

Journal of the House

FORTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 22, 2021, 11:00 a.m.

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

The roll was called with 121 members present.

Reps. Howard and Samsel were excused on verified illness.

Reps. Alcalá and Aramberger were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Creator God,
thank You for this new week – this new day.
We ask that You guide us in Your way.
Spring has sprung
and the madness of March has begun.
As for basketball madness, done in are most of our brackets
which may be causing quite the racket.
As for our legislative transactions,
may we not fear the reactions.
Help each one to lean upon You
for the solutions we pursue.
We need Your wisdom and guidance
to know when to speak and when to be silent.
Help us not to be like sheep and go astray
but to listen to Your advice and go Your way.
This, in Your Name I pray,
Amen.

The Pledge of Allegiance was led by Rep. Poskin.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **SB 267**.

Education: **SB 208**.

Insurance and Pensions: **SB 37**.

Taxation: **HB 2445, HB 2446**.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hawkins, the House acceded to the request of the Senate for a conference on **SB 77**.

Speaker pro tem Finch thereupon appointed Reps. Landwehr, Eplee and Parker 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 170**.

Speaker pro tem Finch thereupon appointed Reps. Landwehr, Eplee and Parker 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 178**.

Speaker pro tem Finch thereupon appointed Reps. Kelly, Hoheisel and Xu as conferees on the part of the House.

CONSENT CALENDAR

No objection was made to **SB 64** appearing on the Consent Calendar for the first day.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Patton, the House concurred in Senate amendments to **HB 2078**, AN ACT concerning criminal procedure; relating to discharge of persons not brought promptly to trial; suspension of statutory deadlines; providing guidelines for prioritizing trials; requiring the office of judicial administration to prepare and submit a report to the legislature in 2022 and 2023; amending K.S.A. 2020 Supp. 22-3402 and repealing the existing section.

On roll call, the vote was: Yeas 114; Nays 7; Present but not voting: 0; Absent or not voting: 4.

Yeas: Amyx, Anderson, Averkamp, Baker, Ballard, Barker, Bergkamp, Bergquist, Bishop, Blex, Borjon, Burris, Burroughs, Byers, Carlin, Carlson, Carmichael, B. Carpenter, W. Carpenter, Clark, Clayton, Coleman, Collins, Concannon, Corbet, Croft, Curtis, Day, Delperdang, Dodson, M., Donohoe, Ellis, Eplee, Esau, Estes, Featherston, Finch, Finney, Francis, Gartner, Haswood, Hawkins, Helgerson, Henderson, Highberger, Highland, Hoffman, Hoheisel, Howe, Hoyer, Huebert, Humphries, Jennings, S. Johnson, T. Johnson, Kelly, Kessler, Kuether, Landwehr, Lee-Hahn, Long, Lynn, Mason, Miller, Minnix, Moser, Neelly, Neighbor, Newland, Ohaebosim, Orr, Ousley, Owens, Parker, F. Patton, Penn, Poetter, Poskin, Probst, Proctor, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Sanders, Sawyer, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Toplikar, Turner, Vaughn, Victors, Waggoner, Wasinger, Waymaster, Weigel, Wheeler, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Fairchild, French, Garber, Helmer, Houser, Jacobs, Murphy.

Present but not voting: None.

Absent or not voting: Alcalá, Arnberger, Howard, Samsel.

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

COMMITTEE OF THE WHOLE

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

Recommended that **SB 118** be passed.

Committee report recommending a substitute bill to **SB 99** be adopted; and **H Sub for SB 99** be passed.

Committee report recommending a substitute bill to **SB 63** be adopted; and **H Sub for SB 63** be passed.

Committee report recommending a substitute bill to **SB 26** be adopted; and **H Sub for SB 26** be passed.

Committee report to **HB 2401** be adopted; and the bill be passed as amended.

Committee report to **SB 67** be adopted; and the bill be passed as amended.

Committee report to **SB 95** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Appropriations** recommends **HB 2397** be amended by substituting a new bill to be designated as "Substitute for HOUSE BILL NO. 2397," as follows:

"Substitute for HOUSE BILL NO. 2397

By Committee on Appropriations

"AN ACT making and concerning appropriations for fiscal years ending June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, for state agencies; 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. 75-4209, 75-6702 and 75-6706 and K.S.A. 2020 Supp. 2-223, 12-1775a, 12-5256, 55-193, 65-180, 72-5462, 74-50,107, 74-99b34, 75-2263, 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."; and the substitute bill be passed.

(**Sub HB 2397** was thereupon introduced and read by title.)

Committee on **Judiciary** recommends **HB 2122** be passed.

Committee on **Judiciary** recommends **HB 2150** be amended by adoption of the amendments recommended by the House Committee on Children and Seniors as reported in the Journal of the House on February 10, 2021, and the bill, as printed with amendments by House Committee, be passed as amended.

Committee on **Judiciary** recommends **SB 58** be amended on page 4, in line 29, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 103** be amended on page 6, in line 7, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 107** be amended on page 37, in line 38, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee on **Taxation** recommends **HB 2272** be passed.

Committee on **Transportation** recommends **SB 36**, as amended by Senate Committee, be amended on page 2, in line 25, after the stricken material by inserting "or"; in line 37, by striking all after "patrol"; by striking all in lines 38 through 40; in line 41, by striking all before the period;

On page 3, in line 26, by striking all after "(g)"; by striking all in lines 27 through 43;

On page 4, by striking all in lines 1 through 7; in line 8, by striking all before the period and inserting "An employee of a salvage vehicle pool, as defined by K.S.A. 8-2401, and amendments thereto, who submits an application to the Kansas highway patrol pursuant to this section for six or more vehicles shall have such vehicles checked by the Kansas highway patrol within five business days of the date the application was submitted, if the salvage vehicle pool submitting the application sells at least 2,000 vehicles combined per year from the salvage vehicle pool's licensed locations in Kansas as reported to the Kansas department of revenue. The salvage vehicle pool shall provide the Kansas highway patrol with the address of the salvage vehicle pool facility and the approximate location within the facility of the vehicles to be checked and shall clearly mark the vehicles that are to be checked. The salvage vehicle pool shall provide enclosed office space for use by the Kansas highway patrol during such checks of multiple vehicles. The employees of the salvage vehicle pool shall not be required to move the vehicles within the facility for purposes of the checks. In the event that the Kansas highway patrol is unable to complete the checks required by this subsection within five business days, the Kansas highway patrol shall notify the salvage vehicle pool of the reasons for such delay and the date when such vehicle checks will begin, except that the date shall be not later than 10 business days from the date the application for such checks was submitted";

On page 1, in the title, in line 1, by striking "allowing"; by striking all in line 2; in line 3, by striking all before the semicolon and inserting "requiring the Kansas highway patrol to make multiple vehicle checks within a set time period upon application by a salvage vehicle pool"; and the bill be passed as amended.

REPORT ON ENROLLED RESOLUTIONS

HR 6012, HR 6013 reported correctly enrolled and properly signed on March 22, 2021.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Tuesday, March 23, 2021.

JENNY HAUGH, JULIA WERNER, *Journal Clerk.*

SUSAN W. KANNARR, *Chief Clerk.*

