

Journal of the Senate

FORTIETH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Thursday, March 14, 2019, 2:30 p.m.

The Senate was called to order by President Susan Wagle.
The roll was called with 40 senators present.
Invocation by Reverend Cecil T. Washington:

Lord, God of Heaven and earth, Creator and Sustainer of Light - Genesis 1:14; when we observe the wonder of Your creation, when we examine this world that You've created, we've come to depend on the way in which You have maintained it. Down through the centuries, we've come to depend on the "Constants" that You've given us; the length of days, weeks, months and years; the water cycle of precipitation, evaporation, condensation as You cause it to constantly repeat itself.

March 13th, is referred to as Pi day, because of the digits 3.14, that remind us of the mathematical equation pi (π), where the ratio or relationship between the circumference of a circle and the diameter of that circle will be constant, always the same no matter how big or small the circle gets. In a small way, this reminds us of You.

Your Words in Hebrews 13:8 and James 1:17 give us the assurance that You are constant! You're the Father of all light. You're not shifting like the shadows. You're the same, yesterday, today and forever. What You have declared as right, was right, is right and will be right. Your code of ethics is not determined by where we are. Our codes are to be subject to where You are.

So, Lord, thank You for one more reminder of how reliable You are; of how faithful and dependable You are. With that in mind, help us to move forward with boldness, trusting in the "Constant" of Your continuing, day by day, moment by moment, mercy, wisdom and guidance.

Once again, I come to You in the Name of our Lord and Savior, Jesus the Christ. Amen.

The Pledge of Allegiance was led by President Wagle.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 227, AN ACT concerning human trafficking; relating to victims of human trafficking, aggravated human trafficking or commercial sexual exploitation of a child; Kansas criminal code; compulsion defense; expungement; Kansas offender registration act; exemption from registration; termination of registration; revised Kansas juvenile justice code; expungement of records or files; amending K.S.A. 2018 Supp. 21-5206, 21-6614, 22-4902, 22-4908 and 38-2312 and repealing the existing sections, by

Committee on Federal and State Affairs.

SB 228, AN ACT concerning insurance; relating to third party administrators; license and renewal application fees; amending K.S.A. 2018 Supp. 40-3812, 40-3813 and 40-3814 and repealing the existing sections, by Committee on Ways and Means.

SB 229, AN ACT abolishing the capitol area plaza authority; amending K.S.A. 75-2252 and 75-2255 and K.S.A. 2018 Supp. 75-2253, 75-2256, 75-2265 and 75-36,104 and repealing the existing sections; also repealing K.S.A. 75-2237a, 75-2237b, 75-2238a, 75-2239, 75-2240a, 75-2241a, 75-2242 and 75-3620 and K.S.A. 2018 Supp. 75-2237, by Committee on Federal and State Affairs.

SB 230, AN ACT concerning the Kansas department for children and families; relating to the Kansas commission for the deaf and hard of hearing; executive director duties; registration of interpreters; rules and regulation authority; amending K.S.A. 75-4355a and 75-4355b and K.S.A. 2018 Supp. 75-5391, 75-5393 and 75-5397a and repealing the existing sections, by Committee on Federal and State Affairs.

SCR 1608—A PROPOSITION to amend sections 5, 6 and 9 of article 1 of the constitution of the state of Kansas, relating to the update of the language in the executive article.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the Senate and two-thirds of the members elected (or appointed) and qualified to the House of Representatives 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: Sections 5, 6 and 9 of article 1 of the constitution of the state of Kansas is hereby amended to read as follows:

"§ 5. Governor's duties for legislature; messages; special sessions; adjournment. The governor may, on extraordinary occasions, call the legislature into special session by proclamation; and shall call the legislature into special session, upon petition signed by at least ~~two-thirds~~ 2/3 of the members elected to each house. At every session of the legislature the governor shall communicate in writing information in reference to the condition of the state, and recommend such measures as ~~he~~ *the governor* deems expedient. In case of disagreement between the two houses in respect of the time of adjournment, the governor may adjourn the legislature to such time as ~~he~~ *the governor* deems proper, not beyond its next regular session."

