

Journal of the Senate

THIRTY-THIRD DAY

SENATE CHAMBER, TOPEKA, KANSAS
Wednesday, March 2, 2022, 2:30 p.m.

The Senate was called to order by President Ty Masterson.
The roll was called with 38 senators present.
Senators Steffen and Straub were excused.
Invocation by Reverend Cecil T. Washington:

The Most Wholesome Diet
Matthew 4:1-4, Genesis 3:19

Heavenly Father, for many of Your children, today, Ash Wednesday, March 2nd, begins a spiritual memorial called Lent. Not counting Sundays, Lord, it's a 40-day period where many of Your people remember the 40 days of fasting by Jesus in Matthew 4:1-4, where He said "Man shall not live on bread alone, but on every word that comes from the mouth of God."

Lord, it looks like we need to evaluate our diet. It seems like we're stuffing ourselves more with food, that will expand us physically, than with the Words that come from You that will expand us spiritually. Many of us are fasting, abstaining from the Words that come from You, while filling up on a worldly diet. For many of us, our fasting is not appropriate. We're abstaining from Your life giving, eye opening Words, while being faithful to a worldly diet.

Let this Ash Wednesday remind us to maintain humility, for You said in Genesis 3:19 that we are made from dust and to dust we shall return.

And Lord, we continue to pray for peace and for Your will to prevail over all the chaos. I offer this prayer in the Name of the Christ, Amen and Amen.

The Pledge of Allegiance was led by President Masterson.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 542, AN ACT concerning property taxation; relating to tax levy rates; establishing a revenue neutral rate complaint process; authorizing the county clerk to limit the amount of ad valorem taxes to be levied in certain circumstances; establishing a deadline for budgets to be filed with the director of accounts and reports; requiring roll call vote and publication of information; amending K.S.A. 79-2930 and K.S.A. 2021 Supp. 79-2988 and repealing the existing sections, by Committee on Assessment and Taxation.

SB 543, AN ACT concerning income taxation; relating to Kansas adjusted gross

income; providing a subtraction modification to allow the carryforward of certain net operating losses for individuals; amending K.S.A. 2021 Supp. 79-32,117 and repealing the existing section, by Committee on Assessment and Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Agriculture and Natural Resources: **HB 2456, HB 2559, HB 2563, HB 2605.**

Assessment and Taxation: **SB 540; SCR 1620.**

Commerce: **HB 2703.**

Federal and State Affairs: **HB 2688.**

Financial Institutions and Insurance: **HB 2110, HB 2481, HB 2510, HB 2547, HB 2568.**

Judiciary: **SB 541; SCR 1621, SCR 1622; HB 2299, HB 2496, HB 2508, HB 2515, HB 2516, HB 2574, HB 2608, HB 2654; HCR 5022.**

Public Health and Welfare: **HB 2386.**

Transparency and Ethics: **HB 2579.**

Transportation: **HB 2483, HB 2529, HB 2595, HB 2597, HB 2633.**

Ways and Means: **HB 2567.**

Committee of the Whole: **HCR 5030.**

MESSAGE FROM THE HOUSE

Announcing passage of **SB 358.**

Announcing passage of **H Sub for SB 101**, as amended by **H Sub for SB 101.**

Announcing passage of **SB 62**, as amended.

CONSIDERATION OF MOTIONS TO CONCUR AND NONCONCUR

On motion of Senator Petersen the Senate nonconcurrent in the House amendments to **H Sub SB 101** and requested a conference committee be appointed.

The President appointed Senators Petersen, Claey's and Hawk as a conference committee on the part of the Senate.

CONSIDERATION OF APPOINTMENTS

In accordance with Senate Rule 55, the following appointments submitted to the Senate for confirmation were considered.

Senator Alley moved the following appointments be confirmed as recommended by the Committee on **Commerce.**

By the Governor

On the appointment to the:

Kansas Employment Security Board of Review:

Connor Cross, Term ends March 15, 2025

On roll call, the vote was: Yeas 37; Nays 0; Present and Passing 0; Absent or Not Voting 3.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claey's, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Suellentrop, Sykes, Thompson, Tyson,

Warren, Wilborn.

Absent or Not Voting: Steffen, Straub, Ware.

