

Journal of the House

THIRTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 1, 2021, 11:00 a.m.

The House met pursuant to adjournment with Speaker Ryckman in the chair.

The roll was called with 124 members present.

Rep. Howard was excused on verified illness.

Prayer by Chaplain Brubaker:

Almighty God,
Thank You for this beautiful day—
a day closer to Spring.
This turn-around week is going to be a busy week.
Be with each of our leaders throughout all the
discussion, debate and final action.
Renew their minds, individually and collectively.
Help them to not be conformed to divisive patterns
but transformed by Your grace.
Help them to not think so highly of themselves
that they fail to be reasonable and use careful judgement.
Remind them to discern Your will—
that which is good, pleasing and right.
In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Stogsdill.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2425, AN ACT concerning higher education; requiring a member of the state board of regents to be a student member; creating procedures for nomination, appointment and confirmation; establishing the term of office; relating to duties of the students' advisory committee; amending K.S.A. 74-3202a and 74-3229 and repealing the existing sections, by Committee on Appropriations.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 29**.

Speaker Ryckman thereupon appointed Reps. S. Johnson, Croft and Neighbor as conferees on the part of the House.

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 39**.

Speaker Ryckman thereupon appointed Reps. Rahjes, E. Smith and Carlin as conferees on the part of the House.

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 40**.

Speaker Ryckman thereupon appointed Reps. Rahjes, E. Smith and Carlin as conferees on the part of the House.

CONSENT CALENDAR

No objection was made to **HB 2162, HB 2275, HB 2292, HB 2355, HB 2390** appearing on the Consent Calendar for the second day.

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

COMMITTEE OF THE WHOLE

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

Recommended that **HB 2212, HB 2297, HB 2367, HB 2203, HB 2214, HB 2374, HB 2145, HB 2238, HB 2264, HB 2270, HB 2298, SB 33** be passed.

Committee report to **HB 2321** be adopted; and the bill be passed as amended.

On motion of Rep. Williams, **HB 2137** be amended on page 21, by striking all in lines 7 through 43;

On page 22, by striking all in lines 1 through 7; following line 7 by inserting:

"Sec. 19. K.S.A. 2020 Supp. 41-2653, as amended by section 1 of 2021 Senate Bill No. 14, is hereby amended to read as follows: 41-2653. (a) In addition to the rights of a licensee pursuant to provisions of K.S.A. 41-2637, 41-2641 or 41-2642, and amendments thereto, a class A club license, class B club license or drinking establishment license shall allow the licensee to allow legal patrons of the club or drinking establishment to remove from the licensed premises one or more opened containers of alcoholic liquor or cereal malt beverage, subject to the following conditions:

(1) It must be legal for the licensee to sell the alcoholic liquor or cereal malt beverage in its original container;

(2) the alcoholic liquor or cereal malt beverage must be in its original container;

(3) each container of alcoholic liquor or cereal malt beverage must have been purchased by a patron and the alcoholic liquor or cereal malt beverage in each container must have been partially consumed on the licensed premises;

(4) the licensee or the licensee's employee must provide the patron with a dated receipt for the unfinished container or containers of alcoholic liquor or cereal malt beverage; and

(5) before the container of alcoholic liquor or cereal malt beverage is removed from the licensed premises, the licensee or the licensee's employee must securely reseal each container, place the container in a tamper-proof, transparent bag ~~which~~ that is sealed in

a manner that makes it visibly apparent if the bag is subsequently tampered with or opened.

(b) (1) In addition to the rights of a licensee pursuant to provisions of K.S.A. 41-2637, 41-2641 or 41-2642, and amendments thereto, and the provisions of subsection (a), a class A club license, class B club license or drinking establishment license shall allow the licensee to allow legal patrons of the club or drinking establishment to remove from the licensed premises one or more containers of alcoholic liquor or cereal malt beverage that is not in the original container or is in the original unopened container, subject to the following conditions:

(A) It must be legal for the licensee to sell the alcoholic liquor or cereal malt beverage;

(B) each container of alcoholic liquor or cereal malt beverage must have been purchased by a patron on the licensed premises;

(C) the licensee or the licensee's employee must provide the patron with a dated receipt for the alcoholic liquor or cereal malt beverage; and

(D) if the alcoholic liquor or cereal malt beverage is not in the original unopened container, before the container of alcoholic liquor or cereal malt beverage is removed from the licensed premises, the licensee or the licensee's employee must place the container in a transparent bag that is sealed in a manner that makes it visibly apparent if the bag is subsequently tampered with or opened.

