined in K.S.A. 65-425, and amendments thereto;~~

~~(3) a state or municipal-owned adult care home, as defined in K.S.A. 39-923, and amendments thereto;~~

~~(4) a community mental health center organized pursuant to K.S.A. 19-4001 et seq., and amendments thereto;~~

~~(5) an indigent health care clinic, as defined by K.S.A. 65-7402, and amendments thereto; or~~

~~(6) any postsecondary educational institution, as defined in K.S.A. 74-3201b, and amendments thereto; or~~

~~(7) any building owned or leased by the authority created under the university of Kansas hospital authority act, any building located within the health care district, as defined in the unified government of Wyandotte county and Kansas City, Kansas City-wide master plan, Rosedale master plan and traffic study or similar master plan or~~

comprehensive planning or zoning document approved by the unified government of Wyandotte county and Kansas City, Kansas in effect on January 12, 2017.

(H)(j) Nothing in this section shall be construed to prohibit any law enforcement officer, as defined in K.S.A. 2018 Supp. 75-7c22, and amendments thereto, who satisfies the requirements of either K.S.A. 2018 Supp. 75-7c22(a) or (b), and amendments thereto, from carrying a concealed handgun into any state or municipal building, or any public area thereof, in accordance with the provisions of K.S.A. 2018 Supp. 75-7c22, and amendments thereto, subject to any restrictions or prohibitions imposed in any courtroom by the chief judge of the judicial district.

(H)(k) For purposes of this section:

(1) "Adequate security measures" means the use of electronic equipment and armed personnel at public entrances to detect and restrict the carrying of any weapons into the state or municipal building, or any public area thereof, including, but not limited to, metal detectors, metal detector wands or any other equipment used for similar purposes to ensure that weapons are not permitted to be carried into such building or public area by members of the public. Adequate security measures for storing and securing lawfully carried weapons, including, but not limited to, the use of gun lockers or other similar storage options may be provided at public entrances.

(2) "Authorized personnel" means employees of a state agency or municipality and any person granted authorization pursuant to subsection (d)(2), who are authorized to enter a state or municipal building through a restricted access entrance.

(3) The terms "municipality" and "municipal" are interchangeable and have the same meaning as the term "municipality" is defined in K.S.A. 75-6102, and amendments thereto, but does not include school districts.

(4) "Public area" means any portion of a state or municipal building that is open to and accessible by the public or which is otherwise designated as a public area by the governing body or the chief administrative officer, if no governing body exists, of such building.

(5) "Restricted access entrance" means an entrance that is restricted to the public and requires a key, keycard, code, or similar device to allow entry to authorized personnel.

(6) "State" means the same as the term is defined in K.S.A. 75-6102, and amendments thereto.

(7) (A) "State or municipal building" means a building owned or leased by such public entity. It does not include a building owned by the state or a municipality which is leased by a private entity whether for profit or not-for-profit or a building held in title by the state or a municipality solely for reasons of revenue bond financing.

(B) The term "state and municipal building" shall not include the state capitol.

(8) "Weapon" means a weapon described in K.S.A. 2018 Supp. 21-6301, and amendments thereto, except the term "weapon" shall not include any cutting instrument that has a sharpened or pointed blade.

(H)(l) This section shall be a part of and supplemental to the personal and family protection act.;

Also on page 3, in line 17, by striking "and" and inserting a comma; also in line 17, after "75-7c03" by inserting "and 75-7c20";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the second semicolon by inserting "providing



exemptions for postsecondary educational institutions;"; in line 3, by striking the first "and" and inserting a comma; also in line 3, after "75-7c03" by inserting "and 75-7c20"

On roll call, the vote was: Yeas 43; Nays 75; Present but not voting: 0; Absent or not voting: 7.

Yeas: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Cox, Curtis, Finney, Gartner, Helgerson, Henderson, Highberger, Holscher, Horn, Kessinger, Kuether, Lusk, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phillips, Probst, Ruiz, L., Ruiz, S., Sawyer, Schreiber, Stogsdill, Victors, Ward, Warfield, Weigel, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, Carlson, B. Carpenter, W. Carpenter, Claeys, Collins, Concannon, Corbet, Croft, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Hibbard, Highland, Hineman, Hodge, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Karleskint, Kelly, Landwehr, Long, Lynn, Mastroni, Orr, Owens, Pannbacker, F. Patton, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Clark, Frownfelter, Helmer, Johnson, Mason, Thompson, Whipple.