"§ 6. Reorganization of state agencies of executive branch. (a) For the purpose of transferring, abolishing, consolidating or coordinating the whole or any part of any state agency, or the functions thereof, within the executive branch of state government, when the governor considers the same necessary for efficient administration, ~~he~~ *the governor* may issue one or more executive reorganization orders, each bearing an identifying number, and transmit the same to the legislature within the first ~~thirty~~ 30 calendar days of any regular session. Agencies and functions of the legislative and judicial branches, and constitutionally delegated functions of state officers and state boards shall be exempt from executive reorganization orders.

(b) The governor shall transmit each executive reorganization order to both houses of the legislature on the same day, and each such order shall be accompanied

by a governor's message, which shall specify with respect to each abolition of a function included in the order, the statutory authority for the exercise of the function. Every executive reorganization order shall provide for the transfer or other disposition of the records, property and personnel affected by the order. Every executive reorganization order shall provide for all necessary transfers of unexpended balances of appropriations of agencies affected by such order, and such changes in responsibility for and handling of special funds as may be necessary to accomplish the purpose of such order. Transferred balances of appropriations may be used only for the purposes for which the appropriation was originally made.

(c) Each executive reorganization order transmitted to the legislature as provided in this section shall take effect and have the force of general law on the July 1 following its transmittal to the legislature, unless within ~~sixty~~ 60 calendar days and before the adjournment of the legislative session either the senate or the house of representatives adopts by a majority vote of the members elected thereto a resolution disapproving such executive reorganization order. Under the provisions of an executive reorganization order a portion of the order may be effective at a time later than the date on which the order is otherwise effective.

(d) An executive reorganization order ~~which~~ that is effective shall be published as and with the acts of the legislature and the statutes of the state. Any executive reorganization order ~~which~~ that is or is to become effective may be amended or repealed as statutes of the state are amended or repealed."

"§ 9. **State seal and commissions.** There shall be a seal of the state, which shall be kept by the governor, and used by ~~him~~ the governor officially, and which shall be the great seal of Kansas. All commissions shall be issued in the name of the state of Kansas; and shall be signed by the governor, countersigned by the secretary of state, and sealed with the great seal."

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

"*Explanatory statement.* This amendment would update language in article 1 of the constitution of the state of Kansas, the executive article, by deleting all masculine pronouns from the article.

"A vote for this proposition would eliminate all masculine pronouns from article 1 of the constitution of the state of Kansas.

"A vote against this proposition favors retaining current constitutional provisions, which contain masculine pronouns in article 1 of the constitution of the state of Kansas."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the Senate, and two-thirds of the members elected (or appointed) and qualified to the House of Representatives 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: **SB 226; HB 2133.**

Public Health and Welfare: **SB 225.**

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Braun, Alley, Baumgardner, Berger, Billinger, Bollier, Bowers, Denning, Doll, Estes, Faust-Goudeau, Francisco, Givens, Goddard, Haley, Hardy, Hawk, Hensley, Hilderbrand, Holland, Kerschen, Longbine, Lynn, Masterson, McGinn, Miller, Olson, Petersen, Pettey, Pilcher-Cook, Pyle, Rucker, Skubal, Suellentrop, Sykes, Taylor, Tyson, Wagle, Ware and Wilborn introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1719—

A RESOLUTION honoring the members and posts of the
Kansas American Legion for the 100 years of service and dedication to Kansans.

WHEREAS, For 100 years, the members and posts of the Kansas American Legion have made significant contributions through community service; and

WHEREAS, On March 15, 1919, American service members serving in the American Expeditionary Force during World War I in Paris, France, founded the American Legion as an opportunity for its members and posts to serve veterans, service members and communities; and

WHEREAS, The members and posts of the Kansas American Legion have influenced national change, won hundreds of benefits for veterans, and created many programs for children and youth; and

WHEREAS, There are over 40,000 members in more than 500 posts, units and squadrons in the Kansas American Legion; and

WHEREAS, Members and posts in Kansas promote a variety of programs that support goals of mentoring youth, advocating patriotism and honor, promoting national security and continuing devotion to fellow service members and veterans; and

WHEREAS, Recognizing the special role that the members and posts of the Kansas American Legion play in supporting Kansas veterans, the Governor of Kansas designated March 15, 2019, as Kansas American Legion Day; and

WHEREAS, There is no doubt that the members and posts of the Kansas American Legion will continue to support Kansas veterans, service members and communities for the next 100 years: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we honor the members and posts of the Kansas American Legion for the 100 years of service and dedication to Kansans; and

Be it further resolved: That the Secretary of the Senate shall send five enrolled copies of this resolution to Senator Braun.

