

Journal of the House

FORTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 18, 2024, 11:00 a.m.

The House met session pro forma, pursuant to adjournment, with Speaker Hawkins in the chair.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2843, AN ACT concerning postsecondary education; relating to scholarship programs; establishing the scholarship task force; creating the Kansas academic excellence scholarship program to replace the Kansas ethnic minority scholarship program; amending K.S.A. 74-3284, 74-3285, 74-3286, 74-3287, 74-3288 and 74-3289 and repealing the existing sections, by Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Legislative Modernization: **HB 2842**.

Taxation: **HB 2841**, **SB 480**.

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **SB 347** from Committee of the Whole and referral to Committee on Federal and State Affairs.

MESSAGES FROM THE SENATE

Announcing passage of **HB 2036**, as amended by **S Sub HB 2036**.

Announcing passage of **HB 2465**, as amended.

Announcing passage of **Sub SB 60**, **SB 311**, **SB 376**, **SB 482**, **SB 484**, **SB 498**, **SB 500**, **SB 539**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate bills were thereupon introduced and read by title:

SB 60, **SB 311**, **SB 376**, **SB 482**, **SB 484**, **SB 498**, **SB 500**, **SB 539**.

REPORTS OF STANDING COMMITTEES

Committee on **Taxation** recommends **HB 2794** be passed.

Committee on **Taxation** recommends **HB 2819** 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 **Taxation** recommends **HB 2609** be amended by substituting with a new bill to be designated as "Substitute for HOUSE BILL NO. 2609," as follows:

"Substitute for HOUSE BILL NO. 2609

By Committee on Taxation

"AN ACT concerning property tax; relating to exemptions for certain electric generation facilities; providing a property tax exemption for new electric generation facilities and new pollution control devices and additions constructed or installed at electric generation facilities; discontinuing the current property tax exemptions for certain existing electric generation facilities; amending K.S.A. 79-257 and 79-258 and repealing the existing sections.";

And the substitute bill be passed.

(**Sub Bill for HB 2609** was thereupon introduced and read by title.)

Committee on **Taxation** recommends **HB 2757** be amended on page 1, in line 27, by striking "in this state";

On page 2, in line 15, by striking all after "child"; in line 16, by striking "state"; in line 31, after "owner" by inserting ", except when opening certificates of deposit"; in line 42, by striking "\$3,000" and inserting "\$6,000"; also in line 42, by striking "\$6,000" and inserting "\$12,000";

On page 3, in line 2, by striking "\$24,000" and inserting "\$48,000"; also in line 2, by striking "\$48,000" and inserting "\$96,000"; in line 4, by striking "\$50,000" and inserting "\$100,000"; in line 15, by striking all before the period; in line 18, by striking "in this state"; in line 41, by striking the colon; by striking all in lines 42 and 43;

On page 4, in line 1, by striking "(2)";

On page 14, in line 16, by striking "\$3,000" and inserting "\$6,000"; in line 17, by striking "\$6,000" and inserting "\$12,000"; and the bill be passed as amended.

Committee on **Transportation** recommends **SB 142** be amended on page 1, following line 23, by inserting:

"New Sec. 2. (a) No person under the age of 18 years of age shall use a mobile telephone while operating a motor vehicle.

(b) No person shall use a mobile telephone while operating a motor vehicle in a school zone at a time when a reduced speed limit is enforced as established by K.S.A. 8-1560(a) or 8-1560e, and amendments thereto, or in a road construction zone, as that term is defined in K.S.A. 8-1458a, and amendments thereto, while workers are present.

(c) The provisions of subsections (a) and (b) shall not apply to:

(1) A law enforcement officer or emergency service personnel acting within the course and scope of the law enforcement officer's or emergency service personnel's employment;

(2) a person operating a motor vehicle that is halted at a location where the vehicle can safely and lawfully remain stationary; or

(3) a mobile telephone that is being used with a hands-free device.

(d) The provisions of subsections (a) or (b) shall not prohibit a person from using a mobile telephone while operating a motor vehicle that would otherwise violate subsections (a) or (b) to:

(1) Report current or ongoing illegal activity to law enforcement;

- (2) prevent imminent injury to a person or property;
- (3) summon medical or other emergency assistance; or
- (4) relay information between a transit or for-hire operator and the operator's dispatcher, if the device is permanently affixed to the motor vehicle.

(e) Holding a mobile telephone shall constitute prima facie evidence of a violation of:

- (1) Subsection (a) for persons under the age of 18 years of age; or
- (2) subsection (b) for persons operating a motor vehicle in a school zone or a road construction zone.

(f) As used in this section:

(1) "Hands-free device" means speakerphone capability or a telephone attachment or other piece of equipment, regardless of whether or not the hands-free device is permanently installed in the motor vehicle, that allows use of the mobile telephone without use of either of the operator's hands.

(2) "Mobile telephone" does not include a commercial two-way radio communication device or its functional equivalent, subscription-based emergency communication device, prescribed medical device, amateur or ham radio device or remote diagnostics system.

(g) A law enforcement officer shall issue a warning citation to anyone violating the provisions of subsections (a) or (b). The provisions of this subsection shall expire and have no effect on and after July 1, 2025.

(h) This section shall be a part of and supplemental to the uniform act regulating traffic on highways.";

On page 7, following line 4, by inserting:

"Unlawful use of mobile telephone section 2 \$60";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the semicolon by inserting "prohibiting the use of a mobile telephone while operating a vehicle in a school zone or a road construction zone or by individuals under 18 years of age;"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGE

Speaker Hawkins announced the appointment of Rep. Highberger to replace Rep. Carmichael on Committee on House Rules and Journal March 18, 2024, until further notice.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Tuesday, March 19, 2024.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