The appointment was confirmed.

By the Governor

On the appointment to the:

Kansas Employment Security Board of Review:

Dawn McClure, Term ends June 30, 2024

On roll call, the vote was: Yeas 37; Nays 0; Present and Passing 0; Absent or Not Voting 3.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Suellentrop, Sykes, Thompson, Tyson, Warren, Wilborn.

Absent or Not Voting: Steffen, Straub, Ware.

The appointment was confirmed.

By the Governor

On the appointment to the:

Kansas Employment Security Board of Review:

Amber Neises, Term ends June 30, 2024

On roll call, the vote was: Yeas 37; Nays 0; Present and Passing 0; Absent or Not Voting 3.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Suellentrop, Sykes, Thompson, Tyson, Warren, Wilborn.

Absent or Not Voting: Steffen, Straub, Ware.

The appointment was confirmed.

By the Governor

On the appointment to the:

Kansas Employment Security Board of Review:

Pamela Pierce, Term ends June 30, 2024

On roll call, the vote was: Yeas 37; Nays 0; Present and Passing 0; Absent or Not Voting 3.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Suellentrop, Sykes, Thompson, Tyson, Warren, Wilborn.

Absent or Not Voting: Steffen, Straub, Ware.

The appointment was confirmed.

Senator Alley moved the following appointment be confirmed as recommended by the Committee on **Education**.

By the Governor

On the appointment to the:

State Board of Regents:

Carl Ice, Term ends June 30, 2025

On roll call, the vote was: Yeas 38; Nays 0; Present and Passing 0; Absent or Not Voting 2.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Absent or Not Voting: Steffen, Straub.

The appointment was confirmed.

Senator Alley moved the following appointments without recommendation as recommended by the Committee on **Education**.

By the Governor

On the appointment to the:

State Board of Regents:

Cynthia Lane, Term ends June 30, 2025

On roll call, the vote was: Yeas 23; Nays 11; Present and Passing 4; Absent or Not Voting 2.

Yeas: Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Fagg, Faust-Goudeau, Francisco, Haley, Hawk, Holland, Holscher, Longbine, Masterson, McGinn, O'Shea, Olson, Pettey, Pittman, Sykes, Ware, Wilborn.

Nays: Baumgardner, Erickson, Gossage, Hilderbrand, Kerschen, Peck, Petersen, Suellentrop, Thompson, Tyson, Warren.

Present and Passing: Alley, Kloos, Pyle, Ryckman.

Absent or Not Voting: Steffen, Straub.

The appointment was confirmed.

By the Governor

On the appointment to the:

State Board of Regents:

Winton Winter, Term ends June 30, 2025

On roll call, the vote was: Yeas 24; Nays 9; Present and Passing 5; Absent or Not Voting 2.

Yeas: Billinger, Bowers, Claeys, Corson, Dietrich, Fagg, Faust-Goudeau, Francisco, Haley, Hawk, Holland, Holscher, Kerschen, Longbine, Masterson, McGinn, O'Shea, Olson, Petersen, Pettey, Pittman, Sykes, Ware, Wilborn.

Nays: Baumgardner, Doll, Erickson, Gossage, Hilderbrand, Suellentrop, Thompson, Tyson, Warren.

Present and Passing: Alley, Kloos, Peck, Pyle, Ryckman.

Absent or Not Voting: Steffen, Straub.

The appointment was confirmed.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **SB 439** be passed.

Also, **SB 482** be amended on page 1, in line 10, after "primer" by inserting ", shot, wad,"; and the bill be passed as amended.

Committee on **Judiciary** begs leave to submit the following report:

The following appointment was referred to and considered by the committee and your committee recommends that the Senate approve and consent to such appointment:

By the Governor:

Judge, Court of Appeals: K.S.A. 2021 Supp. 20-3020

Angela Coble, to fill a term expiring on January 8, 2024

Committee on **Ways and Means** recommends **HB 2591** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

REPORT ON ENROLLED BILLS

SR 1730 reported correctly enrolled, properly signed and presented to the Secretary of the Senate on March 2, 2022.

On motion of Senator Alley, the Senate adjourned until 2:30 p.m., Thursday, March 3, 2022.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