On emergency motion of Senator Braun **SR 1719** was adopted unanimously.

Senator Hensley introduced the following Senate resolution, which was read:
SENATE RESOLUTION No. 1720—

A RESOLUTION commemorating Mildred N. McCreight's 100th birthday
and her lifelong dedication to her faith, family, farm and community.

WHEREAS, Mildred Naomi Brecheisen McCreight will celebrate her 100th birthday on March 16, 2019, at a party with family and friends. Four generations of her immediate family will be celebrating with her; and

WHEREAS, Mildred, commonly known as Mid to those close to her, resides in Lyndon, where she enjoys conversations with family and friends, loves to host visitors, read and stitch; and

WHEREAS, Mildred and Kenneth, her late husband of 49 years, lived and worked on the McCreight family farm. They were true partners in farming and in raising their two daughters; and

WHEREAS, On the farm, Mildred spent hours discing and cultivating, while Kenneth planted and drove the combine. She was an expert at milking cows; growing, canning and freezing garden produce; and raising and processing their own chickens. The couple made decisions about the farm together; and

WHEREAS, As a child during the Great Depression and young adult during WWII, Mildred learned self-sufficiency, evident in her work on the farm and for her family; and

WHEREAS, She is an expert at sewing and needlework, making clothes, quilts, upholstery, even awnings for the tractor. Mildred made it all, most notably Western suits for Kenneth. Her embroidery and crocheted pieces are now family keepsakes; and

WHEREAS, Mildred is well known in the Lyndon community for her culinary dishes, including her fried chicken and gravy and her renowned gooseberry pie. Those who visit with Mildred are sometimes lucky enough to hear her secrets for taming the sour fruit; and

WHEREAS, Faith will be Mildred's legacy. She remained steadfast in her faith not only in joyous times but even as she faced some of the nation's most difficult times, enduring personal pain and physical challenges; and

WHEREAS, Mildred, as the family's matriarch, will be surrounded by the love of her family and friends on her 100th birthday and for the years to come: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we recognize Mildred Naomi Brecheisen McCreight for her 100 years of hard work and dedication to her faith, family, farm and community; and

Be it further resolved: That the Secretary of the Senate shall send eight enrolled copies of this resolution to Senator Hensley.

On emergency motion of Senator Hensley **SR 1720** was adopted unanimously.

CONSIDERATION OF APPOINTMENTS

In accordance with Senate Rule 55, the following appointment submitted by the Governor to the Senate for confirmation was considered.

Senator Denning moved the following appointment be confirmed as recommended by the Committee on **Public Health and Welfare**.

By the Governor

On the appointment to the:

Department of Health and Environment:

Lee Norman, At the pleasure of the governor

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Berger, Billinger, Bollier, Bowers, Braun, Denning, Doll, Estes, Faust-Goudeau, Francisco, Givens, Goddard, Haley, Hardy, Hawk, Hensley, Hilderbrand, Holland, Kerschen, Longbine, Lynn, Masterson, McGinn, Miller, Olson, Petersen, Pettey, Pilcher-Cook, Pyle, Rucker, Skubal, Suellentrop, Sykes, Taylor, Tyson, Wagle, Ware, Wilborn.

The appointment was confirmed.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

Sub 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 38; Nays 1; Present and Passing 1; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Berger, Billinger, Bollier, Bowers, Braun, Denning, Doll, Estes, Faust-Goudeau, Givens, Goddard, Haley, Hardy, Hawk, Hensley, Hilderbrand, Holland, Kerschen, Longbine, Lynn, Masterson, McGinn, Miller, Olson, Petersen, Pettey, Pilcher-Cook, Rucker, Skubal, Suellentrop, Sykes, Taylor, Tyson, Wagle, Ware, Wilborn.

Nays: Pyle.

Present and Passing: Francisco.

The substitute bill passed.