The motion of Rep. Ballard to amend **HB 2326** did not prevail.

Also roll call was demanded on motion of Rep. Owens to amend **HB 2326**, on page 2, in line 7, after "issued" by inserting "pursuant to K.S.A. 2018 Supp. 75-7c01 et seq., and amendments thereto, or";

On page 3, following line 16, by inserting:

"Sec. 3. K.S.A. 2018 Supp. 75-7c04 is hereby amended to read as follows: 75-7c04. (a) The attorney general shall not issue a license pursuant to this act if the applicant:

(1) Is not a resident of the county where application for licensure is made or is not a resident of the state;

(2) is prohibited from shipping, transporting, possessing or receiving a firearm or ammunition under 18 U.S.C. § 922(g) or (n), and amendments thereto, or K.S.A. 21-4204, prior to its repeal, or K.S.A. 2018 Supp. 21-6301(a)(10) through (a)(13) or K.S.A. 2018 Supp. 21-6304(a)(1) through (a)(3), and amendments thereto; or

(3) is less than ~~24~~ 18 years of age.

(b) (1) The attorney general shall adopt rules and regulations establishing procedures and standards as authorized by this act for an eight-hour handgun safety and training course required by this section. Such standards shall include: (A) A requirement that trainees receive training in the safe storage of handguns, actual firing of handguns and instruction in the laws of this state governing the carrying of concealed handguns and the use of deadly force; (B) general guidelines for courses which are compatible with the industry standard for basic handgun training for civilians; (C) qualifications of instructors; and (D) a requirement that the course be: (i) A handgun course certified or sponsored by the attorney general; or (ii) a handgun course certified or sponsored by the national rifle association or by a law enforcement agency, college, private or public institution or organization or handgun training school, if the attorney general determines

that such course meets or exceeds the standards required by rules and regulations adopted by the attorney general and is taught by instructors certified by the attorney general or by the national rifle association, if the attorney general determines that the requirements for certification of instructors by such association meet or exceed the standards required by rules and regulations adopted by the attorney general. Any person wanting to be certified by the attorney general as an instructor shall submit to the attorney general an application in the form required by the attorney general and a fee not to exceed \$150.

(2) The cost of the handgun safety and training course required by this section shall be paid by the applicant. The following shall constitute satisfactory evidence of satisfactory completion of an approved handgun safety and training course:

(A) Evidence of completion of a course that satisfies the requirements of subsection (b)(1), in the form provided by rules and regulations adopted by the attorney general;

(B) an affidavit from the instructor, school, club, organization or group that conducted or taught such course attesting to the completion of the course by the applicant;

(C) evidence of completion of a course offered in another jurisdiction which is determined by the attorney general to have training requirements that are equal to or greater than those required by this act; or

(D) a determination by the attorney general pursuant to subsection (c).

(c) The attorney general may:

(1) Create a list of concealed carry handgun licenses or permits issued by other jurisdictions which the attorney general finds have training requirements that are equal to or greater than those of this state; and

(2) review each application received pursuant to K.S.A. 2018 Supp. 75-7c05, and amendments thereto, to determine if the applicant's previous training qualifications were equal to or greater than those of this state.

(d) For the purposes of this section:

(1) "Equal to or greater than" means the applicant's prior training meets or exceeds the training established in this section by having required, at a minimum, the applicant to: (A) Receive instruction on the laws of self-defense; and (B) demonstrate training and competency in the safe handling, storage and actual firing of handguns.

(2) "Jurisdiction" means another state or the District of Columbia.

(3) "License or permit" means a concealed carry handgun license or permit from another jurisdiction—~~which that~~ has not expired and, except for any residency requirement of the issuing jurisdiction, is currently in good standing.";

Also on page 3, in line 17, by striking "and" and inserting a comma; also in line 17, after "75-7c03" by inserting "and 75-7c04";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the first semicolon by inserting "age requirement for licensure;"; in line 3, by striking the first "and" and inserting a comma; also in line 3, after "75-7c03" by inserting "and 75-7c04"

On roll call, the vote was: Yeas 74; Nays 45; Present but not voting: 0; Absent or not voting: 6.