(2) ~~The provisions of this subsection shall expire on March 31, 2021. No licensee shall allow any alcoholic liquor or cereal malt beverage to be removed from the licensed premises pursuant to this subsection after 11 p.m.~~

(3) Beer, cereal malt beverage and wine in the original unopened container and mixed drinks not in the original container that are sold pursuant to this subsection shall not be subject to any drink size requirements of this act. Any other alcoholic liquor or cereal malt beverage that is not in the original unopened container shall comply with all drink size requirements and be sold in a durable sealable container.

(c) This section shall be a part of and supplemental to the club and drinking establishment act.;

On page 25, in line 38, after "41-2653" by inserting ", as amended by section 1 of 2021 Senate Bill No. 14";

On page 1, in the title, in line 7, after "41-2653" by inserting ", as amended by section 1 of 2021 Senate Bill No. 14" and the bill be passed as amended.

Committee report to **HB 2201** be adopted; and the bill be passed as amended.

Committee report to **HB 2387** be adopted; and the bill be passed as amended.

Committee report to **HB 2252** be adopted; and the bill be passed as amended.

Committee report to **HB 2247** be adopted.

Also, on motion of Rep. Poetter, **HB 2247** be amended as amended by House Committee, on page 2, following line 4, by inserting:

"Sec. 6. The portion of United States highway 69 from the southern junction of United States highway 69 with interstate highway 435 in Johnson county, then south on United States highway 69 to the junction of United States highway 69 and 135th street is hereby designated as the Senator Dennis Wilson memorial highway. Upon compliance with K.S.A. 68-10,114, and amendments thereto, the secretary of

transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the Senator Dennis Wilson memorial highway.";

And by renumbering sections accordingly;

On page 1, in the title, in line 7, after "bridge" by inserting "; designating a portion of United States highway 69 as the Senator Dennis Wilson memorial highway" and the bill be passed as amended.

Committee report to **HB 2391** be adopted; and the bill be passed as amended.

Committee report to **HB 2128** be adopted; and the bill be passed as amended.

Committee report to **HB 2259** be adopted; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2166** be adopted.

Also, on motion of Rep. Hoheisel, **Substitute for HB 2166** be amended on page 6, following line 33, by inserting:

"(e) Upon satisfactory proof submitted to the director of vehicles, in accordance with rules and regulations adopted by the secretary of revenue, any person issued a license plate under this section may request that the license plate be printed to indicate that such person is a retired member of the United States army.";

On page 7, following line 23, by inserting:

"(e) Upon satisfactory proof submitted to the director of vehicles, in accordance with rules and regulations adopted by the secretary of revenue, any person issued a license plate under this section may request that the license plate be printed to indicate that such person is a retired member of the United States navy.";

On page 8, following line 14, by inserting:

"(e) Upon satisfactory proof submitted to the director of vehicles, in accordance with rules and regulations adopted by the secretary of revenue, any person issued a license plate under this section may request that the license plate be printed to indicate that such person is a retired member of the United States marine corps.";

On page 9, following line 4, by inserting:

"(e) Upon satisfactory proof submitted to the director of vehicles, in accordance with rules and regulations adopted by the secretary of revenue, any person issued a license plate under this section may request that the license plate be printed to indicate that such person is a retired member of the United States air force.";

Also on page 9, following line 38, by inserting:

"(e) Upon satisfactory proof submitted to the director of vehicles, in accordance with rules and regulations adopted by the secretary of revenue, any person issued a license plate under this section may request that the license plate be printed to indicate that such person is a retired member of the United States coast guard.";

On page 10, following line 28, by inserting:

"(e) Upon satisfactory proof submitted to the director of vehicles, in accordance with rules and regulations adopted by the secretary of revenue, any person issued a license plate under this section may request that the license plate be printed to indicate that such person is a retired member of the United States space force." and the substitute bill be passed as amended.

Committee report to **HB 2296** be adopted.

Also, on motion of Rep. Neely to amend **HB 2296**, Rep. Delperdang requested a

ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed.