EXPLANATION OF VOTE

Madam President: I VOTE “AYE” on **Substitute for SB 69**. The amendment I offered to this bill failed on a voice vote. It would simply allow any customer-ratepayer of a Board of Public Utilities (or “BPU”), typically a municipally-operated utility, to write our Kansas Corporation Commission (or “KCC”) for information pertaining to any rule, charge, practice or procedure and to require the KCC to provide information to such customer (-ratepayer) about whether such rule, change, practice or procedure differs and to what extent it differs for customers of electric utilities that ARE regulated by the KCC. Without such a provision, the KCKS BPU is still able to indiscriminately put policies in play (most recently, charging bills alleged from many years ago to many consumers or inflicting exorbitant, credit-based security deposits or assessing supplemental line item charges such as Payment In Lieu Of Taxes ...aka “PILOT”...and water sewer and waste collection fees, etc.) without an “apple-to-apple” comparison as to how such practices are implemented to other Kansas utilities which our KCC DOES regulate. But the underlying substitute bill bringing a study of electric rates surprisingly DOES opt to include the KCKS BPU; one of several municipal utilities chosen to be included in the study. Reflecting the multiple concerns of literally thousands of Kansas Citizens’ about our monopoly utility, hearing their concerns about elected board member’s inabilities to affect policies or change, I vow to continue to assist in bringing KCC access to the KCKS BPU one day. This future study, however small in its’ impact on us in KCKS, is but a tiny step in that direction acknowledging that ALL Kansas utility consumers deserve neutral and responsive response and review to patterns and practices.—DAVID HALEY

Madam President: I vote "PASS" on **Sub SB 69**, and I do that because, while I am supportive of the study of many of the issues that were identified, I am concerned that we are also asking some questions that we can already answer and are not asking for other information we may need to craft the forward-looking electric policy we desire. I am hoping that the House will carefully review the items requested in the study and help consolidate the issues so we might provide better direction to the Legislative Coordinating Council for their requests for proposals. Let's work together to save unnecessary expenses for our Kansas ratepayers in this study as we work to save costs on future electricity bills. I hope there will be changes that would allow me to fully support a conference committee report on this bill.—MARCI FRANCISCO

SCR 1605, A PROPOSITION to amend section 1 of article 10 of the constitution of the state of Kansas; relating to reapportionment of senatorial and representative districts, was considered on final action.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Berger, Billinger, Bollier, Bowers, Braun, Denning, Doll, Estes, Faust-Goudeau, Francisco, Givens, Goddard, Haley, Hardy, Hawk, Hensley, Hilderbrand, Holland, Kerschen, Longbine, Lynn, Masterson, McGinn, Miller, Olson, Petersen, Pettey, Pilcher-Cook, Pyle, Rucker, Skubal, Suellentrop, Sykes, Taylor, Tyson, Wagle, Ware, Wilborn.

The resolution was adopted.

On motion of Senator Denning, the Senate recessed until the sound of the gavel.

The Senate met pursuant to recess with Vice President Longbine in the chair.

COMMITTEE OF THE WHOLE

On motion of Senator Denning, the Senate resolved itself into Committee of the Whole, for consideration of bills on the calendar under the heading of General Orders with Senator Hilderbrand in the chair.

On motion of Senator Hilderbrand the following report was adopted:

SB 142 be passed.

A motion by Senator Masterson to amend **SB 142** failed and the following amendment was rejected; on page 2, following line 35, by inserting:

"New Sec. 3. (a) Each school year, the board of education of each school district shall reasonably calculate and allocate a sufficient amount of money to have students enrolled in such school district who are not meeting the goal set forth in K.S.A. 72-3218(c), and amendments thereto, achieve that goal. The board of education and the superintendent of each school district shall certify to the state board of education that:

(1) The school district budget reasonably calculates and allocates a sufficient amount of funds and resources, including, but not limited to, licensed teachers, curriculum materials and supplies and any other costs categorized in function 1000, instruction, by the state board, as published in the state department of education's Kansas accounting handbook for unified school districts, as published in March 2018, or later versions adopted by the state board, to ensure that each student meets the goal set forth in K.S.A. 72-3218(c), and amendments thereto; and

(2) the school district has sufficient qualified personnel adequately trained to provide the curriculum established by the board of education and the school district's at-risk programs.

(b) The provisions of this section shall be effective on and after July 1, 2019.";

And by renumbering sections accordingly

Upon the showing of five hands a roll call vote was requested.

On roll call, the vote was: Yeas 11; Nays 29; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Braun, Estes, Hilderbrand, Masterson, Petersen, Pilcher-Cook, Pyle, Rucker, Suellentrop, Tyson.

Nays: Baumgardner, Berger, Billinger, Bollier, Bowers, Denning, Doll, Faust-Goudeau, Francisco, Givens, Goddard, Haley, Hardy, Hawk, Hensley, Holland, Kerschen, Longbine, Lynn, McGinn, Miller, Olson, Pettey, Skubal, Sykes, Taylor, Wagle, Ware, Wilborn.