Yeas: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Croft, Delperdang, Donohoe, Dove, Ellis, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard,

Highland, Hineman, Hodge, Hoffman, Hoheisel, Houser, Howard, Huebert, Humphries, Jacobs, Jennings, Johnson, Kelly, Landwehr, Long, Lynn, Mason, Mastroni, Moore, Orr, Owens, Pannbacker, F. Patton, Pittman, Proehl, Rahjes, Resman, Rhiley, Ryckman, Samsel, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Nays: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Carlin, Carmichael, Clayton, Cox, Curtis, Dierks, Dietrich, Finney, Gartner, Helgerson, Henderson, Highberger, Holscher, Horn, Karleskint, Kessinger, Kuether, Lusk, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phillips, Probst, Ralph, Ruiz, L., Ruiz, S., Sawyer, Schreiber, Stogsdill, Victors, Ward, Warfield, Weigel, Winn, Wolfe Moore, Woodard, Xu.

Present but not voting: None.

Absent or not voting: Burroughs, Carlson, Eplee, Frownfelter, Thompson, Whipple.

The motion of Rep. Owens to amend prevailed.

Also, roll call was demanded on motion of Rep. Woodard, to amend **HB 2326**, on page 2, in line 7, after "issued" by inserting "pursuant to K.S.A. 2018 Supp. 75-7c01 et seq., and amendments thereto, or";

On page 3, following line 16, by inserting:

"Sec. 3. K.S.A. 2018 Supp. 75-7c20 is hereby amended to read as follows: 75-7c20.

(a) The carrying of a concealed handgun shall not be prohibited in any public area of any state or municipal building unless such public area has adequate security measures to ensure that no weapons are permitted to be carried into such public area and the public area is conspicuously posted with either permanent or temporary signage approved by the governing body, or the chief administrative officer, if no governing body exists, in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(b) The carrying of a concealed handgun shall not be prohibited throughout any state or municipal building in its entirety unless such building has adequate security measures at all public access entrances to ensure that no weapons are permitted to be carried into such building and the building is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(c) No state agency or municipality shall prohibit an employee from carrying a concealed handgun at the employee's work place unless the building has adequate security measures at all public access entrances to ensure that no weapons are permitted to be carried into such building and the building is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(d) (1) It shall not be a violation of the personal and family protection act for a person to carry a concealed handgun into a state or municipal building, or any public area thereof, so long as that person has authority to enter through a restricted access entrance into such building, or public area thereof, that provides adequate security measures at all public access entrances and the building, or public area thereof, is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(2) Any person, who is not an employee of the state or a municipality and is not otherwise authorized to enter a state or municipal building through a restricted access entrance, shall be authorized to enter through a restricted access entrance, provided such person:

(A) Is authorized by the chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, to enter such state or municipal

building through a restricted access entrance;

(B) is issued an identification card by the chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, which includes such person's photograph, name and any other identifying information deemed necessary by the issuing entity, and which states on the identification card that such person is authorized to enter such building through a restricted access entrance; and

(C) executes an affidavit or other notarized statement that such person acknowledges that certain firearms and weapons may be prohibited in such building and that violating any such regulations may result in the revocation of such person's authority to enter such building through a restricted access entrance.

The chief law enforcement officer, governing body, or the chief administrative officer, if no governing body exists, shall develop criteria for approval of individuals subject to this paragraph to enter the state or municipal building through a restricted access entrance. Such criteria may include the requirement that the individual submit to a state and national criminal history records check before issuance and renewal of such authorization and pay a fee to cover the costs of such background checks. An individual who has been issued a concealed carry permit by the state of Kansas shall not be required to submit to another state and national criminal records check before issuance and renewal of such authorization. Notwithstanding any authorization granted under this paragraph, an individual may be subjected to additional security screening measures upon reasonable suspicion or in circumstances where heightened security measures are warranted. Such authorization does not permit the individual to carry a concealed weapon into a public building, which has adequate security measures, as defined by this act, and which is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

(e) A state agency or municipality that provides adequate security measures in a state or municipal building and which conspicuously posts signage in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto, prohibiting the carrying of a concealed handgun in such building shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(f) A state agency or municipality that does not provide adequate security measures in a state or municipal building and that allows the carrying of a concealed handgun shall not be liable for any wrongful act or omission relating to actions of persons carrying a concealed handgun concerning acts or omissions regarding such handguns.