The motion to recommend bill favorably for passage did not prevail.

REPORTS OF STANDING COMMITTEES

Committee on **Children and Seniors** recommends **HB 2371** be amended on page 8, in line 5, by striking the second "and"; in line 6, by striking "private" and inserting "nonpublic"; in line 7, by striking "or postsecondary educational institution" and inserting "making progress toward graduation for up to 48 months; or

(vii) adults enrolled in a postsecondary educational institution for at least six credit hours that are required to obtain a degree or certificate for up to 72 months";

On page 1, in the title, in line 3, after "exempting" by inserting "qualifying"; in line 4, after "requirement" by inserting "for a limited time"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2057** be passed.

Committee on **Elections** recommends **HB 2332** be amended on page 4, in line 34, after "(k)" by inserting "(1)"; in line 35, after "ballot" by inserting "and includes an application for an advance voting ballot in such mailing";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

On page 5, following line 1, by inserting:

"(2) The provisions of this subsection shall not apply to:

(A) The secretary of state or any election official or county election office; or

(B) the official protection and advocacy for voting access agency for this state as designated pursuant to the federal help America vote act of 2002, public law 107-252, or any other entity required to provide information concerning elections and voting procedures by federal law.

(3) A violation of this subsection is a class C nonperson misdemeanor.";

Also on page 5, in line 2, after "(1)" by inserting "(1) No person shall mail or cause to be mailed an application for an advance voting ballot, unless such person is a resident of this state or is otherwise domiciled in this state.

(2) Any individual may file a complaint in writing with the attorney general alleging a violation of this subsection. Such complaint shall include the name of the person alleged to have violated this subsection and any other information as required by the attorney general. Upon receipt of a complaint, the attorney general shall investigate and may file an action against any person found to have violated this subsection.

(3) Any person who violates the provisions of this subsection is subject to a civil penalty of \$20. Each instance in which a person mails an application for an advance voting ballot in violation of this section shall constitute a separate violation.

(m)";

Also on page 5, in line 6, after "after" by inserting "January 1, 2022, and";

On page 1, in the title, in line 3, after the semicolon by inserting "prohibiting such solicitations by persons located outside this state; penalties for violations;"; and the bill be passed as amended.

Committee on **Elections** recommends **HB 2339** be amended on page 1, in line 8, by striking "While being charged with no election duty,"; in line 9, after "record" by

inserting "unless the person is lawfully carrying out an election duty"; in line 10, after "alter" by inserting ", destroy"; in line 11, after "ballot" by inserting ", election machine"; in line 13, after "software" by inserting ", election machine, wireless or cellular transmission"; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2138, HB 2340** be passed.

Committee on **Federal and State Affairs** recommends **HB 2025** be amended on page 1, in line 8, by striking all after the second comma; in line 9, by striking all before "shall"; in line 12, by striking "a judicially recognized exception" and inserting "one of the following exceptions"; in line 13, after "requirement" by inserting ":

- (1) Exigent circumstances;
- (2) consent searches; or
- (3) plain view doctrine";

Also on page 1, in line 27, by striking "a judicially recognized exception" and inserting "one of the following exceptions"; in line 28, after "requirement" by inserting ":

- (1) Exigent circumstances;
- (2) consent searches; or
- (3) plain view doctrine"; and the bill be passed as amended.

Committee on **K-12 Education Budget** recommends **HB 2119** be amended as recommended by the House Committee on K-12 Education Budget as reported in the Journal of the House on February 12, 2021, and the bill as printed As Amended by House Committee be further amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2119," as follows:

"Substitute for HOUSE BILL NO. 2119
By Committee on K-12 Education Budget

"AN ACT concerning education; relating to the instruction and financing thereof; making and concerning appropriations for the department of education for fiscal years ending June 30, 2021, June 30, 2022, and June 30, 2023; creating the student empowerment act to provide education savings accounts to certain students; requiring the school term to be conducted through in-person education and allowing for limited remote learning; requiring boards of education to allocate sufficient school district moneys to improve academic performance of underachieving students; providing an alternative state aid calculation for school district remote enrollment; authorizing continuation of the 20 mill statewide property tax levy for schools and the exemption of a portion of residential property from such levy; expanding student eligibility under the tax credit for low income students scholarship program; amending K.S.A. 72-1163, 72-3115, 72-5134, 72-5151, 79-201x and 79-32,117 and K.S.A. 2020 Supp. 72-3117, 72-4352, 72-4354, 72-5131, 72-5132, 72-5142 and 72-5178 and repealing the existing sections."; and the substitute bill be passed.

