

Journal of the Senate

TWENTY-THIRD DAY

SENATE CHAMBER, TOPEKA, KANSAS
Friday, February 14, 2020, 8:00 a.m.

The Senate was called to order by President Susan Wagle.

The roll was called with 30 senators present.

Senators Baumgardner, Bollier, Doll, Estes, Longbine, Masterson, Olson, Sykes, Ware and Wilborn were excused.

Invocation by Reverend Cecil T. Washington:

Love Is The Greatest
1 Corinthians 13

Gracious Master, we're facing the end of another week. A Valentine's weekend, a weekend when love is to be in the air. Teach us to be more loving.

Your Word in 1 Corinthians 13 reveals how important the divine kind of love is, how true love behaves and how it does not behave. Your Word gives us the standards by which we are to measure genuine love. You teach us that sincere love does not fail, that our love for others is to look like Your love for us. You teach that the greatest virtue, the greatest God like standard, we can have is God like love.

Lord, Your most important desire in our relationships is that they be on the job training for learning how to love. Over this week end, help us get in some practice.

In the Name of Him Who loved us to death. 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 438, AN ACT concerning insurance; relating to the oversight and regulation of pharmacy benefits managers; the pharmacy benefits managers licensure act; amending K.S.A. 65-16,123, 65-16,124, 65-16,125 and 65-16,126 and K.S.A. 2019 Supp. 40-3821, 40-3822, 40-3823, 40-3824, 40-3825, 40-3826, 40-3827, 40-3829 and 40-3830 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

SB 439, AN ACT concerning health and healthcare; relating to human milk and human milk-derived products; providing medical assistance reimbursement for human milk fortifier; imposing certain requirements on human milk and human milk banks; amending K.S.A. 2019 Supp. 39-7,121g and repealing the existing section, by Committee on Public Health and Welfare.

SB 440, AN ACT concerning public assistance; relating to cash assistance; allowing

certain activities to fulfill work participation requirements thereunder; amending K.S.A. 2019 Supp. 39-709 and repealing the existing section, by Committee on Public Health and Welfare.

SB 441, AN ACT concerning the regulation of traffic; relating to distracted driving; violation and prohibiting the use of a wireless telecommunications device while operating a motor vehicle; amending K.S.A. 2019 Supp. 8-2118 and repealing the existing section; also repealing K.S.A. 2019 Supp. 8-15,111, by Committee on Transportation.

SB 442, AN ACT concerning utilities; relating to a board of public utilities; state corporation commission; information requests by customers, by Committee on Utilities.

SB 443, AN ACT concerning health professions and practices; relating to audiologists and speech-language pathologists; licensure; enacting the audiology and speech-language pathology interstate compact, by Committee on Public Health and Welfare.

SB 444, AN ACT enacting the public litigation coordination act; relating to contracts by public entities for legal services on a contingent fee basis; restrictions; powers and duties of the attorney general, by Committee on Judiciary.

SB 445, AN ACT concerning legal services; relating to advertising; unlawful and deceptive trade practices; use or disclosure of protected health information for legal solicitation; prohibitions; penalties, by Committee on Judiciary.

SB 446, AN ACT concerning attorneys; relating to limitations on contingency fee agreements, by Committee on Judiciary.

SB 447, AN ACT concerning the code of civil procedure; relating to litigation funding by third parties; joint liability for costs and sanctions; required discovery disclosures; nonparty subpoenas in third-party funded action; amending K.S.A. 2019 Supp. 60-226 and 60-245 and repealing the existing sections, by Committee on Judiciary.

SB 448, AN ACT concerning cities; relating to a board of public utilities; limiting the amount of fees included on a utility bill; amending K.S.A. 13-1223a, 13-1227 and 13-1228 and repealing the existing sections, by Committee on Utilities.

SB 449, AN ACT concerning controlled substances; relating to cannabis; removing certain products that contain a delta-9 tetrahydrocannabinol concentration of up to 0.3% on a dry weight basis from the list of controlled substances listed in schedule I of the uniform controlled substances act; amending K.S.A. 2019 Supp. 21-5701, 65-4101 and 65-4105 and repealing the existing sections, by Committee on Agriculture and Natural Resources.