(g) Nothing in this act shall limit the ability of a corrections facility, a jail facility or a law enforcement agency to prohibit the carrying of a handgun or other firearm concealed or unconcealed by any person into any secure area of a building located on such premises, except those areas of such building outside of a secure area and readily accessible to the public shall be subject to the provisions of subsection (a).

(h) Nothing in this section shall limit the ability of the chief judge of each judicial district to prohibit the carrying of a concealed handgun by any person into courtrooms or ancillary courtrooms within the district provided the public area has adequate security measures to ensure that no weapons are permitted to be carried into such public area and the public area is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.

~~(i) The governing body or the chief administrative officer, if no governing body~~

~~exists, of a state or municipal building, may exempt the building, or any public area thereof, from this section until July 1, 2017, by adopting a resolution, or drafting a letter, listing the legal description of such building, listing the reasons for such exemption, and including the following statement: "A security plan has been developed for the building being exempted which supplies adequate security to the occupants of the building and merits the prohibition of the carrying of a concealed handgun." A copy of the security plan for the building shall be maintained on file and shall be made available, upon request, to the Kansas attorney general and the law enforcement agency of local jurisdiction. Notice of this exemption, together with the resolution adopted or the letter drafted, shall be sent to the Kansas attorney general and to the law enforcement agency of local jurisdiction. The security plan shall not be subject to disclosure under the Kansas open records act.~~

~~(j) The governing body or the chief administrative officer, if no governing body exists, of any postsecondary educational institution, as defined in K.S.A. 74-3201b, and amendments thereto, may exempt any building of such institution, including any buildings located on the grounds of such institution and any buildings leased by such institution, or any public area thereof, from this section until July 1, 2017, by stating the reasons for such exemption and sending notice of such exemption to the Kansas attorney general (1) Except as provided in subsection (i)(2), a postsecondary educational institution may prohibit the carrying of concealed handguns in any building of such institution, including any buildings located on the grounds of such institution and any buildings leased by such institution, or any public area thereof, provided that the building or public area thereof is conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.~~

~~(2) A postsecondary educational institution shall not prohibit the holder of a license issued pursuant to or recognized by this act from carrying a concealed handgun in any building of such institution or public area thereof, unless such building or public area has adequate security measures to ensure that no weapons are permitted to be carried into such building or public area and there is signage conspicuously posted in accordance with K.S.A. 2018 Supp. 75-7c10, and amendments thereto.~~

~~(k)(i) The provisions of this section shall not apply to:~~

~~(1) Any building located on the grounds of the Kansas state school for the deaf or the Kansas state school for the blind;~~

~~(2) a state or municipal-owned medical care facility, as defined in K.S.A. 65-425, and amendments thereto;~~

~~(3) a state or municipal-owned adult care home, as defined in K.S.A. 39-923, and amendments thereto;~~

~~(4) a community mental health center organized pursuant to K.S.A. 19-4001 et seq., and amendments thereto;~~

~~(5) an indigent health care clinic, as defined by K.S.A. 65-7402, and amendments thereto; or~~

~~(6) any building owned or leased by the authority created under the university of Kansas hospital authority act, any building located within the health care district, as defined in the unified government of Wyandotte county and Kansas City, Kansas City-wide master plan, Rosedale master plan and traffic study or similar master plan or comprehensive planning or zoning document approved by the unified government of Wyandotte county and Kansas City, Kansas in effect on January 12, 2017.~~

(k) Nothing in this section shall be construed to prohibit any law enforcement officer, as defined in K.S.A. 2018 Supp. 75-7c22, and amendments thereto, who satisfies the requirements of either K.S.A. 2018 Supp. 75-7c22(a) or (b), and amendments thereto, from carrying a concealed handgun into any state or municipal building, or any public area thereof, in accordance with the provisions of K.S.A. 2018 Supp. 75-7c22, and amendments thereto, subject to any restrictions or prohibitions imposed in any courtroom by the chief judge of the judicial district.