(Sub **HB 2119** was thereupon introduced and read by title.)

Committee on **Taxation** recommends **HB 2315** be passed.

Committee on **Taxation** recommends **HB 2313** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Transportation** recommends **HB 2245, HB 2295** be passed.

Committee on **Transportation** recommends **HB 2193** be amended on page 1, following line 6, by inserting:

"New Section 1. (a) (1) Any person who is financially unable to pay either the full amount of their original traffic fine or fines and court costs or a monthly payment from an approved hardship payment plan, as described in this section, may contact the court of jurisdiction to request a hardship waiver to offset part or all of the balance owed. The waiver shall include options for monthly installment payments and credits, or both, earned by the defendant doing community service and attending court approved classes, or both.

(2) A monthly payment amount shall be calculated based upon all fines and fees and all anticipated costs owed within that jurisdiction and shall correspond to the person's ability to pay. The monthly payment plan amount shall be the greater of \$10 or 2% of the person's annual net income, as of their most recent tax return, divided by 12.

(b) A single page, uniform hardship waiver application form shall be made available to download from the department of revenue website in addition to being provided in each jurisdiction's clerk of court office for defendants to sign and submit to the court. If the court denies an economic hardship petition, a written explanation shall be provided to the defendant stating the reason or reasons for the denial.

(c) Under the terms of the original traffic fine or fines and court costs payment agreement made with the court, the district or municipal court:

(1) Shall order the recall of any warrants directly related to the suspension of the person's driver's license.

(2) shall order the waiver of any reinstatement and collection fees directly related to the suspension;

(3) shall order the expungement of any previous driving while suspended convictions due to nonpayment of traffic fines and court costs, or both, or failure to appear; and

(4) may order that a defendant who enters into a payment agreement shall receive credit against remaining traffic fines and court costs owed by performing community service and attending classes, or both, including online courses, aimed at defensive and safe driving techniques or a state approved traffic school program. The court shall approve any classes and community service. Once such classes and community service has been approved, the person shall receive a credit toward the balance owed in an amount equal to \$15 for each hour spent by the person doing community service and \$15 for each hour spent attending classes.

(d) After a hardship payment plan has been approved by the court, the court shall order the division of vehicles to reinstate the driver's driving privileges without restriction. After a person has their driving privileges reinstated by agreeing to an approved hardship payment plan, that person's driver's license shall not be suspended due to nonpayment until they have failed to pay for 90 consecutive days.

(e) Any violation of law by the person holding a restricted license that would result in the suspension or revocation of a driver's license shall result in the revocation of the

restricted license.

(f) As soon as the original traffic fine or fines and court costs have been paid as agreed by the defendant, the district or municipal court shall electronically order the division of vehicles to immediately remove the restrictions on the defendant's driver's license and mail written notification to the defendant that their Kansas driver's privileges and license have been reinstated.

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

(1) Non-traffic warrants; or

(2) a person whose driver's license has been suspended or revoked under the provisions of K.S.A. 8-2,144, 8-1567 or 8-1567a, and amendments thereto, or K.S.A. 2020 Supp. 8-1025, and amendments thereto.";

On page 2, in line 8, by striking "30" and inserting "90";

On page 3, following line 4, by inserting:

"Sec. 3. K.S.A. 2020 Supp. 8-2106 is hereby amended to read as follows: 8-2106.

(a) A law enforcement officer may prepare and deliver to a person a written traffic citation on a form approved by the division of motor vehicles, if the law enforcement officer stops the person for a violation of:

(1) The uniform act regulating traffic on highways, which violation is a misdemeanor or a traffic infraction;

(2) K.S.A. 8-262, 8-287, 8-2,144, 8-1599, 40-3104, 40-3106, 41-715, 41-724, 41-727, 47-607, 66-1,111, 66-1,129, 66-1,139, 66-1,140, 66-273, 66-1314, 66-1324, 66-1330, 66-1331, 66-1332, 68-2104, 68-2106 or ~~subsection (b) of K.S.A. 79-34,122(b), or K.S.A. 2020 Supp. subsection (a) of 21-5607(a), 21-5810, 21-5815, 21-5816, subsection (a) of 21-5817(a) or 21-6203,~~ and amendments thereto;