A motion by Pilcher-Cook to amend **SB 142** failed.

SB 150 be amended by the adoption of the committee amendments, and the bill be passed as amended.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

On motion of Senator Denning an emergency was declared by a 2/3 constitutional majority, and **SB 142** and **SB 150** were advanced to Final Action and roll call.

SB 142, AN ACT concerning education; relating to the instruction and financing thereof; making and concerning appropriations for the fiscal years ending June 30, 2020, and June 30, 2021, for the department of education; amending K.S.A. 72-5132 and repealing the existing section.

On roll call, the vote was: Yeas 32; Nays 8; Present and Passing 0; Absent or Not Voting 0.

Yeas: Baumgardner, Berger, Billinger, Bollier, Bowers, Braun, Denning, Doll, Estes, Faust-Goudeau, Francisco, Givens, Goddard, Haley, Hardy, Hawk, Hensley, Hilderbrand, Holland, Longbine, Lynn, McGinn, Miller, Olson, Petersen, Pettey, Rucker, Skubal, Sykes, Taylor, Ware, Wilborn.

Nays: Alley, Kerschen, Masterson, Pilcher-Cook, Pyle, Suellentrop, Tyson, Wagle.

The bill passed.

EXPLANATION OF VOTE

Mr. Vice President: I am voting for this bill only because I see no other way to meet the requirements placed on us by the supreme court. I respect the work of the education committee. I deeply regret that the plaintiffs have again attempted to change the numbers. That does not demonstrate a commitment to students. Being honest, upfront and honoring your word on **SB 142** is showing a commitment to our students. My vote is for the schools who need to be able to plan their budgets. It is my hope that this is a 4-year solution to bring stability, predictability and credibility back to our state in regard to education funding. To the plaintiffs, please note, for me this is not an opening bid but rather a final offer before turning to other constitutional legislative options.—

KEVIN BRAUN

Senator Lynn requests the record to show she concurs with the "Explanation of Vote" offered by Senator Braun on **SB 142**.

Mr. Vice President: I vote “NO” on **SB 142** so that I can vote yes for more funding for mental health programs, vote yes for increased funding for our correctional facilities, increased funding for disability programs and move more people off the waiting list. I want a state water plan that protects our resources and provides water for all our farms and communities. I’d like to vote yes for higher education for lower tuition. I want to fund KPERs and let KDOT build roads and bridges. And finally, I vote no so that I don’t have to vote for the tax increase that will be the result of its passage.—DAN KERSCHEN

Senators Alley, Braun, Pilcher-Cook, Suellentrop and Wagle request the record to show they concur with the "Explanation of Vote" offered by Senator Kerschen on **SB 142**.

SB 150, AN ACT concerning victims of domestic violence, sexual assault, human trafficking or stalking; relating to housing protections; notification requirements.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Berger, Billinger, Bollier, Bowers, Braun, Denning, Doll, Estes, Faust-Goudeau, Francisco, Givens, Goddard, Haley, Hardy, Hawk, Hensley, Hilderbrand, Holland, Kerschen, Longbine, Lynn, Masterson, McGinn, Miller, Olson, Petersen, Pettey, Pilcher-Cook, Pyle, Rucker, Skubal, Suellentrop, Sykes, Taylor, Tyson, Wagle, Ware, Wilborn.

The bill passed, as amended.

CONSIDERATION OF MOTIONS TO CONCUR AND NONCONCUR

Senator Wagle moved the Senate concur in House amendments to **SB 22**.

SB 22, AN ACT concerning taxation; relating to income tax, addition and subtraction modifications, treatment of deferred foreign income, global intangible low-taxed income, business interest, capital contributions and FDIC premiums, Kansas itemized deduction, election; sales and compensating use tax, imposition of tax, nexus, remote sellers, marketplace facilitators, food and food ingredients, rates; amending K.S.A. 2018 Supp. 79-32,117, 79-32,120, 79-32,138, 79-3602, 79-3603, 79-3620, 79-3702, 79-3703 and 79-3710 and repealing the existing sections; also repealing K.S.A. 2018 Supp. 79-3221o.