(l) For purposes of this section:

(1) "Adequate security measures" means the use of electronic equipment and armed personnel at public entrances to detect and restrict the carrying of any weapons into the state or municipal building, or any public area thereof, including, but not limited to, metal detectors, metal detector wands or any other equipment used for similar purposes to ensure that weapons are not permitted to be carried into such building or public area by members of the public. Adequate security measures for storing and securing lawfully carried weapons, including, but not limited to, the use of gun lockers or other similar storage options may be provided at public entrances.

(2) "Authorized personnel" means employees of a state agency or municipality and any person granted authorization pursuant to subsection (d)(2), who are authorized to enter a state or municipal building through a restricted access entrance.

(3) The terms "municipality" and "municipal" are interchangeable and have the same meaning as the term "municipality" is defined in K.S.A. 75-6102, and amendments thereto, but does not include school districts. The term "municipality" shall not include school districts or postsecondary educational institutions, as defined in K.S.A. 74-3201b, and amendments thereto.

(4) "Public area" means any portion of a state or municipal building that is open to and accessible by the public or which is otherwise designated as a public area by the governing body or the chief administrative officer, if no governing body exists, of such building.

(5) "Restricted access entrance" means an entrance that is restricted to the public and requires a key, keycard, code, or similar device to allow entry to authorized personnel.

(6) "State" means the same as the term is defined in K.S.A. 75-6102, and amendments thereto.

(7) (A) "State or municipal building" means a building owned or leased by such public entity. It does not include a building owned by the state or a municipality which is leased by a private entity whether for profit or not-for-profit or a building held in title by the state or a municipality solely for reasons of revenue bond financing.

(B) The term "state and municipal building" shall not include the state capitol.

(8) "Weapon" means a weapon described in K.S.A. 2018 Supp. 21-6301, and amendments thereto, except the term "weapon" shall not include any cutting instrument that has a sharpened or pointed blade.

(m) This section shall be a part of and supplemental to the personal and family protection act.;

Also on page 3, in line 17, by striking "and" and inserting a comma; also in line 17, following "75-7c03" by inserting "and 75-7c20";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the second semicolon, by inserting "carrying a

concealed handgun at a postsecondary educational institution;"; in line 3, by striking the first "and" and inserting a comma; also in line 3, after "75-7c03" by inserting "and 75-7c20"

On roll call, the vote was: Yeas 47; Nays 74; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Baker, Ballard, Benson, Bishop, Burroughs, Carlin, Carmichael, Clayton, Cox, Curtis, Donohoe, Finney, Frownfelter, Gartner, Helgerson, Henderson, Highberger, Holscher, Horn, Karleskint, Kessinger, Kuether, Lusk, Moore, Murnan, Neighbor, Ohaebosim, Ousley, Parker, Phillips, Probst, Ruiz, L., Ruiz, S., Sawyer, Schreiber, Stogsdill, Victors, Ward, Warfield, Weigel, Whipple, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Barker, Bergquist, Blex, Burris, Capps, B. Carpenter, W. Carpenter, Claeys, Clark, Collins, Concannon, Corbet, Croft, Delperdang, Dierks, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Garber, Hawkins, Helmer, Hibbard, Highland, Hineman, Hodge, Hoffman, Hoheisel, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Kelly, Landwehr, Long, Lynn, Mason, Mastroni, Orr, Owens, Pannbacker, F. Patton, Pittman, Proehl, Rahjes, Ralph, Resman, Rhiley, Ryckman, Samsel, Seiwert, Smith, A., Smith, E., Straub, Sutton, Tarwater, Thimesch, Thomas, Toplikar, Vickrey, Waggoner, Warren, Wasinger, Waymaster, Wheeler, K. Williams.

Present but not voting: None.

Absent or not voting: Carlson, Dietrich, Huebert, Thompson.

The motion of Rep. Woodard did not prevail.

Also, on motion of Rep. Clayton to amend **HB 2326**, Rep. Arnberger requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. Ward to amend **HB 2326**, Rep. Arnberger requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed as amended.

