

# Journal of the House

## THIRTY-THIRD DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Wednesday, March 2, 2022, 11:00 a.m.

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

The roll was called with 122 members present.

Reps. Finney and Poetter Parshall excused on verified illness.

Rep. Mason was excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Our Heavenly Father,  
we stand before You today  
grateful for the blessings that You bestow upon us daily.  
Today we have many plans, various agendas, a list of expectations,  
numerous intentions and busy schedules.  
Our day already seems driven by demands on our time,  
goals to accomplish and deadlines to meet.  
It can be so easy for each one to get so involved with the busy-ness of the day  
that we neglect to remember that You establish our steps.  
Help us to commit to You all that we hope to accomplish today  
and ask that You would allow all our plans to prosper.  
This I pray in Your gracious Name, Amen.

The Pledge of Allegiance was led by Rep. Newland.

### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **SB 417, SB 451.**

Appropriations: **SB 373, SB 443.**

Commerce, Labor and Economic Development: **SB 150, SB 382, SB 493.**

Corrections and Juvenile Justice: **SB 366, SB 368, SB 385, SB 408.**

Education: **SB 215.**

Federal and State Affairs: **HB 2722, Sub SB 34, SB 405.**

Financial Institutions and Rural Development: **Sub SB 400.**

Health and Human Services: **SB 348, SB 440, SB 441, SB 453.**

Insurance and Pensions: **SB 336, SB 399, SB 421, SB 448, Sub SB 450.**

Judiciary: **SB 141, SB 367, SB 395, SB 419, SB 425, SB 434, SB 435, SB 457, SB 483.**

K-12 Education Budget: **SB 362.**

Transportation: **SB 161, SB 313, SB 446.**

**CHANGE OF REFERENCE**

Speaker pro tem Finch announced the withdrawal of **SB 417** from Committee on Agriculture and referral to Committee on Energy, Utilities and Telecommunications.

**CONSENT CALENDAR**

No objection was made to **HB 2710** appearing on the Consent Calendar for the first day.

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

**COMMITTEE OF THE WHOLE**

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

Recommended that **SB 358** be passed.

Committee report recommending a substitute bill to **SB 101** be adopted.

Also, on motion of Rep. Turner, **H Sub for SB 101** be amended on page 9, by striking all in lines 19 through 21; in line 22, by striking "(g)" and inserting "(f)";

On page 10, by striking all in lines 2 through 4;

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly

and the substitute bill be passed as amended.

Committee report to **SB 62** be adopted.

Also, on motion of Rep. Rhiley to amend **SB 62**, the motion did not prevail, and the bill be passed as amended.

**INTRODUCTION OF ORIGINAL MOTIONS**

On emergency motion of Rep. Hawkins pursuant to House Rule 2311, **SB 62**, **H Sub for SB 101** and **SB 358** were advanced to Final Action on Bills and Concurrent Resolutions.

**FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS**

**SB 358**, AN ACT concerning water; relating to the financing of public water supply projects; allowing financing for projects that are related to the diversion or transportation of water acquired through a water transfer; amending K.S.A. 65-163d and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 0; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Arnberger, Awerkamp, Baker, Ballard, Barker, Bergkamp, Bergquist, Blex, Borjon, Burris, Burroughs, Byers, Carlin, Carlson, Carmichael, W. Carpenter, Clark, Clayton, Clifford, Coleman, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Ellis, Eplee, Esau, Estes, Fairchild, Featherston, Finch, Francis, French, Garber, Gartner, Haswood, Hawkins, Helgerson, Helmer, Henderson, Highberger, Highland, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Huebert, Humphries, Jacobs, S. Johnson, T. Johnson, Kelly, Kessler, Kuether, Landwehr, Lee-Hahn, Long, Lynn, Meyer, Miller, Minnix, Moser, Murphy, Neelly, Neighbor, Newland, Ohaebosim, Orr, Osman, Ousley, Owens, F. Patton, Penn, Poskin, Probst, Proctor, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sanders, Sawyer, Schmidt, Schreiber, Seiwert, Smith,

A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Turner, Vaughn, Victors, Waggoner, Wasinger, Waymaster, Weigel, Wheeler, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: None.

Present but not voting: None.

Absent or not voting: Finney, Mason, Poetter, Toplikar.

The bill passed.