On roll call, the vote was: Yeas 24; Nays 16; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Berger, Billinger, Bowers, Braun, Denning, Estes, Givens, Goddard, Hilderbrand, Kerschen, Longbine, Lynn, Masterson, McGinn, Olson, Petersen, Rucker, Suellentrop, Taylor, Tyson, Wagle, Wilborn.

Nays: Bollier, Doll, Faust-Goudeau, Francisco, Haley, Hardy, Hawk, Hensley, Holland, Miller, Pettey, Pilcher-Cook, Pyle, Skubal, Sykes, Ware.

The Senate concurred.

EXPLANATION OF VOTE

Mr. Vice-President – **SB 22** as amended by the House is a catch 22 for legislators. I do not support the sales tax portion of this bill. I also do not support another tax increase on Kansans. If this bill is not signed into law, it will become yet another tax increase that Kansans will be forced to bear. This body should have had an opportunity

to remove the sales tax portion from this bill. Unfortunately we do not have that opportunity before us today. The only option we now have is to either vote to concur, or to non-concur this bill as it is amended by the House. If we vote against this bill, we will clearly be voting for yet another tax increase on the citizens of Kansas. Mr. Vice-President because of this I reluctantly vote to concur with the house on **SB 22**.—
RICHARD HILDERBRAND

Mr. Vice President: Far too often, there is a focus on getting special projects passed instead of focusing on issues that are most important to the people. **SB 22** was simple, straightforward, important legislation that would ensure Kansans didn't receive an unintended tax increase as a result of the federal tax cuts passed in 2017. Now it has special interests attached. I have long supported a food sales tax reduction, but it should not be considered in a bill that is simply meant to restore what taxpayers would otherwise lose. Food sales tax reduction should be considered, but it should be considered separately. The internet sales tax should be part of a broader sales tax debate that could ultimately lower the overall sales tax rate. **SB 22** was meant to stop an unintended tax increase. It makes no sense how this is accomplished by adding a tax increase. These are the kinds of games that infuriate average Americans who follow the political process. We should keep it simple and straightforward, so the public knows exactly what battle is being fought and why, so they can weigh in and be a part of the debate. I vote "NO" on **SB 22**.—MARY PILCHER-COOK

Mr Vice President: I vote "NO" on the motion to concur to the House amendments to **SB 22** so that I can vote YES for more funding for mental health programs, vote YES for increased funding for our correctional facilities, increased funding for disability programs and move more people off the waiting list. I want a state water plan that protects our resources and provides water for all our farms and communities. I'd like to vote YES for higher education for lower tuition. I want to fund KPERS and let KDOT build roads and bridges. And finally, I vote NO so that I don't have to vote for the tax increase that will be the result of its passage.—VIC MILLER

Senator Bollier requests the record to show she concurs with the "Explanation of Vote" offered by Senator Miller on **SB 22**.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **SB 205** be amended on page 1, in line 11, by striking all after "administrator"; in line 12, by striking all before "of"; in line 14, by striking all after the period; in line 15, by striking "subsection (c),"; also in line 15, by striking "exclusive"; in line 17, by striking all after "thereto"; in line 18, by striking all before the period; by striking all in lines 19 through 23; and the bill be amended.

Also, **SB 164**; **HB 2123** be passed and, because the committee is of the opinion that the bills are of a noncontroversial nature, be placed on the consent calendar.

Committee on **Financial Institutions and Insurance** recommends **HB 2203**, as amended by House Committee, be amended on page 9, in line 35, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Also, **HB 2209** be amended on page 3, in line 16, by striking "Kansas register" and inserting "statute book"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2104**, as amended by House Committee, be passed.

Also, **SB 102; HB 2097** be passed and, because the committee is of the opinion that the bills are of a noncontroversial nature, be placed on the consent calendar.

Committee on **Transportation** recommends **HB 2126**, as amended by House Committee, be amended on page 1, in line 18, after "ordinance" by inserting "or resolution"; and the bill be passed as amended.

Also, **HB 2127** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

CHANGE OF REFERENCE

The President withdrew **SB 225** from the Committee on **Public Health and Welfare**, and referred the bill to the Committee on **Ways and Means**.

REPORT ON ENROLLED BILLS

SCR 1606 reported correctly enrolled, properly signed and presented to the Secretary of State on March 14, 2019.

SR 1718 reported correctly enrolled, properly signed and presented to the Secretary of the Senate on March 14, 2019.

On motion of Senator Denning, the Senate adjourned until 8:30 a.m., Friday, March 15, 2019.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

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