Committee report to **HB 2402** be adopted; and the bill be passed as amended.

## REPORTS OF STANDING COMMITTEES

Committee on **Social Services Budget** recommends **HB 2235** be amended on page 1, in line 5, by striking "No applicant for" and inserting "Any individual offered"; in line 9, by striking "an applicant is hired" and inserting "any individual is offered a job"; in line 10, by striking "employee" and inserting "individual"; in line 11, by striking "employee's hire"; also in line 11, after "date" by inserting "on which the individual is offered a job"; in line 12, by striking "employee" and inserting "individual"; in line 14, by striking the first semicolon and inserting ", and"; also in line 14, by striking the last semicolon; in line 15, by striking all before the period; in line 23, by striking "employee" and inserting "individual"; in line 24, by striking "employee" and inserting "individual"; in line 26, after "employment" by inserting "with the respective agency";

On page 1, in the title, in line 2, after "for" by inserting "individuals offered a"; also in line 2, by striking "applicant's"; and the bill be passed as amended.

**MESSAGES FROM THE SENATE**

Announcing passage of **SB 210**.

Announcing passage of **HB 2007**, as amended by **S Sub HB 2007**; **HB 2214**, as amended by **S Sub HB 2214**.

Announcing passage of **HB 2084**, as amended; **HB 2085**, as amended; **HB 2103**, as amended; **HB 2177**, as amended; **HB 2203**, as amended; **HB 2246**, as amended.

Announcing passage of **HB 2101**, **HB 2104**, **HB 2188**, **HB 2201**, and **HB 2215**.

The Senate nonconcurrs in House amendments to **SB 63**, requests a conference and has appointed Senators Petersen, Goddard and Pettey as conferees on the part of the Senate.

The Senate concurs in House amendments to **Sub SB 69**.

**INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS**

The following Senate bill was thereupon introduced and read by title:

**SB 210.**

On motion of Rep. Hawkins, the House recessed until 7:00 p.m.

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**EVENING SESSION**

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

On motion of Rep. Hawkins, the House resolved into the Committee of the Whole, with Rep. Hoffman in the chair.

**COMMITTEE OF THE WHOLE**

On motion of Rep. Hoffman, Committee of the Whole report, as follows, was adopted:

Recommended that **SB 99**, **HB 2354** be passed over and retain a place on the calendar.

Committee report to **SB 70** be adopted; and the bill be passed as amended.

Committee report to **HB 2369** be adopted.

Also, on motion of Rep. Proehl, **HB 2369** be amended on page 2, in line 39, before "partly" by inserting "solely or";

On page 3, in line 4, before "partly" by inserting "solely or"; in line 7, after "financed" by inserting "solely or"; in line 22, before "partly" by inserting "solely or";

On page 4, in line 15, before "partly" by inserting "solely or"; in line 23, before "partly" by inserting "solely or"

Also, on motion of Rep. Pittman, **HB 2369** be amended on page 5, in line 4, by striking "and"; in line 6, after "feasibility" by inserting "; and



(F) at least one local public meeting to review the project during the feasibility study process"

and the bill be passed as amended.

Committee report to **HB 2372** be adopted; and the bill be passed as amended.

Committee report to **HB 2244** be adopted; and the bill be passed as amended.

Committee report to **Sub SB 130** be adopted; and the bill be passed as amended.

Committee report to **HB 2371** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2354** be adopted.

Also, on motion of Rep. Tarwater to amend, Rep. Barker moved to re-refer **HB 2354** to Committee on Commerce, Labor and Economic Development.

The motion prevailed and **Sub HB 2354** was re-referred to Committee on Commerce, Labor and Economic Development with an amendment pending.

#### **REPORT ON ENGROSSED BILLS**

**HB 2035, HB 2118, HB 2326, HB 2402** reported correctly engrossed March 26, 2019.

**HB 2018, HB 2054, HB 2173, HB 2274, HB 2307, HB 2314, HB 2389, HB 2396** reported correctly engrossed March 25, 2019.

On motion of Rep. Hawkins, the House adjourned until 8:30 a.m., Wednesday, March 27, 2019.

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

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