SB 450, AN ACT concerning adult care homes; requiring annual dementia care training for employees thereof, by Committee on Judiciary.

SB 451, AN ACT concerning the adult care home licensure act; relating to transfer or discharge of residents from an adult residential care facility; creating a right to appeal an involuntary transfer or discharge, by Committee on Judiciary.

SB 452, AN ACT enacting the massage therapist licensure act; relating to regulation and licensing of massage therapists; duties and functions of the state board of healing arts, by Committee on Federal and State Affairs.

SB 453, AN ACT concerning insurance; relating to the reinsurance of risk; updating the national association of insurance commissioners credit for reinsurance model law and codifying the national association of insurance commissioners credit for

reinsurance model regulation; amending K.S.A. 2019 Supp. 40-221a and repealing the existing section, by Committee on Financial Institutions and Insurance.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Education: **SB 436**.

Ethics, Elections and Local Government: **SB 434**.

Federal and State Affairs: **SB 432, SB 433**.

Judiciary: **SB 426, SB 427, SB 428, SB 429, SB 430**.

Transportation: **SB 435**.

Utilities: **SB 431, SB 437**.

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

The Senate met pursuant to recess, with Senator Eric Rucker in the chair.

CHANGE OF REFERENCE

Under the authority of the Senate President, Senator Rucker withdrew **SB 435** from the Committee on **Transportation**, and referred the bill to the Committee on **Commerce**.

Under the authority of the Senate President, Senator Rucker withdrew **SCR 1601** from the Committee on **Ways and Means**, and referred the bill to the Committee on **Transportation**.

Under the authority of the Senate President, Senator Rucker withdrew **HB 2041; S Sub HB 2143** from the Committee on **Financial Institutions and Insurance**, and referred the bills to the **Committee on Assessment and Taxation**.

REPORT ON ENROLLED BILLS

SB 155 reported correctly enrolled, properly signed and presented to the Governor on February 14, 2020.

SR 1756, SR 1757, SR 1758, SR 1759, SR 1760 reported correctly enrolled, properly signed and presented to the Secretary of the Senate on February 14, 2020.

TRIBUTES

The Committee on **Organization, Calendar, and Rules** authorizes the following tributes for the week of February 10 through February 14, 2020:

Senator Berger: commending Peggy Ford on her 50 years of teaching service to the Mount Hope and Haven Unified school districts;

Senator Billinger: congratulating Connie Livengood on her success as coach of the Goodland High School Girls Golf Team;

Senator Bowers: congratulating Vincent Link on receiving the 2019 Soil Conservation Award, congratulating Rice Family Farms on receiving the 2019 Wildlife Habitat Award;

Senator Braun: commending Patrick Johnson and Tim Whitham on their service to the Edwardsville Community;

Senator Faust-Goudeau: thanking Lee Tafanelli for his service to the State of Kansas,

honoring the life of Janet Wilson;

Senator Haley: celebrating Adelante Thrift on its 5th Anniversary;

Senator Hilderbrand: congratulating the Frontenac High School Softball Team on winning the 2019 State Championship;

Senator Kerschen: congratulating Miley Ebbert on winning the “If I Were Mayor” Essay Contest, congratulating Dr. John Burke on receiving the KSSA Distinguished Service Award;

Senator Olson: congratulating Annika Bhatt on receiving the Girl Scout Gold Award, congratulating Kimma Edwards on receiving the Girl Scout Gold Award, congratulating Miranda Nitz on receiving the Girl Scout Gold Award, congratulating Emily Nitz on receiving the Prudential Spirit of Community Award; and

Senator Sykes: congratulating Claire Severance on receiving the Girl Scout Gold Award, congratulating Cecilia Talley on receiving the Girl Scout Gold Award, congratulating Russell Trey Trimble on achieving the rank of Eagle Scout.

On motion of Senator Denning, the Senate adjourned until 2:30 p.m., Monday, February 17, 2020.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