(3) K.S.A. 31-155, and amendments thereto, involving transportation of bottle rockets;

(4) K.S.A. 66-1314 or 66-1328, and amendments thereto, and any rules and regulations adopted pursuant thereto;

(5) any rules and regulations adopted pursuant to K.S.A. 2-1212, ~~68-2001 or 31-146 or 68-2001,~~ and amendments thereto;

(6) any rules and regulations adopted pursuant to K.S.A. 31-133, and amendments, thereto relating to transportation of materials or fuel; or

(7) K.S.A. 8-1343 through 8-1347, and amendments thereto, relating to the child passenger safety act; or

(8) K.S.A. 8-2501 through 8-2507, and amendments thereto, relating to the safety belt use act.

(b) The citation shall contain a notice to appear in court, the name and address of the person, the type of vehicle the person was driving, whether hazardous materials were being transported, whether an accident occurred, the state registration number of the person's vehicle, if any, a statement whether the vehicle is a commercial vehicle, whether the person is licensed to drive a commercial motor vehicle, the offense or offenses charged, the time and place when and where the person shall appear in court, the phone number and email address of the clerk of the court of jurisdiction, the signature of the law enforcement officer, and any other pertinent information.

(c) The time specified in the notice to appear shall be at least five days after the

alleged violation unless the person charged with the violation demands an earlier hearing.

(d) The place specified in the notice to appear shall be before a judge of the district or municipal court within the county in which the offense is alleged to have been committed.

(e) Except in the circumstances ~~to which subsection (a) of where~~ K.S.A. 8-2104(a), and amendments thereto, apply, in the discretion of the law enforcement officer, a person charged with a misdemeanor may give written promise to either appear in court or be given the phone number or email address of the clerk of the court to enter a plea prior to the court date by signing at least one copy of the written citation prepared by the law enforcement officer, in which event the law enforcement officer shall deliver a copy of the citation to the person and shall not take the person into physical custody.

(f) When a person is charged with a traffic infraction, the notice to appear shall provide a place where the person may make a written entry of appearance, waive the right to a trial and plead guilty or no contest. Such notice to appear shall contain a provision that the person's failure to either enter a plea with the clerk of the court prior to a specified time and, if pleading guilty, make payments as agreed to with the court, pay such fine and court costs or appear in court at the specified time may result in suspension of the person's drivers' license as provided in K.S.A. 8-2110, and amendments thereto. The notice to appear shall provide a space where the law enforcement officer shall enter the appropriate fine specified in the uniform fine schedule contained in K.S.A. 8-2118, and amendments thereto, for the violation charged and court costs in the amount provided by law. If the notice to appear does not ~~do so~~ provide the information set forth in this subsection, the law enforcement officer shall provide a person charged with a traffic infraction a form explaining the person's right to contact the clerk of the district or municipal court of jurisdiction to enter a plea prior to the date to appear and right to a trial and the person's right to negotiate with the court a plan to pay the fine or fines stated on the traffic citation and court costs or pay the appropriate fine and court costs prior to the appearance date. The law enforcement officer shall provide the person with the phone number and email address of the clerk of the court and the address of the court to which the written entry of appearance, waiver of trial, plea of guilty or no contest and payment of fine and court costs shall be mailed.

(g) Any officer violating any of the provisions of subsection (f) is guilty of misconduct in office and shall be subject to removal from office.";

Also on page 3, in line 7, by striking "either"; also in line 7, by striking ": (1)"; in line 8, by striking the first "and" and inserting "or enter a plea with the clerk of the court prior to their assigned court date and, if pleading guilty,"; also in line 8, by striking "in full"; also in line 8, by striking all after "costs"; by striking all in line 9; in line 10, by striking all before the period and inserting "in accordance with the amount and payment plan agreed upon by the court"; in line 18, by striking all before "within" and inserting "enter a plea with the court"; in line 25, by striking all before "the";

On page 4, in line 4, after "citations" by inserting "or failure to appear in court or contact the court to enter a plea prior to their court date"; in line 12, by striking all after the period; by striking all in lines 13 through 19; in line 20, by striking all before "No"; in line 22, after "(C)" by inserting "An individual shall not qualify for restricted driving privileges pursuant to subsection (b)(2)(A) or (b)(2)(B) unless the following conditions are met: (i) The suspended license was issued by the division of vehicles; (ii) the

suspended license resulted from the individual's failure to comply with a traffic citation pursuant to subsection (b)(1) and there is no other basis for the license suspension or cancellation except for violations of this section; and (iii) the traffic citation that resulted in the failure to comply pursuant to subsection (b)(1) was issued in this state.