**H Sub for SB 101**, AN ACT concerning electric-assisted bicycles; relating to the regulation and approved use thereof; providing for use of certain sizes of motors; amending K.S.A. 8-1437, 8-1439a, 8-1489, 8-1592b and 32-701 and K.S.A. 2021 Supp. 8-126, 8-128, 8-1402a, 8-1438, 8-1498 and 8-2401 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 86; Nays 35; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Baker, Ballard, Borjon, Burroughs, Byers, Carlin, Carlson, Clark, Clayton, Clifford, Coleman, Collins, Concannon, Corbet, Curtis, Delperdang, Dodson, M., Donohoe, Ellis, Eplee, Esau, Featherston, Finch, Francis, French, Gartner, Haswood, Hawkins, Helgerson, Helmer, Henderson, Highberger, Highland, Hoheisel, Howe, Howell, Howerton, Hoye, Huebert, Humphries, S. Johnson, Kelly, Kuether, Landwehr, Lynn, Meyer, Miller, Minnix, Neelly, Neighbor, Newland, Ohaebosim, Orr, Osman, F. Patton, Penn, Poskin, Probst, Proctor, Proehl, Ralph, Ruiz, S., Ryckman, Samsel, Sanders, Sawyer, Schmidt, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Thompson, Vaughn, Victors, Wasinger, Weigel, Wheeler, Winn, Wolfe Moore, Woodard, Xu.

Nays: Arnberger, Awerkamp, Barker, Bergkamp, Bergquist, Blex, Burris, Carmichael, W. Carpenter, Croft, Estes, Fairchild, Garber, Hoffman, Houser, Jacobs, T. Johnson, Kessler, Lee-Hahn, Long, Moser, Murphy, Ousley, Owens, Rahjes, Resman, Rhiley, Ruiz, L., Sutton, Tarwater, Thomas, Turner, Waggoner, Waymaster, K. Williams.

Present but not voting: None.

Absent or not voting: Finney, Mason, Poetter, Toplikar.

The substitute bill passed, as amended.

**SB 62**, AN ACT concerning schools; relating to student vision screenings and the standards therefor; establishing the Kansas children's vision health and school readiness commission; amending K.S.A. 72-6241 and 72-6242 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 6; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Anderson, Arnberger, Baker, Ballard, Barker, Bergkamp, Bergquist, Blex, Borjon, Burroughs, Byers, Carlin, Carlson, Carmichael, W. Carpenter, Clark, Clayton, Clifford, Coleman, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Ellis, Eplee, Esau, Estes, Featherston, Finch, Francis, French, Gartner, Haswood, Hawkins, Helgerson, Helmer, Henderson, Highberger, Highland, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Hoye, Huebert, Humphries, S. Johnson, T. Johnson, Kelly, Kessler, Kuether, Landwehr, Lee-Hahn, Long, Lynn, Meyer, Miller, Minnix, Moser, Murphy, Neelly, Neighbor, Newland, Ohaebosim, Orr, Osman, Ousley, Owens, F. Patton, Penn, Poskin, Probst, Proctor,

Proehl, Rahjes, Ralph, Resman, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sanders, Sawyer, Schmidt, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Turner, Vaughn, Victors, Waggoner, Wasinger, Waymaster, Weigel, Wheeler, K. Williams, Winn, Wolfe Moore, Woodard, Xu.

Nays: Averkamp, Burris, Fairchild, Garber, Jacobs, Rhiley.

Present but not voting: None.

Absent or not voting: Finney, Mason, Poetter, Toplikar.

The bill passed, as amended.

### REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2462**, **HB 2677** be passed.

Committee on **Water** recommends **HB 2686** be amended by substituting with a new bill to be designated as "Substitute for HOUSE BILL NO. 2686," as follows:

"Substitute for HOUSE BILL NO. 2686

By Committee on Water

"AN ACT concerning water; relating to sales and compensating use tax; requiring groundwater management districts to provide certain reports to the legislature; distributing a portion of the revenue from the sales and compensating use tax to the state water plan fund; amending K.S.A. 79-3620 and 79-3710 and repealing the existing sections."; and the substitute bill be passed.

(**Sub HB 2686** was thereupon introduced and read by title.)

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 bills were introduced and read by title:

**HB 2723**, AN ACT concerning animals; relating to transporting animals into the state; authorizing the animal health commissioner to assess a civil penalty for violations relating thereto; amending K.S.A. 47-607c and repealing the existing section, by Committee on Appropriations.

**HB 2724**, AN ACT concerning property taxation; relating to tax levy rate; excluding the required 20 mills for school districts from the notice and public hearing requirements to exceed the revenue neutral rate for property tax purposes; amending K.S.A. 2021 Supp. 79-2988 and repealing the existing section, by Committee on Taxation.

### CHANGE OF REFERENCE

Speaker pro tem Finch announced the withdrawal of **SB 377** from Committee on Financial Institutions and Rural Development and referral to Committee on Insurance and Pensions.

On motion of Rep. Hawkins the House adjourned pro forma until 11:00 a.m. on Thursday, March 3, 2022.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*