(D)";

On page 5, in line 17, before "Except" by inserting "On and after July 1, 2021,";

On page 6, in line 19, after the comma by inserting "8-2106,";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the semicolon by inserting "permitting certain individuals to enter into payment agreements with courts for fines for traffic citations; requiring certain information to appear on traffic citations;"; also in line 3, after "8-262" by inserting ", 8-2106"; and the bill be passed as amended.

Committee on **Transportation** recommends **HB 2379** be amended on page 1, in line 16, by striking "mean" and inserting "include":

(1) The";

Also on page 1, in line 17, after "thereto" by inserting ";

(2) the use of a vehicle for demonstrations purposes; or

(3) a leased, temporarily loaned or borrowed vehicle owned by a new or used vehicle dealer licensed under the provisions of K.S.A. 8-2401 et seq., and amendments thereto";

Also on page 1, in line 21, by striking "mean" and inserting "include":

(1)";

Also on page 1, also in line 21, by striking "and does not include" and inserting ";

(2)";

Also on page 1, in line 22, after "thereto" by inserting ";

(3) a service provider who is solely providing hardware or software as a service to a person or entity that is not effectuating payment of financial consideration for use of a shared vehicle;

(4) the use of a vehicle for demonstration purposes; or

(5) a leased, temporarily loaned or borrowed vehicle owned by a new or used vehicle dealer licensed under the provisions of K.S.A. 8-2401 et seq., and amendments thereto";

Also on page 1, in line 27, after "include" by inserting ":

(1)";

Also on page 1, in line 28, after "thereto" by inserting ";

(2) the use of a vehicle for demonstration purposes; or

(3) a leased, temporarily loaned or borrowed vehicle owned by a used or new vehicle dealer licensed under the provisions of K.S.A. 8-2401 et seq., and amendments thereto";

Also on page 1, in line 31, after "include" by inserting ":

(1)";

Also on page 1, in line 32, after "thereto" by inserting ";

(2) a vehicle that is used for demonstration purposes; or

(3) a lease, temporarily loaned or borrowed vehicle owned by a new or used vehicle dealer licensed under the provisions of K.S.A. 8-2401 et seq., and amendments thereto";

Also on page 1, in line 36, after "include" by inserting ":

(1)";

Also on page 1, also in line 36, after "thereto" by inserting "
 (2) the operator of a vehicle that is used for demonstration purposes; or
 (3) the operator of a leased, temporarily loaned or borrowed vehicle owned by a new or used vehicle dealer licensed under the provisions of K.S.A. 8-2401 et seq., and amendments thereto";

On page 2, in line 1, after "(g)" by inserting "(1)"; in line 4, after the period by inserting:

"(2)";

Also on page 2, also in line 4, after "include" by inserting "
 (A)";

Also on page 2, in line 5, before ". A" by inserting "
 (B) an owner of a vehicle that is used for demonstration purposes; or
 (C) a leased, temporarily loaned or borrowed vehicle owned by a new or used vehicle dealer licensed under the provisions of K.S.A. 8-2401 et seq., and amendments thereto";

Also on page 2, also in line 5, after "thereto." by inserting:
 "(3)";

Also on page 2, in line 6, after the first comma by inserting "a leasing company"; in line 28, after "program" by inserting "and such alternatively agreed upon location is incorporated into the vehicle sharing program agreement";

On page 3, in line 32, after the period by inserting "In the event that a claim occurs in another state with insurance policy coverage amounts that exceed the minimum amounts set forth in K.S.A. 40-3107, and amendments thereto, during the vehicle sharing period, the coverage maintained under subsection (e) shall satisfy the difference in minimum coverage amounts up to the applicable policy limits."; in line 33, by striking "(1)"; also in line 33, after "The" by inserting "insurer or"; in line 36, by striking "(A)" and inserting "(1)"; in line 37, after "loss" by inserting "or a dispute exists as to whether the shared vehicle was returned to the alternatively agreed upon location as required by section 2(k), and amendments thereto"; in line 38, by striking "(B)" and inserting "(2)"; by striking all in lines 41 through 43;

On page 4, by striking all in line 1;

On page 5, following line 3, by inserting:

"(c) Nothing in this section invalidates, limits or restricts an insurer's ability under existing law to underwrite any insurance policy or to cancel and non-renew insurance policies.";

Also on page 5, in line 6, after the second comma by inserting "vehicle sharing period pick up and drop off locations,"; in line 10, after "investigation" by inserting ", settlement, negotiation or litigation"; in line 19, by striking "contribution" and inserting "recovery"; and the bill be passed as amended.

Upon unanimous consent, the House referred back to the regular business, Introduction of Bills and Concurrent Resolutions.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2426, AN ACT concerning municipalities; authorizing municipalities to issue bonds and warrants in excess of current revenue in the case of declared emergencies;

increasing the maximum allowed bond interest rate; changing the source of bond yield information; amending K.S.A. 2020 Supp. 10-1009 and repealing the existing section, by Committee on Appropriations.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

HOUSE RESOLUTION No. **HR 6010**—

By Representative B. Carpenter

HR 6010—A RESOLUTION supporting the Future Vertical Lift program as a part of United States Army modernization.

WHEREAS, The United States of America faces a growing multi-faceted national security threat from near-peer challengers around the world; and

WHEREAS, The national security of the United States requires multiple critical modernization efforts across all branches of the United States military; and

WHEREAS, Kansas is home to five military installations, major members of the United States defense industrial base, world-class academic institutions and strategic assets essential to our national defense; and

WHEREAS, Our servicemen and women require vertical lift aircraft with greater reach, speed, agility, lethality and survivability to compete in the critical anti-access, anti-denial environments around the world; and

WHEREAS, The United States Army modernization plan involves six mutually supporting priorities, including Future Vertical Lift, to enable the joint force to counter evolving threats; and

WHEREAS, The Future Vertical Lift program involves a next-generation family of aircraft, enabling the United States Department of Defense to successfully meet these emerging and rapidly evolving threats; and

WHEREAS, Within the Future Vertical Lift program, the Future Long-Range Assault Aircraft program seeks to modernize the vertical lift fleet by delivering the most modern, versatile and lethal weapons systems in the world in order to win on the modern battlefield; and

WHEREAS, Future Long-Range Assault Aircraft will serve as the primary air assault, aerial medical evacuation and medium utility aircraft for the United States Army; and

WHEREAS, The United States Marine Corps is likewise assessing the platform for its future utility and attack requirements; and

WHEREAS, Future Long-Range Assault Aircraft would enhance the capability of the United States Army National Guard to execute national security missions and respond to domestic contingencies, such as natural disasters, as well as position the Guard as an operational strategic reserve; and

WHEREAS, The Future Vertical Lift program generally, and the Future Long-Range Assault Aircraft program in particular, will help drive innovation and create research, development and employment opportunities in the Kansas aerospace and defense ecosystem; and

WHEREAS, The Future Long-Range Assault Aircraft program can deliver significant economic benefits and advance Kansas' objective to grow and diversify the state's economy while supporting national security efforts; and

WHEREAS, The Future Vertical Lift and Future Long-Range Assault Aircraft programs will require full funding and support from the federal government: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That the state of Kansas supports the United States Army's Future Vertical Lift program, including the Future Long-Range Assault Aircraft program as part of United States Army modernization plan; and

Be it further resolved: The state of Kansas requests the full support of the Kansas congressional delegation to ensure full funding for the Future Vertical Lift program, including the Future Long-Range Assault Aircraft program, in the President's federal budget and subsequent authorization and appropriations legislation; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to each member of the United States Senate and the United States House of Representatives serving Kansas.

On motion of Rep. Hawkins, the House adjourned until 10:00 a.m., Tuesday, March 2, 2021.

JENNY HAUGH, JULIA WERNER, *Journal Clerk.*

SUSAN W. KANNARR, *Chief Clerk.*

